

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

M

L.D. 1444

DATE: 5-15-01

(Filing No. H-453)

REPORT B
STATE AND LOCAL GOVERNMENT

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1075, L.D. 1444, Bill, "An Act to Enhance Local Accountability"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 30-A MRSA §4322-A is enacted to read:

§4322-A. Voluntary compliance based on residential growth

Any municipal requirement established by this subchapter is strictly voluntary for a municipality that has experienced less residential growth over the preceding 10-year period than the state average municipal residential growth rate during the same period, according to United States Census data. The State may not apply a sanction or penalty or preempt municipal home rule authority established by this subchapter against any municipality for which the municipal requirements are made strictly voluntary pursuant to this section, except that the systems of preference for various municipal grants established by section 4349-A apply to all municipalities of the State.'

Further amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

2

Making compliance with the growth management laws optional for certain municipalities will result in savings for the State Planning Office within the Executive Department. The amounts will depend on the number of municipalities that qualify for voluntary compliance and can not be determined at this time.'

8

10

SUMMARY

12

This amendment, which is a minority report of the Joint Standing Committee on State and Local Government, replaces the bill. The amendment targets the resources for growth management by establishing that all municipal requirements placed on municipalities by the growth management laws are strictly voluntary for those municipalities that experience less than average residential growth rates over the last 10-year period according to U.S. Census data. The amendment also provides that penalties, sanctions or preemptions of home rule authority that may be part of the growth management laws also would not apply to those municipalities, except that the system of preference for certain state-administered grants would continue to apply to all municipalities.

26

The amendment also adds a fiscal note to the bill.