

# MAINE STATE LEGISLATURE

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# 121st MAINE LEGISLATURE

## FIRST REGULAR SESSION-2003

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Legislative Document

No. 1443

H.P. 1055

House of Representatives, March 26, 2003

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**An Act To Clarify the Duties Relating to County Taxes and Remove  
Obsolete References to the Secretary of State**

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Submitted by the Secretary of State pursuant to Joint Rule 204.

Reference to the Committee on State and Local Government suggested and ordered printed.

*Millicent M. MacFarland*

MILLCENT M. MacFARLAND

Clerk

Presented by Representative McLAUGHLIN of Cape Elizabeth.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 30-A MRSA §701, sub-§1**, as enacted by PL 1987, c. 737,  
Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6, c. 9, §2  
6 and c. 104, Pt. C, §§8 and 10, is further amended to read:

8 **1. Forms.** The county estimates must be made ~~on forms and~~  
in the manner approved by the Department of Audit. ~~The Secretary~~  
10 ~~of State shall provide copies of these forms to the county~~  
~~commissioners of each county no later than September 19th of each~~  
12 ~~year.~~

14 **Sec. 2. 30-A MRSA §702**, as enacted by PL 1987, c. 737, Pt. A,  
§2 and Pt. C, §106 and amended by PL 1989, c. 6, c. 9, §2 and c.  
16 104, Pt. C, §§8 and 10, is repealed and the following enacted in  
its place:

18 **§702. Estimates recorded and sent to State Auditor**

20 The county clerk shall record the estimates made under  
22 section 701. A copy of the estimates must be signed by the chair  
of the county commissioners and attested to by the county  
24 commissioners' clerk. The clerk shall transmit that copy to the  
State Auditor on or before the first day of each January, who  
26 shall retain the copy for 3 years. These records are a public  
record at the office of the county commissioners in the county  
that submitted those records.

28 **Sec. 3. 30-A MRSA §704, sub-§1**, as enacted by PL 1987, c. 737,  
30 Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6, c. 9, §2  
and c. 104, Pt. C, §§8 and 10, is further amended to read:

32 **1. Anticipated federal funds.** Any county which receives  
34 federal funds shall provide for the expenditure of those funds in  
accordance with the laws and procedures governing the expenditure  
36 of its own revenue and shall record estimates of the expenditure  
as provided in section 702, ~~except as provided in subsection 2.~~

40 **SUMMARY**

42 This bill removes obsolete references to filing county  
budget estimates with the Secretary of State, on forms provided  
44 by the Secretary of State. These duties fall within the scope of  
the State Auditor's responsibilities.