

MAINE STATE LEGISLATURE

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R.S.

L.D. 286

DATE: 5/23/5

(Filing No. H-476)

NATURAL RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "B" to H.P. 211, L.D. 286, Bill, "An Act To Eliminate the State Planning Office"

Amend the bill by striking out the title and substituting the following:

'Resolve, Directing a Review of Comprehensive Planning and Growth Management in Maine'

Further amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

Sec. 1. Study; purpose. Resolved: That the Executive Department, State Planning Office, referred to in this resolve as "the office," shall undertake a study of current state law, policy and procedures regarding land use planning, management and regulation. The purpose of the study is to review the efficacy of the growth management laws and to identify changes in state law, policy and procedures, if any are needed, to facilitate more efficient and effective land use planning; and be it further

Sec. 2. Advisory group. Resolved: That, in order to take advantage of various experiences and perspectives on the issue, the office shall seek input and advice from an advisory group composed of, but not limited to, representatives having municipal, regional, state, economic development, natural resources and professional and academic planning and policy perspectives; and be it further

Sec. 3. Issues to be considered. Resolved: That, in developing proposed and final recommendations, the advisory group created pursuant to section 2 and the office shall consider the following related issues:

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2 1. Assessment of the procedures, policies and rules of the
office for reviewing comprehensive plans and growth management
4 programs and development of options for improvement;

6 2. Assessment of local efforts to implement the growth
management laws and the State's efforts to support the laws,
8 development of options for improvement, including but not limited
to opportunities for greater recognition and reward for managing
10 growth pursuant to the growth management laws, and clarification
of the State's role in ensuring compliance with state land use
12 law and policy; and

14 3. Development of options for improvement of comprehensive
planning statewide, including but not limited to recommended
16 changes to: the focus and contents of local comprehensive plans;
local, regional and state procedures for development, review and
18 coordination of comprehensive plans; and the growth management
laws that would result in better land use planning; and be it
20 further

22 **Sec. 4. Cost assessment. Resolved:** That the office shall
assess the projected costs to the State and its political
24 subdivisions of developing and implementing any changes in law or
policy proposed pursuant to this resolve and the adequacy of
26 existing resources to develop and implement those changes. The
office shall clearly identify any recommendations the development
28 or implementation of which would require additional governmental
resources; and be it further

30 **Sec. 5. Report. Resolved:** That, by February 1, 2006, the
32 office shall develop and submit to the Joint Standing Committee
on Natural Resources and the Community Preservation Advisory
34 Committee, established pursuant to the Maine Revised Statutes,
Title 30-A, section 4350, a final report, along with any proposed
36 legislation, that summarizes the study undertaken pursuant to
this resolve and outlines both short-term and long-term
38 recommendations; and be it further

40 **Sec. 6. Authority to report out legislation. Resolved:** That the
Joint Standing Committee on Natural Resources is authorized to
42 report out legislation relating to the study undertaken pursuant
to this resolve to the Second Regular Session of the 122nd
44 Legislature.'

46 **SUMMARY**

48 This amendment directs the Executive Department, State
50 Planning Office, along with an advisory group, to undertake a

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COMMITTEE AMENDMENT "B" to H.P. 211, L.D. 286

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study of current state law, policy and procedures regarding land use planning, management and regulation, including a review of the procedures, policies and rules of the office for reviewing comprehensive plans; a review of local efforts to implement the growth management laws and the State's efforts to support the laws; and development of options for improvement of comprehensive planning statewide. The amendment directs the office to submit a report by February 1, 2006 and authorizes the Joint Standing Committee on Natural Resources to report out legislation to the Second Regular Session of the 122nd Legislature.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 05/19/05 *MAC*

122nd MAINE LEGISLATURE

LD 286

LR 0953(04)

An Act to Eliminate the State Planning Office

Fiscal Note for Bill as Amended by Committee Amendment *B*

Committee: Natural Resources

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

The additional costs associated with this legislation will be absorbed by the State Planning Office utilizing existing budgeted resources.