

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST SPECIAL SESSION-2005

Legislative Document

No. 1667

H.P. 1176

House of Representatives, May 10, 2005

An Act To Allow Lincoln and Sagadahoc Counties an Exemption from the Limitation on County Assessments

(EMERGENCY)

Reported by Representative BARSTOW of Gorham for the Joint Standing Committee on State and Local Government pursuant to Joint Order 2005, H.P. 1135.

Reference to the Committee on State and Local Government suggested and ordered printed under Joint Rule 218.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

2 **Emergency preamble.** Whereas, acts of the Legislature do not
become effective until 90 days after adjournment unless enacted
as emergencies; and

4
6 **Whereas,** this legislation needs to take effect before the
expiration of the 90-day period to allow for the continuation of
construction of the Lincoln and Sagadahoc Multicounty Jail
8 Authority; and

10 **Whereas,** the jail can become fully staffed and operational
in time for the completion of the building only if the jail costs
12 are exempted from the county tax assessment; and

14 **Whereas,** in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
16 Maine and require the following legislation as immediately
necessary for the preservation of the public peace, health and
18 safety; now, therefore,

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

22 **Sec. 1. 30-A MRSA §706-A, sub-§5, ¶D** is enacted to read:

24 D. Notwithstanding paragraphs A and B, for fiscal years
2005-06 and 2006-07 in Sagadahoc County and fiscal years
26 2006-07 in Lincoln County, Lincoln County and Sagadahoc
County may exceed the county assessment limit without the
28 additional approvals required under subsection 7 to the
extent necessary to fund the construction, transitional
30 staffing and operational costs of a new jail facility
administered by the Lincoln and Sagadahoc Multicounty Jail
32 Authority under chapter 17.

34 **Emergency clause.** In view of the emergency cited in the
preamble, this Act takes effect when approved.

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SUMMARY

40 This bill exempts Lincoln and Sagadahoc counties from
including the construction, transitional staffing and operational
42 costs of the new jail administered by the Lincoln and Sagadahoc
Multicounty Jail Authority in the county tax assessment for a
44 period of 2 years and from having to go through the approval
process usually used to exceed the county assessment to do so.