

MAINE STATE LEGISLATURE

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R.O.S.

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L.D. 2091

Date: 4-27-06

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STATE OF MAINE

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HOUSE OF REPRESENTATIVES

6

122ND LEGISLATURE

7

SECOND REGULAR SESSION

8

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1483, L.D. 2091, Bill, "An Act To Make Changes to the Laws Regarding Pine Tree Development Zones "

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Amend the amendment in the first paragraph after the title by striking out the following: "in section 1 in paragraph H in subparagraph (2) in the last line (page 1, line 12 in L.D.) by inserting after the following: "application" the following: ', as long as an application for a waiver under this subparagraph is received by August 1, 2010' " and inserting in its place the following: 'by striking out all of section 1 and inserting in its place the following:

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'Sec. 1. 30-A MRSA §5250-J, sub-§1, as amended by PL 2005, c. 451, §1, is further amended to read:

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1. Creation. One or more units of local government, or an organization representing one or more units of local government, or the Aroostook Band of Micmacs, the Houlton Band of Maliseet Indians, the Penobscot Nation or the Passamaquoddy Tribe, may apply to the commissioner for the designation of a Pine Tree Development Zone within the boundaries of the unit or units of local government in accordance with the requirements of this subchapter. County governments may apply on behalf of unorganized territories. Groups of units of local government may apply for multijurisdictional or joint projects. Multijurisdictional applications require designation of one unit of local government as the lead applicant and consent for that designation by each participating unit of local government. Counties may also apply on behalf of a consortium of units of local government. The designation of a Pine Tree Development Zone may not conflict with the provisions of a municipal or other unit of local government charter. Zones that meet the requirements of subsection 2 are authorized for designation as follows:

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A. Aroostook County;

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B. The Androscoggin Valley region, including the Lewiston Enterprise Community Zone as designated by the federal Agriculture, Rural Development, Food and Drug Administration, and Related Agencies, Appropriations Act, Public Law 105-277 (1999);

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C. The Penobscot Valley region;

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D. Washington County and the Downeast region; and

HOUSE AMENDMENT

RMS

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1483, L.D. 2091

1 E. Up to 100 acres of land owned by the Aroostook Band of Micmacs and the
2 Houlton Band of Maliseet Indians; up to 500 acres of land owned by the Penobscot
3 Nation; and up to 500 acres of land owned by the Passamaquoddy Tribe.
4 ~~Notwithstanding the property designated in paragraph E, no more than one zone may be~~
5 ~~established in each of the areas specified in paragraphs A to D, except that the~~ The
6 ~~commissioner may designate up to 4 additional zones through the process established in~~
7 ~~section 5250-L.~~

8 **Sec. 2. 30-A MRSA §5250-J, sub-§3, ¶G,** as enacted by PL 2003, c. 688, Pt. D,
9 §2, is amended to read:

10 G. All property included within a Pine Tree Development Zone must meet one of
11 the following:

12 (1) The property is located within a market area for which the labor market
13 unemployment rate is greater than the state unemployment rate at the time of the
14 application; ~~or~~

15 (2) The property is included within a county in which the average weekly wage
16 is below the state average weekly wage at the time of the application;

17 (3) The property is located within a census tract that has 25% or more of its
18 population living below the federal nonfarm income official poverty line at the
19 time of the application; or

20 (4) The property is located within a census tract that has 40% or more of its
21 population living in rental housing at the time of the application.

22 In the case of a multijurisdictional or joint application, the requirements of this
23 paragraph are met if the combined unemployment rate of the cooperating units of
24 local government meets the requirements of subparagraph (1) ~~or~~, the average weekly
25 wage of the cooperating units of local government, on a per-employed-worker basis,
26 meets the requirements of subparagraph (2), the combined poverty rate meets the
27 requirements of subparagraph (3) or the combined rental housing population
28 percentage meets the requirements of subparagraph (4); and

29 **Sec. 3. 30-A MRSA §5250-J, sub-§3, ¶H,** as enacted by PL 2003, c. 688, Pt. D,
30 §2, is amended to read:

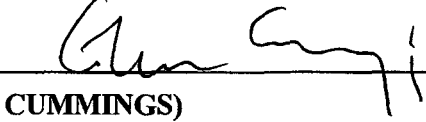
31 H. The restrictions contained in paragraph G may be waived for property that is
32 contained within a labor market an area of special need that has sustained a greater
33 than 5% loss of population or employed workers during the 3-year period
34 immediately preceding the time of application if the loss was caused by business
35 closings significant population loss; underemployment; military base closure;
36 defense-related funding reduction; natural disaster; depletion of natural resources;
37 loss, or threatened loss, of the lesser of 200 jobs and 1% of the labor market area;
38 negative impact from foreign trade; or other project of special need determined by the
39 department."

Refs.

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SUMMARY

This amendment provides for eligibility for designation as a Pine Tree Development Zone for property in a census tract that has 25% or more of its population living below the federal nonfarm income official poverty line or in a census tract that has 40% or more of its population living in rental housing. It also authorizes the Commissioner of Economic and Community Development to designate additional Pine Tree Development Zones based on criteria established in law. It allows certain requirements for designation as a Pine Tree Development Zone to be waived for an area of special need that has sustained a significant population loss; underemployment; military base closure; defense-related funding reduction; natural disaster; depletion of natural resources; loss, or threatened loss, of the lesser of 200 jobs and 1% of the labor market area; negative impact from foreign trade; or other project of special need determined by the department.

SPONSORED BY: 

(Representative CUMMINGS)

TOWN: Portland



122nd MAINE LEGISLATURE

LD 2091

LR 3196(04)

An Act to Make Changes to the Laws Regarding Pine Tree Development Zones

Fiscal Note for House Amendment "B" to Committee Amendment "A"

Sponsor: Rep. Cummings

Fiscal Note Required: Yes

Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
Net Cost (Savings)				
General Fund	\$0	\$27,138	\$119,066	\$214,784
Revenue				
General Fund	\$0	(\$27,138)	(\$119,066)	(\$214,784)
Other Special Revenue Funds	\$0	(\$1,458)	(\$6,531)	(\$11,781)

Fiscal Detail and Notes

This amendment will increase the estimated General Fund Sales and Use Tax revenue loss by \$27,138 in fiscal year 2006-07.

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
General Fund Summary				
Individual Income Tax	\$0	\$0	(\$7,791)	(\$36,359)
Corporate Income Tax	\$0	\$0	(\$5,291)	(\$15,419)
Sales and Use Tax	\$0	(\$27,138)	(\$105,984)	(\$163,005)
	\$0	(\$27,138)	(\$119,066)	(\$214,784)