

MAINE STATE LEGISLATURE

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Date: 6/12/07

L.D. 738
(Filing No. H-558)

TAXATION

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 559, L.D. 738, Bill, "An Act To Assist Communities Affected by Base Closures"

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

'An Act To Assist the Community Affected by the Closure of the Cutler Naval Base'

Amend the bill by striking out everything after the title and inserting the following:

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

Whereas, portions of the former naval base in Cutler have been abandoned and unused for many years and this Act is likely to encourage prompt redevelopment of the base; and

Whereas, prompt redevelopment of this former naval base could provide many jobs in an area of high unemployment and enhance the general economy of the State; and

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

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

Sec. 1. Cutler naval base; alternative project costs. In order to induce the successful redevelopment of the former naval base in the Town of Cutler, the Commissioner of Economic and Community Development is authorized to consider and approve an expanded range of costs as authorized project costs under the Maine Revised Statutes, Title 30-A, section 5225, subsection 1 that may be funded with tax increment financing revenues under a municipal development district.

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 559, L.D. 738

1 If the commissioner determines, upon review of an application for amendment or
2 initial approval of one or more development districts located at the former Cutler naval
3 base, that the Town of Cutler lacks adequate uses for tax increment financing revenue
4 authorized under Title 30-A, section 5225, subsection 1 or that the applicant would not
5 undertake the development program but for the availability of tax increment financing
6 revenues as outlined in the development program, the commissioner must consider and
7 may approve alternative project costs. Alternative project costs include, but are not
8 limited to:

9 **1. School costs.** The expenditure of tax increment financing revenues to finance and
10 improve the schools used by residents of the Town of Cutler to make the former Cutler
11 naval base more attractive for residential and commercial development; and

12 **2. Public improvements.** The expenditure of tax increment financing revenues for
13 facilities, buildings or portions of buildings used predominantly for the provision of fire,
14 police and emergency response services that are related to the development project or for
15 buildings or open space used predominantly as community recreation facilities that are
16 related to the development project. The commissioner may not authorize the expenditure
17 of tax increment financing revenues for facilities, buildings, portions of buildings or open
18 space used predominantly for the general conduct of local government.

19 Notwithstanding Title 30-A, section 5227, subsection 3, paragraph D, the
20 corresponding amount of local valuation relating to alternative project costs approved by
21 the commissioner must be included as part of the captured assessed value if approved by
22 the commissioner.

23 **Emergency clause.** In view of the emergency cited in the preamble, this
24 legislation takes effect when approved.'

25 **SUMMARY**

26 This amendment replaces the bill and authorizes the Commissioner of Economic and
27 Community Development to approve as tax increment financing project costs for the
28 former naval base in Cutler certain costs related to school, public safety and recreation
29 improvements to make the area more attractive for residential and commercial
30 development.

31 **FISCAL NOTE REQUIRED**
32 **(See attached)**

COMMITTEE AMENDMENT



Approved: 06/06/07 *MAC*

123rd MAINE LEGISLATURE

LD 738

LR 1455(02)

An Act To Assist Communities Affected by Base Closures

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Taxation

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the Department of Economic and Community Development associated with the conducting the additional reviews can be absorbed within existing budgeted resources.