

MAINE STATE LEGISLATURE

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Date: 06-15-07

(Filing No. S- 328)

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STATE OF MAINE

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SENATE

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123RD LEGISLATURE

7

FIRST REGULAR SESSION

8

SENATE AMENDMENT "D" to H.P. 1262, L.D. 1810, Bill, "An Act To Enact the Informed Growth Act"

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Amend the bill in section 1 in subchapter 3-A by inserting after §4370 the following:

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§4371. Municipal waiver option

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By vote of its legislative body, a municipality may waive its right to apply the provisions of this subchapter at any time.

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SUMMARY

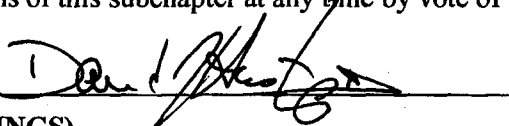
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This amendment adds a municipal waiver option for a municipality to waive the right to apply the provisions of this subchapter at any time by vote of its legislative body.

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SPONSORED BY:



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(Senator HASTINGS)

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COUNTY: Oxford

FISCAL NOTE REQUIRED
(See attached)

SENATE AMENDMENT



123rd MAINE LEGISLATURE

LD 1810

LR 2241(13)

An Act To Enact the Informed Growth Act

Fiscal Note for Senate Amendment " D "

Sponsor: Sen. Hastings of Oxford

Fiscal Note Required: Yes

Fiscal Note

State Mandate - Unfunded

State Mandates

Required Activity

Requiring legislative bodies of municipalities to vote in order to waive rights to apply the proposed provisions of the Informed Growth Act is a mandate for those municipalities where a town meeting would need to be held.

Unit Affected

Municipality

Costs

Insignificant

Fiscal Detail and Notes

This amendment adds the unfunded mandate described above. As amended here, the bill would also continue to have the funded mandate described in the fiscal note for the committee amendment, which could now be avoided by the new option to waive. If either of the choices were mandate-free (they are not), then neither would be a mandate as there would be a mandate-free way to avoid the otherwise mandated activities. If a viable choice is available there is no requirement.