

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

SECOND REGULAR SESSION-2008

Legislative Document

No. 2251

H.P. 1613

House of Representatives, March 10, 2008

An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2008-09 and To Require Notation of Tax Enhancement Programs Approved by the County Commissioners

(EMERGENCY)

Reported by Representative PIOTTI of Unity for the Department of Audit pursuant to the Maine Revised Statutes, Title 36, section 1604.

Reference to the Committee on Taxation suggested and ordered printed under Joint Rule 218.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

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

3 **Whereas,** prompt determination and certification of the municipal cost components
4 in the Unorganized Territory Tax District are necessary to the establishment of a mill rate
5 and the levy of the Unorganized Territory Educational and Services Tax; and

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

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

11 **Sec. 1. 5 MRSA §246, sub-§2, ¶B,** as enacted by PL 1985, c. 459, Pt. C, §1, is
12 amended to read:

13 B. To prepare and submit, by March 1st, annually, a report of ~~his~~ the fiscal
14 administrator's review, analysis and investigation to the joint standing committee of
15 the Legislature having jurisdiction over taxation, each Legislator representing a
16 county containing unorganized territory and the office of the county commissioners
17 of each county having unorganized territory. The report ~~shall~~ must contain sufficient
18 detail to explain fully each agency or county request and may contain
19 recommendations by the administrator regarding legislative or administrative action.
20 This report must also include a notation as to any tax enhancement programs that
21 have been approved by the county commissioners;

22 **Sec. 2. 5 MRSA §246, sub-§3,** as enacted by PL 1985, c. 459, Pt. C, §1, is
23 amended to read:

24 **3. Legislation.** The fiscal administrator shall prepare and submit legislation to the
25 Legislature by March 1st, annually, providing for the requests made by counties and state
26 agencies for services provided in the unorganized territory ~~which that~~ are entitled to
27 funding under Title 36, chapter 115. Legislation submitted pursuant to this subsection
28 must also include a notation as to any tax enhancement programs that have been approved
29 by the county commissioners. The administrator ~~shall~~ may not reject or change a budget
30 submitted by a county or state agency without the approval of the county or agency
31 making the request.

32 **Sec. 3. Municipal cost components for services rendered.** In accordance
33 with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that
34 the net municipal cost component for services and reimbursements to be rendered in
35 fiscal year 2008-09 is as follows:

| | |
|--|------------|
| 36 Audit - Fiscal Administration | \$198,294 |
| 37 | |
| 38 Education | 11,883,253 |
| 39 | |
| 40 Forest Fire Protection | 160,000 |

| | | |
|----|---|---------------------|
| 1 | | |
| 2 | Human Services - General Assistance | 62,000 |
| 3 | | |
| 4 | Property Tax Assessment - Operations | 799,852 |
| 5 | | |
| 6 | Maine Land Use Regulation Commission - | 404,589 |
| 7 | Operations | |
| 8 | | |
| 9 | TOTAL STATE AGENCIES | <u>\$13,507,988</u> |
| 10 | | |
| 11 | County Reimbursements for Services: | |
| 12 | | |
| 13 | Aroostook | \$822,656 |
| 14 | Franklin | 653,984 |
| 15 | Hancock | 164,925 |
| 16 | Kennebec | 881 |
| 17 | Oxford | 459,128 |
| 18 | Penobscot | 857,695 |
| 19 | Piscataquis | 1,145,517 |
| 20 | Somerset | 864,474 |
| 21 | Washington | 686,371 |
| 22 | | |
| 23 | TOTAL COUNTY SERVICES | <u>\$5,655,631</u> |
| 24 | | |
| 25 | TOTAL REQUIREMENTS | <u>\$19,163,619</u> |
| 26 | | |
| 27 | COMPUTATION OF ASSESSMENT | |
| 28 | | |
| 29 | Requirements | \$19,163,619 |
| 30 | | |
| 31 | Less Deductions: | |
| 32 | General - | |
| 33 | State Revenue Sharing | \$290,000 |
| 34 | Homestead Reimbursement | 100,000 |
| 35 | Miscellaneous Revenues | 50,000 |
| 36 | Transfer from Undesignated Fund Balance | 3,000,000 |
| 37 | | |
| 38 | TOTAL | <u>\$3,440,000</u> |
| 39 | | |
| 40 | Educational - | |

