

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

2 Date: 2/14/12

Minority

(Filing No. H-698)

S.M.C.
R. 100

3 AGRICULTURE, CONSERVATION AND FORESTRY

4 Reproduced and distributed under the direction of the Clerk of the House.

5 STATE OF MAINE

6 HOUSE OF REPRESENTATIVES

7 125TH LEGISLATURE

8 SECOND REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to H.P. 832, L.D. 1120, Bill, "An Act To
10 Move the Land for Maine's Future Program to the Department of Agriculture, Food and
11 Rural Resources"

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

13 '**An Act To Move the Land for Maine's Future Program to the Department of**
14 **Conservation'**

15 Amend the bill in section 1 in §6202 in the last line (page 1, line 7 in L.D.) by
16 striking out the following: "Agriculture, Food and Rural Resources" and inserting the
17 following: 'Conservation'

18 Amend the bill by striking out all of section 2 (page 1, lines 8 to 14 in L.D.) and
19 inserting the following:

20 '**Sec. 2. 5 MRSA §6204, sub-§1**, as amended by PL 1993, c. 728, §6, is further
21 amended to read:

22 **1. Composition.** The board consists of 11 members, 6 7 who are private citizens and
23 5 4 who are permanent members. The permanent members are the Commissioner of
24 Conservation; the Commissioner of Inland Fisheries and Wildlife; the Commissioner of
25 Marine Resources; and the Commissioner of Agriculture, Food and Rural Resources; and
26 ~~the Director of the State Planning Office.~~

27 **Sec. 3. 5 MRSA §6204, sub-§2**, as amended by PL 1999, c. 603, §3, is further
28 amended to read:

29 **2. Appointments.** The 6 7 private citizens are appointed by the Governor, subject to
30 review by the joint standing committee of the Legislature having jurisdiction over matters
31 pertaining to state parks and public lands and to confirmation by the Legislature.

32 **Sec. 4. 5 MRSA §6204, sub-§3**, as amended by PL 1993, c. 728, §6, is further
33 amended to read:

COMMITTEE AMENDMENT

1 **3. Qualifications.** The 6 7 private citizens must be selected for their knowledge of
2 the State's natural resources and landscape and their demonstrated commitment to land
3 conservation. Appointments must provide broad geographic representation.'

4 Amend the bill by inserting after section 3 the following:

5 '**Sec. 4. 36 MRSA §1140-B, sub-§1,** as enacted by PL 2007, c. 466, Pt. A, §58, is
6 amended to read:

7 **1. Analysis.** The State Tax Assessor, in consultation with municipal assessors, the
8 director of the Land for Maine's Future Program within the ~~Executive Department, State~~
9 ~~Planning Office~~ Department of Conservation, representatives of working waterfront
10 organizations and other interested parties, shall collect and analyze the sales prices of all
11 actual sales that occur in the State of waterfront land that is subject to restrictions on that
12 land's use that are legally enforceable and prohibit or substantially restrict development
13 that is not commercial fishing activity or commercial activity that is the functional
14 equivalent of commercial fishing activity.'

15 Amend the bill in section 4 in the 3rd and 4th lines (page 1, lines 26 and 27 in L.D.)
16 by striking out the following: "Agriculture, Food and Rural Resources" and inserting the
17 following: 'Conservation'

18 Amend the bill in section 4 in subsection 1 in the last line (page 1, line 31 in L.D.) by
19 striking out the following: "Agriculture, Food and Rural Resources" and inserting the
20 following: 'Conservation'

21 Amend the bill in section 4 in subsection 2 in the 3rd and 4th lines (page 1, lines 34
22 and 35 in L.D.) by striking out the following: "Agriculture, Food and Rural Resources"
23 and inserting the following: 'Conservation'

24 Amend the bill by inserting at the end before the summary the following:

25 '**Sec. 5. Appropriations and allocations.** The following appropriations and
26 allocations are made.

27 **CONSERVATION, DEPARTMENT OF**

28 **Land for Maine's Future N127**

29 Initiative: Appropriates and allocates funds for 3 Senior Planner positions, one part-time
30 Secretary position and related costs as a result of transferring the Land for Maine's Future
31 program from the State Planning Office to the Department of Conservation.

32	GENERAL FUND	2011-12	2012-13
33	POSITIONS - LEGISLATIVE COUNT	0.000	2.000
34	Personal Services	\$0	\$147,023
35	All Other	\$0	\$13,500
36			
37	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$160,523</u>

1	FEDERAL EXPENDITURES FUND	2011-12	2012-13
2	POSITIONS - LEGISLATIVE COUNT	0.000	1.500
3	Personal Services	\$0	\$103,155
4	All Other	\$0	\$22,720
5			
6	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$125,875</u>

7	CONSERVATION, DEPARTMENT OF		
8	DEPARTMENT TOTALS	2011-12	2012-13
9			
10	GENERAL FUND	\$0	\$160,523
11	FEDERAL EXPENDITURES FUND	\$0	\$125,875
12			
13	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$286,398</u>

14 **STATE PLANNING OFFICE**

15 **Land for Maine's Future Fund 0060**

16 Initiative: Deallocates funds for one Senior Planner position as a result of transferring the
 17 Land for Maine's Future program from the State Planning Office to the Department of
 18 Conservation.

19	GENERAL FUND	2011-12	2012-13
20	POSITIONS - LEGISLATIVE COUNT	0.000	(1,000)
21	Personal Services	\$0	(\$79,201)
22			
23	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$79,201)</u>

24 **Land for Maine's Future Fund 0060**

25 Initiative: Deallocates funds for support of one Senior Planner position and 2 Senior
 26 Planner, Public Service Manager positions as a result of transferring the Land for Maine's
 27 Future program from the State Planning Office to the Department of Conservation.

28	OTHER SPECIAL REVENUE FUNDS	2011-12	2012-13
29	All Other	\$0	(\$36,220)
30			
31	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>(\$36,220)</u>

32 **Planning Office 0082**

33 Initiative: Deallocates funds for 2 Senior Planner, Public Service Manager positions and a
 34 half-time Secretary Associate position as a result of transferring the Land for Maine's
 35 Future program from the State Planning Office to the Department of Conservation.

COMMITTEE AMENDMENT "A" to H.P. 832, L.D. 1120

1	GENERAL FUND	2011-12	2012-13
2	POSITIONS - LEGISLATIVE COUNT	0.000	2.000
3	Personal Services	\$0	(\$147,023)
4			
5	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$147,023)</u>

6 **Planning Office 0082**

7 Initiative: Deallocates federal funds for one Senior Planner and one half-time Secretary
 8 Associate as a result of transferring the Land for Maine's Future program from the State
 9 Planning Office to the Department of Conservation.

10	FEDERAL EXPENDITURES FUND	2011-12	2012-13
11	POSITIONS - LEGISLATIVE COUNT	0.000	(1,000)
12	Personal Services	\$0	(\$103,155)
13			
14	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>(\$103,155)</u>

15	STATE PLANNING OFFICE		
16	DEPARTMENT TOTALS	2011-12	2012-13
17			
18	GENERAL FUND	\$0	(\$226,224)
19	FEDERAL EXPENDITURES FUND	\$0	(\$103,155)
20	OTHER SPECIAL REVENUE FUNDS	\$0	(\$36,220)
21			
22	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>(\$365,599)</u>

23	SECTION TOTALS	2011-12	2012-13
24			
25	GENERAL FUND	\$0	(\$65,701)
26	FEDERAL EXPENDITURES FUND	\$0	\$22,720
27	OTHER SPECIAL REVENUE FUNDS	\$0	(\$36,220)
28			
29	SECTION TOTAL - ALL FUNDS	<u>\$0</u>	<u>(\$79,201)</u>
30			

31 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
 32 section number to read consecutively.

33 **SUMMARY**

34 This amendment is the minority report of the Joint Standing Committee on
 35 Agriculture, Conservation and Forestry. It transfers responsibility for and resources in
 36 support of the Land for Maine's Future Board and Land for Maine's Future Program from
 37 the Executive Department, State Planning Office to the Department of Conservation,

COMMITTEE AMENDMENT "A" to H.P. 832, L.D. 1120

1 instead of, as in the bill, to the Department of Agriculture, Food and Rural Resources. It
2 adds as a member of the board a private citizen appointed by the Governor. The
3 amendment also adds an appropriations and allocations section.

4 **FISCAL NOTE REQUIRED**

5
6 **(See attached)**
7



125th MAINE LEGISLATURE

LD 1120

LR 1679(02)

An Act To Move the Land for Maine's Future Program to the Department of Agriculture, Food and Rural Resources

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-698)
Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

Fiscal Note

	FY 2011-12	FY 2012-13	Projections FY 2013-14	Projections FY 2014-15
Net Cost (Savings)				
General Fund	\$0	(\$65,701)	(\$67,489)	(\$67,489)
Appropriations/Allocations				
General Fund	\$0	(\$65,701)	(\$67,489)	(\$67,489)
Federal Expenditures Fund	\$0	\$22,720	\$22,720	\$22,720
Other Special Revenue Funds	\$0	(\$36,220)	(\$36,220)	(\$36,220)

Fiscal Detail and Notes

The bill as amended transfers the Land for Maine's Future program from the State Planning Office to the Department of Conservation. The bill includes a General Fund appropriation of \$160,523 and a Federal Expenditures Fund allocation of \$125,875 in fiscal year 2012-13 to the Department of Conservation for 3 Senior Planner positions, one part-time Secretary position and related costs. The bill also includes a General Fund deappropriation of \$226,224, a Federal Expenditures Fund deallocation of \$103,155 and an Other Special Revenue Funds deallocation of \$36,220 in fiscal year 2012-13 to the State Planning Office to reflect the program transfer.