

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)

Date: 6-9-11

(Filing No. S-292)

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE
SENATE
125TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 500, L.D. 1567, "Resolve, To Authorize the State To Purchase a Landfill in the Town of East Millinocket"

Amend the amendment by inserting after the title the following:

'Amend the resolve by striking out the title and substituting the following:

'Resolve, To Authorize the State To Acquire a Landfill in the Town of East Millinocket'

Amend the resolve by inserting after the title and before section 1 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, the owner of pulp and paper mills in the Town of Millinocket and the Town of East Millinocket has announced the closure of the mills after failing to find buyers for them; and

Whereas, this closure would have an immediate negative effect on the economy in the Town of Millinocket, the Town of East Millinocket and the surrounding area, including the loss of approximately 400 jobs; and

Whereas, the ability of the State to enter into negotiations for acquiring the existing solid waste disposal facility on the East Millinocket mill property will help the effort to sell and reopen the mills, retain the jobs and reverse the potential negative economic effect of the mills' closure; and

Whereas, the acquisition of real estate associated with the solid waste disposal facility by donation will not involve the purchase or sale of real estate within the meaning of the Constitution of Maine; 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'

SMC
R. 0.0.

H. of S.

1 Amend the amendment by striking out all of the 2nd indented paragraph after the title
2 (page 1, lines 13 to 15 in amendment) and inserting the following:

3 'Amend the resolve in section 1 in subsection 1 by striking out all of the last
4 paragraph (page 1, lines 13 to 18 in L.D.) and inserting the following:

5 'The office may only acquire real estate associated with the disposal facility by donation
6 and may establish the terms and conditions of acquisition by donation and execute and
7 deliver, in the name of and on behalf of the State, all contracts the office determines are
8 necessary or appropriate to effect the acquisition and operation of the disposal facility.
9 The office shall undertake all actions the office determines necessary or appropriate to
10 fully perform all obligations established under the contracts.'

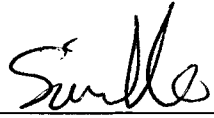
11 Amend the amendment by adding before the summary the following:

12 'Amend the resolve by adding after section 2 the following:

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

15 **SUMMARY**

16 This amendment provides that the Executive Department, State Planning Office may
17 only acquire real estate associated with the solid waste disposal facility in East
18 Millinocket by donation. The amendment also adds an emergency preamble and
19 emergency clause.

20 **SPONSORED BY:** 

21 (Senator SAVIELLO)

22 COUNTY: Franklin

FISCAL NOTE REQUIRED
(See attached)



Approved: 06/09/11 *mac*

125th MAINE LEGISLATURE

LD 1567

LR 2164(03)

Resolve, To Authorize the State To Purchase a Landfill in the Town of East Millinocket

Fiscal Note for Senate Amendment "A" to Committee Amendment "A" S- 292

Sponsor: Sen. Saviello of Franklin

Fiscal Note Required: Yes

Fiscal Note

Potential current biennium savings - General Fund

Fiscal Detail and Notes

Removing the possibility that the state could purchase the Dolby Landfill and requiring that the state only take title by donation could result in savings to the General Fund in the form of a nominal purchase price for the property that would no longer have to be paid.