

# MAINE STATE LEGISLATURE

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Date: 6/12/15

L.D. 1424

(Filing No. H-407)

**AGRICULTURE, CONSERVATION AND FORESTRY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
127TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 970, L.D. 1424, "Resolve, Authorizing Certain Land Transactions by the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands"

Amend the resolve by inserting after the title and before the preamble 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,** certain transactions authorized by this legislation need to be initiated prior to the expiration of the 90-day period; 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'

Amend the resolve in section 1 in the 9th line (page 1, line 18 in L.D.) by inserting after the following: "consideration" the following: 'of equivalent value'

Amend the resolve by striking out all of section 2 (page 2, lines 10 to 19 in L.D.) and inserting the following:

**'Sec. 2. Director of Bureau of Parks and Lands authorized, but not directed, to convey certain interests in land in Aroostook County in exchange for other interests or properties. Resolved:** That the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may by quitclaim deed without covenant and on such other terms and conditions as the director may direct, convey to Smith's Farm, Inc. a certain parcel of land, situated in the Town of Westfield, on the Southern Bangor and Aroostook Rail Trail, being an average width of 119 feet and an approximate length of 2,000 feet, or about 5.47 acres, in exchange for a certain parcel of land located on Smith's Farm, Inc. property between the existing rail trail and the Prestile Stream, being an average width of 99 feet and an approximate length of 2,400 feet, or 5.47 acres; and be it further'

**COMMITTEE AMENDMENT**

ROFS

COMMITTEE AMENDMENT "A" to H.P. 970, L.D. 1424

1 Amend the resolve by inserting before the summary the following:

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

4 **SUMMARY**

5 This committee amendment clarifies that the property or other consideration received  
6 from Prentiss and Carlisle Company, Inc. and Prentiss and Carlisle Management  
7 Company must be of equivalent value to the interests in land conveyed. The amendment  
8 also describes in greater detail the land that must be received from Smith's Farm, Inc. It  
9 also adds an emergency preamble and emergency clause.

10 **FISCAL NOTE REQUIRED**

11 (See attached)



# 127th MAINE LEGISLATURE

LD 1424

LR 2037(02)

Resolve, Authorizing Certain Land Transactions by the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands

Fiscal Note for Bill as Amended by Committee Amendment

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

*A (H-407)*

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## Fiscal Note

Potential current biennium revenue increase - Other Special Revenue Funds

Potential current biennium cost increase - Other Special Revenue Funds

### Fiscal Detail and Notes

The bill authorizes the Department of Agriculture, Conservation and Forestry (ACF), in 6 different transactions, to convey certain pieces of land to different entities. These transactions involve ACF receiving either the lands' market value, the lands' equivalent value or land meeting a certain criteria. ACF would receive Other Special Revenue Funds revenue totaling approximately \$25,000 and would incur Other Special Revenue Funds expenditures of approximately \$5,000 from the 2 transactions requiring ACF to receive fair market value for the lands conveyed if these transactions are made.