

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

and the

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Twin City Printery
Lewiston, Maine
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
SECOND REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

~~dance with this subchapter by 15¢ the Treasurer of State shall pay to the municipality by December 15th of that year the amount certified by the State Tax Assessor.~~

No municipality may receive a reimbursement payment under this section which would exceed an amount determined by calculating the tree growth tax loss less the municipal savings in educational costs attributable to reduced state valuation.

A. The tree growth tax loss is the adjusted tax that would have been assessed, but for this subchapter, on the classified forest lands if they were assessed according to the undeveloped acreage valuations used in the state valuation then in effect minus the tax that was actually assessed on the same lands in accordance with this subchapter.

In determining the adjusted tax that would have been assessed, the tax rate to be used is computed by adding the additional school support required by the modified state valuation attributable to the increased valuation of forest land to the original tax committed and dividing this sum by the modified total municipal valuation. The adjusted tax rate is then applied to the valuation of forest land based on the undeveloped acreage valuations, adjusted by the certified ratio, to determine the adjusted tax.

B. The municipal savings in educational costs is determined by multiplying the school subsidy index by the change in state valuation attributable to the use of the valuations determined in accordance with this subchapter on classified forest lands rather than their valuation using the undeveloped acreage valuations used in the state valuation then in effect.

Sec. 41. PL 1987, c. 852, §§2 and 3 are repealed.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective May 11, 1988, unless otherwise indicated.

CHAPTER 862

H.P. 1950 — L.D. 2643

AN ACT to Make Necessary Changes to Implement Comprehensive Land Use Planning.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Public Law 1987, chapter 816, passed as emergency legislation; and

Whereas, this legislation makes necessary changes in that emergency Act which are also needed as an emergency; and

Whereas, in the judgement 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 enacted by the People of the State of Maine as follows:

PL 1987, c. 816, Pt. A, §1, in that part designated **“ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF”** in the part relating to **“Comprehensive Land Use Planning”** is amended to read:

Comprehensive Land Use Planning

| | |
|----------------------|---------|
| Positions | (16) |
| Personal Services | 329,877 |
| All Other | 325,000 |
| Capital Expenditures | 120,000 |

Provides funds for the Office of Comprehensive Land Use Planning. ~~Positions include: Deputy Commissioner, 3 Clerk Typist II's, 3 Planner II's for Grant Administration, 3 Planner II's for Technical Assistance, 2 Planning Educators, a Planner II for Enforcement and 3 Planner II's for Plan Review.~~ The positions include: A Deputy Commissioner which shall be considered a major policy-influencing position and 5 Senior Planners, 4 Planner II's and 2 Coordinators which shall be unclassified positions. There are also authorized 3 Clerk Typist III's and one Administrative Assistant. Also includes \$100,000 for consulting fees for model development and printing costs, \$10,000 for expenses of the Planning Advisory Board, \$75,000 to inventory critical fish and wildlife habitats and \$100,000 for local enforcement salary reimbursements. Capital expenditure funds are for additional space and equipment needs.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective May 11, 1988.

CHAPTER 863

H.P. 1949 — L.D. 2642

AN ACT to Reimburse the Department of Inland Fisheries and Wildlife for Search and Rescue Operations.

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

Sec. 1. PL 1987, c. 816, Pt. A, under the caption **INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**, under the heading **Department-wide**, is amended to read:

| | |
|-------------------|---------|
| Personal Services | 480,000 |
| | 399,320 |

Sec. 2. **Appropriation.** The following funds are