

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTIETH LEGISLATURE
FIRST REGULAR SESSION
December 6, 2000 to June 22, 2001

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 21, 2001

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

J.S. McCarthy Company
Augusta, Maine
2001

Recommendation: Sell to Wilcox, Robert E. for \$199.75. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$200.00.

T14 ED, Washington County

Map WA034, Plan 03, Lot 9 293300040

Haney, Laura B., Estate of 3 acres with Building

TAX LIABILITY

1998	\$56.55
1999	65.43
2000	63.33
2001 (estimated)	<u>63.33</u>
Estimated Total Taxes	\$248.64
Interest	13.45
Costs	16.00
Deed	<u>8.00</u>
Total	\$286.09

Recommendation: Sell to Laura B. Haney, Estate of for \$286.09. If the estate does not pay this amount within 60 days after the effective date of this resolve, and have rejected the redemption offer in writing, then sell to the person in possession, Wallace Lifer for \$286.09. If he does not pay this amount within 60 days of the offer, sell to the highest bidder for not less than \$300.00.

See title page for effective date.

CHAPTER 16

H.P. 861 - L.D. 1133

Resolve, Requiring the Maine Arts Commission to Review the Feasibility of Establishing a Performing Artist Subsidy Program for Fairs

Sec. 1. Feasibility review. Resolved: That the Maine Arts Commission shall review the feasibility of establishing a program to provide grants to fairs to assist in paying the fees charged by artists who perform at fairs. The commission shall consult with the Department of Agriculture, Food and Rural Resources, the Maine Association of Agricultural Fairs, the Maine Performing Arts Network and other interested groups when conducting this feasibility review and in preparing the report required under section 3. The goals of such a program may include, but are not limited to:

1. Assist fairs with costs of performing artists. Assisting fair managers to pay the fees charged by artists who perform at fairs. Payments to a fair may not exceed 50% of a performing artist's fee and must be capped at a fixed amount per fair for any calendar year; and

2. Promote local performing artists. To the extent possible, providing an incentive for fair managers to choose local performing artists and assisting those artists to become more widely known through advertisements and promotional events; and be it further

Sec. 2. Roster, costs and sources of funding. Resolved: That, in conducting the feasibility review, the Maine Arts Commission shall consider the establishment of a roster of performing artists who are interested in performing at fairs. The commission shall also develop an estimate of the annual costs of such a program and shall actively investigate potential sources of funding for such a program, including any federal or state funding sources, private sources or any other sources; and be it further

Sec. 3. Report. Resolved: That the Maine Arts Commission shall submit a report including any recommended implementing legislation to the Joint Standing Committee on Education and Cultural Affairs by February 1, 2002 on the feasibility of establishing a program to provide grants to fairs to assist in paying performing artists and establishing a roster of those artists and on the costs and sources of funding for such a program; and be it further

Sec. 4. Legislation authorized. Resolved: That the Joint Standing Committee on Education and Cultural Affairs may report out legislation to the Second Regular Session of the 120th Legislature pertaining to a subsidy program for performing artists performing at fairs in this State.

See title page for effective date.

CHAPTER 17

S.P. 179 - L.D. 607

Resolve, Requiring an Evaluation and Reform of the Tax Expenditure Review Process

Sec. 1. Tax expenditure review process. Resolved: That the Department of Administrative and Financial Services, Bureau of Revenue Services, referred to in this resolve as the "bureau," and the Office of Fiscal and Program Review, referred to in this resolve as the "office," shall jointly study the tax expenditure review process established in the Maine

Revised Statutes, Title 36, chapter 9. The bureau and the office shall:

1. **Review other states.** Review the procedures used by other states that review tax expenditures;
2. **Tax expenditure review experience in Maine.** Research the original purposes of the State's tax expenditure review laws and the historical experience of the Legislature in conducting the required reviews;
3. **Need for revision.** Identify the current need for and purposes of tax expenditure review and other reports related to taxation matters that are required by law to be submitted to the Legislature;
4. **Provide options.** Identify options for revising the tax expenditure review process and other reporting requirements in a manner that provides the Legislature with timely and accurate information regarding taxation matters and the impact of tax expenditures on state revenues; and
5. **Present information.** Present the information gathered and options identified to the Joint Standing Committee on Taxation by October 1, 2001; and be it further

Sec. 2. Review; legislation. Resolved: That the Joint Standing Committee on Taxation shall review the information and options presented by the bureau and the office and may submit legislation to implement the committee's recommendations to the Second Regular Session of the 120th Legislature; and be it further

Sec. 3. Suspension of current review process. Resolved: That, notwithstanding the Maine Revised Statutes, Title 36, chapter 9, the review required by that chapter to be completed by January 1, 2002 is suspended.

See title page for effective date.

CHAPTER 18

H.P. 1053 - L.D. 1416

**Resolve, to Authorize the
Development of a New Railroad
Bridge on the Union Branch Railroad
Line over Back Cove in Portland**

Preamble. Whereas, the Maine Revised Statutes, Title 23, section 5071 requires legislative authorization before a railroad may be made across tidewaters where vessels can navigate; now, therefore, be it

Sec. 1. New railroad bridge across Back Cove. Resolved: That the Department of Transportation or the Northern New England Passenger Rail Authority, established pursuant to the Maine Revised Statutes, Title 5, section 12004-F, subsection 16 and Title 23, chapter 621, is authorized to develop and construct a new railroad bridge on the Union Branch Railroad Line, over, upon and across Back Cove in Portland.

See title page for effective date.

CHAPTER 19

H.P. 1309 - L.D. 1772

**Resolve, for Laying of the County
Taxes and Authorizing Expenditures
of Kennebec County for the Year
2001**

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

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

Whereas, Kennebec County has certain expenses and liabilities that must be met as they become due; and

Whereas, it is necessary that the taxes for the year 2001 be immediately assessed in order to provide the required revenue for the county; 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

Sec. 1. Kennebec County; taxes apportioned. Resolved: That the following sum is granted as a tax on Kennebec County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized in this resolve, and for other purposes of law, for the calendar year 2001: