

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

SECOND SPECIAL SESSION
June 19, 2018 to September 13, 2018

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 13, 2018

ONE HUNDRED AND TWENTY-NINTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2018 to June 20, 2019

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 2019

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

Augusta, Maine
2019

on municipalities identified under section 8063; and

Sec. 5. 5 MRSA §8053, sub-§7, ¶H is enacted to read:

H. Indicate whether the rule is routine technical or major substantive as those terms are defined in section 8071.

Sec. 6. 5 MRSA §8053-A, sub-§1, as repealed and replaced by PL 1989, c. 574, §5, is amended to read:

1. Proposed rules. At the time of giving notice of rulemaking under section 8053 or within 10 days following the adoption of an emergency rule, the agency shall provide to the Legislature, in accordance with subsection 3, a fact sheet providing the information as described in section 8057-A, subsection 1 and a written notice identifying whether the proposed rule or adopted emergency rule is a routine technical rule or a major substantive rule as defined in subchapter 2-A.

A. If an agency determines that a rule which that it intends to adopt will be substantially different from the proposed rule, it shall provide the Legislature with a revised fact sheet with the information defined in section 8057-A, subsection 1, as it relates to the substantially different rule. The revised fact sheet shall must be provided to the Legislature in accordance with subsection 3.

See title page for effective date.

CHAPTER 147

H.P. 806 - L.D. 1102

An Act To Remove a Reference to Constables in the Law Governing Execution of Process

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

Sec. 1. 30-A MRSA §104, as amended by PL 2017, c. 332, §3, is further amended to read:

§104. Execution of process

Sheriffs and their deputies and constables shall execute all legal processes directed to them by the commissioners. A civil deputy, as defined in section 351, subsection 5, shall serve civil process as directed by the sheriff.

See title page for effective date.

CHAPTER 148 S.P. 342 - L.D. 1122

An Act To Expand Tax Increment Financing

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

Sec. 1. 30-A MRSA §5222, sub-§14-A is enacted to read:

14-A. Public safety facility. "Public safety facility" means a facility used primarily for the functions of municipal or plantation government that ensure the protection of residents, organizations and institutions in the municipality or plantation, including the provision of law enforcement, fire and emergency services.

Sec. 2. 30-A MRSA §5225, sub-§1, ¶B, as amended by PL 2011, c. 101, §13, is further amended to read:

B. Costs of improvements that are made outside the tax increment financing district but are directly related to or are made necessary by the establishment or operation of the district, including, but not limited to:

- (1) That portion of the costs reasonably Costs related to the construction, alteration or expansion of any facilities not located within the district that are required due to improvements or activities within the district, including, but not limited to, sewage treatment plants, water treatment plants or other environmental protection devices; storm or sanitary sewer lines; water lines; electrical lines; improvements to fire stations public safety facilities; and amenities on streets;
(2) Costs of public safety improvements made necessary by related to the establishment of the district; and
(3) Costs of funding to mitigate any adverse impact of the district upon the municipality or plantation and its constituents. This funding may be used for public facilities and improvements if:

- (a) The public facilities or improvements are located in a downtown tax increment financing district; and
(b) The entire tax increment from the downtown tax increment financing district is committed to the development program of the tax increment financing district;

Sec. 3. 30-A MRSA §5225, sub-§1, ¶C, as amended by PL 2013, c. 184, §4, is further amended to read: