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Date: (Filing No. H- )

**AGRICULTURE, CONSERVATION AND FORESTRY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
125TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 832, L.D. 1120, Bill, “An Act To Move the Land for Maine's Future Program to the Department of Agriculture, Food and Rural Resources”

Amend the bill by striking out the title and substituting the following:

**'An Act To Move the Land for Maine's Future Program to the Department of Conservation'**

Amend the bill in section 1 in §6202 in the last line (page 1, line 7 in L.D.) by striking out the following: "Agriculture, Food and Rural Resources" and inserting the following: 'Conservation'

Amend the bill by striking out all of section 2 (page 1, lines 8 to 14 in L.D.) and inserting the following:

**'Sec. 2. 5 MRSA §6204, sub-§1**, as amended by PL 1993, c. 728, §6, is further amended to read:

**1. Composition.** The board consists of 11 members, ~~6~~ 7 who are private citizens and ~~5~~ 4 who are permanent members. The permanent members are the Commissioner of Conservation; the Commissioner of Inland Fisheries and Wildlife; the Commissioner of Marine Resources; and the Commissioner of Agriculture, Food and Rural Resources; ~~and the Director of the State Planning Office.~~

**Sec. 3. 5 MRSA §6204, sub-§2**, as amended by PL 1999, c. 603, §3, is further amended to read:

**2. Appointments.** The ~~6~~ 7 private citizens are appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over matters pertaining to state parks and public lands and to confirmation by the Legislature.

**Sec. 4. 5 MRSA §6204, sub-§3**, as amended by PL 1993, c. 728, §6, is further amended to read:

**COMMITTEE AMENDMENT**

1           **3. Qualifications.** The ~~6~~ 7 private citizens must be selected for their knowledge of  
2 the State's natural resources and landscape and their demonstrated commitment to land  
3 conservation. Appointments must provide broad geographic representation.'

4           Amend the bill by inserting after section 3 the following:

5           '**Sec. 4. 36 MRSA §1140-B, sub-§1**, as enacted by PL 2007, c. 466, Pt. A, §58, is  
6 amended to read:

7           **1. Analysis.** The State Tax Assessor, in consultation with municipal assessors, the  
8 director of the Land for Maine's Future Program within the ~~Executive Department, State~~  
9 ~~Planning Office~~ Department of Conservation, representatives of working waterfront  
10 organizations and other interested parties, shall collect and analyze the sales prices of all  
11 actual sales that occur in the State of waterfront land that is subject to restrictions on that  
12 land's use that are legally enforceable and prohibit or substantially restrict development  
13 that is not commercial fishing activity or commercial activity that is the functional  
14 equivalent of commercial fishing activity.'

15           Amend the bill in section 4 in the 3rd and 4th lines (page 1, lines 26 and 27 in L.D.)  
16 by striking out the following: "Agriculture, Food and Rural Resources" and inserting the  
17 following: 'Conservation'

18           Amend the bill in section 4 in subsection 1 in the last line (page 1, line 31 in L.D.) by  
19 striking out the following: "Agriculture, Food and Rural Resources" and inserting the  
20 following: 'Conservation'

21           Amend the bill in section 4 in subsection 2 in the 3rd and 4th lines (page 1, lines 34  
22 and 35 in L.D.) by striking out the following: "Agriculture, Food and Rural Resources"  
23 and inserting the following: 'Conservation'

24           Amend the bill by inserting at the end before the summary the following:

25           '**Sec. 5. Appropriations and allocations.** The following appropriations and  
26 allocations are made.

27           **CONSERVATION, DEPARTMENT OF**

28           **Land for Maine's Future N127**

29           Initiative: Appropriates and allocates funds for 3 Senior Planner positions, one part-time  
30 Secretary position and related costs as a result of transferring the Land for Maine's Future  
31 program from the State Planning Office to the Department of Conservation.

32	<b>GENERAL FUND</b>	<b>2011-12</b>	<b>2012-13</b>
33	POSITIONS - LEGISLATIVE COUNT	0.000	2.000
34	Personal Services	\$0	\$147,023
35	All Other	\$0	\$13,500
36			
37	GENERAL FUND TOTAL	\$0	\$160,523

1	<b>FEDERAL EXPENDITURES FUND</b>	<b>2011-12</b>	<b>2012-13</b>
2	POSITIONS - LEGISLATIVE COUNT	0.000	1.500
3	Personal Services	\$0	\$103,155
4	All Other	\$0	\$22,720
5			
6	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$0</b>	<b>\$125,875</b>

7	<b>CONSERVATION, DEPARTMENT OF</b>		
8	<b>DEPARTMENT TOTALS</b>	<b>2011-12</b>	<b>2012-13</b>
9			
10	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$160,523</b>
11	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$125,875</b>
12			
13	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$286,398</b>

14 **STATE PLANNING OFFICE**

15 **Land for Maine's Future Fund 0060**

16 Initiative: Deallocates funds for one Senior Planner position as a result of transferring the  
 17 Land for Maine's Future program from the State Planning Office to the Department of  
 18 Conservation.

19	<b>GENERAL FUND</b>	<b>2011-12</b>	<b>2012-13</b>
20	POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
21	Personal Services	\$0	(\$79,201)
22			
23	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>(\$79,201)</b>

24 **Land for Maine's Future Fund 0060**

25 Initiative: Deallocates funds for support of one Senior Planner position and 2 Senior  
 26 Planner, Public Service Manager positions as a result of transferring the Land for Maine's  
 27 Future program from the State Planning Office to the Department of Conservation.

28	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2011-12</b>	<b>2012-13</b>
29	All Other	\$0	(\$36,220)
30			
31	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$0</b>	<b>(\$36,220)</b>

32 **Planning Office 0082**

33 Initiative: Deallocates funds for 2 Senior Planner, Public Service Manager positions and a  
 34 half-time Secretary Associate position as a result of transferring the Land for Maine's  
 35 Future program from the State Planning Office to the Department of Conservation.

1	<b>GENERAL FUND</b>	<b>2011-12</b>	<b>2012-13</b>
2	POSITIONS - LEGISLATIVE COUNT	0.000	2.000
3	Personal Services	\$0	(\$147,023)
4			
5	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>(\$147,023)</b>

6 **Planning Office 0082**

7 Initiative: Deallocates federal funds for one Senior Planner and one half-time Secretary  
 8 Associate as a result of transferring the Land for Maine's Future program from the State  
 9 Planning Office to the Department of Conservation.

10	<b>FEDERAL EXPENDITURES FUND</b>	<b>2011-12</b>	<b>2012-13</b>
11	POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
12	Personal Services	\$0	(\$103,155)
13			
14	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$0</b>	<b>(\$103,155)</b>

15 **STATE PLANNING OFFICE**  
 16 **DEPARTMENT TOTALS**

17		<b>2011-12</b>	<b>2012-13</b>
18	<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$226,224)</b>
19	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>(\$103,155)</b>
20	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>(\$36,220)</b>
21			
22	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$365,599)</b>

23 **SECTION TOTALS**

24		<b>2011-12</b>	<b>2012-13</b>
25	<b>GENERAL FUND</b>	<b>\$0</b>	<b>(\$65,701)</b>
26	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$22,720</b>
27	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>(\$36,220)</b>
28			
29	<b>SECTION TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>(\$79,201)</b>
30			

31 Amend the bill by relettering or renumbering any nonconsecutive Part letter or  
 32 section number to read consecutively.

33 **SUMMARY**

34 This amendment is the minority report of the Joint Standing Committee on  
 35 Agriculture, Conservation and Forestry. It transfers responsibility for and resources in  
 36 support of the Land for Maine's Future Board and Land for Maine's Future Program from  
 37 the Executive Department, State Planning Office to the Department of Conservation,

1 instead of, as in the bill, to the Department of Agriculture, Food and Rural Resources. It  
2 adds as a member of the board a private citizen appointed by the Governor. The  
3 amendment also adds an appropriations and allocations section.

4 **FISCAL NOTE REQUIRED**

5  
6 **(See attached)**  
7