

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-504)  
109TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "B" to H.P. 402, L.D. 508, Bill, "AN ACT to Clarify the Form of the Local Consent Resolution Regarding State Housing Authority Housing Assistance Allocation."

Amend the bill by striking out everything after the enacting clause and inserting in its place the following:

'30 MRSA §4552, sub-§1, <sup>last ¶,</sup> ~~as repealed~~ and replaced by PL 1975, c. 625, §1, is repealed and the following enacted in its place:

Passage of such resolution is conclusive evidence of compliance with the referenced sections. The local governing body is entitled to repeal the resolution, provided that any contract for federal assistance entered into between the Maine State Housing Authority and any person, firm or corporation in or with respect to the municipality in question after passage of the original resolution and prior to its repeal shall not be affected by the repeal and provided further that the security of the authority's mortgage interest or the obligation or repayment of debt to bondholders is not affected by the repeal.

The authority shall meet and discuss with the local governing body concerning permissible and preferred developers housing management entities and sites in anticipation of a preliminary designation of a proposed project.

When the authority has received a proposed project for consideration, it shall so notify the municipality in question  
When the authority has made a preliminary designation of a proposed project, it shall so notify the municipality within 30 days. If the local governing body of the municipality disapproves of the preliminary designation, it shall so notify the authority within the 45-day period following the notice of selection. The notice of disapproval shall have the effect of repealing the consent resolution for that proposed project.'

Statement of Fact

This amendment:

1. Requires the State Housing Authority to meet with a local governing body to discuss permissible and preferred developers, housing management entities and sites in anticipation of a preliminary designation of a proposed project;
2. Permits the local governing body to veto a preliminary designation of a proposed project by the State Housing Authority;
3. Prohibits repealing a correct resolution where the repeal would affect the security of the authority's mortgage interest or the obligation or repayment of debt. This is particularly intended to prohibit repeal in the period between the sale of bonds and the signing of contracts.