

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 23
6

7 S.P. 22

In Senate, January 5, 1983

8 Reference to the Committee on State Government suggested and ordered
9 printed.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Violette of Aroostook.

Cosponsor: Representative Martin of Van Buren.
11

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Provide that the Director
18 of the Maine State Housing Authority shall
19 be a Nonvoting Commissioner of the State
20 Authority.
21

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

24 30 MRSA §4602, sub-§2, ¶B, as amended by PL 1981,
25 c. 51, is further amended to read:

26 B. The State authority shall have 7 commission-
27 ers, 5 of whom shall be appointed by the Govern-
28 or, subject to review by the Joint Standing Com-
29 mittee on State Government and to confirmation by
30 the Legislature, and one of whom shall be the
31 Treasurer of State or his designee, ex officio,
32 as a nonvoting member. The designee of the
33 Treasurer of State shall be the Deputy Treasurer

1 of State. The 7th commissioner shall be the
2 director of the state authority serving ex
3 officio, as a nonvoting member, who shall be
4 chairman of the commissioners. The director of
5 the state authority shall be appointed by the
6 Governor, subject to review by the Joint Standing
7 Committee on State Government and to confirmation
8 by the Legislature. ~~Said~~ The 5 commissioners
9 shall include, but not be limited to, representa-
10 tives of bankers and of low income or elderly
11 people. One commissioner shall be a resident of
12 housing which is subsidized or assisted by pro-
13 grams of the United States Department of Housing
14 and Urban Development or of the Maine State Hous-
15 ing Authority. In making such appointment, the
16 Governor shall give priority consideration to
17 nominations that may be made by tenant associa-
18 tions established in the State.

19 The commissioners shall elect a vice-chairman of
20 the commissioners from among their number. The
21 commissioners of the state authority shall have
22 the power and duty to establish and revise from
23 time to time policies of the authority relative
24 to the following particular matters:

25 (1) Standards of issuing, servicing and re-
26 deemng bonds;

27 (2) Purchase, sale or commitment to pur-
28 chase mortgages or notes;

29 (3) Initiating project construction and ac-
30 cepting properly completed facilities;

31 (4) Setting and establishing selection and
32 evaluation standards, criteria and proced-
33 ures under which it will purchase, sell or
34 agree to purchase loans, notes or obli-
35 gations, having regard among other things to
36 property values, local economic conditions
37 and expectancy, credit and employment, and
38 to local housing conditions and needs and
39 the availability of credit resources to meet
40 the same relative to similar or competing
41 conditions and needs in other localities in
42 the State;

1 (5) Setting and establishing procedures for
2 the servicing of loans, notes and obli-
3 gations acquired by it, including the allow-
4 ance of servicing fees to participating
5 lenders to whom the state authority may
6 entrust such servicing;

7 (6) Setting and establishing procedures for
8 the collection of moneys due from persons
9 liable for the payment of the same, as to
10 any loan, note or obligation held by the
11 state authority, by subrogation or other-
12 wise, and to initiate and maintain any ac-
13 tion at law or in equity, including foreclo-
14 sure proceedings, to enforce such payment;

15 (7) Setting and establishing procedures for
16 the orderly liquidation and disposition of
17 any property acquired by the state authority
18 through foreclosure or otherwise in full or
19 partial satisfaction of any debt or obli-
20 gation held by it; and

21 (8) Establishing and maintaining out of
22 income or otherwise such reserves as the
23 state authority from time to time determines
24 to be necessary and prudent in addition to
25 those specifically required.

26 Following reasonable notice to each commissioner,
27 4 commissioners of the state authority shall con-
28 stitute a quorum for the purpose of conducting
29 its business and exercising its powers and for
30 all other purposes, notwithstanding the existence
31 of any vacancies. Action may be taken by the com-
32 missioners upon a vote of a majority of the com-
33 missioners present, unless its bylaws shall re-
34 quire a larger number.

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STATEMENT OF FACT

The purpose of this bill is to remove the Director of the Maine State Housing Authority as a voting member of the commissioners.

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