

# MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1973

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature

1973

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Warrants shall be returnable within ~~3 months~~ **one year**. New warrants may be issued on any such certificate within 2 years from the return day of the last preceding warrant for sums remaining unsatisfied.

Effective October 3, 1973

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## CHAPTER 22

**AN ACT** Authorizing Department of Transportation to Make Advance Replacement Housing Allowance Payments Under the Relocation Assistance Act.

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

Sec. 1. R. S., T. 23, § 156, sub-§ 8, additional. Section 156 of Title 23 of the Revised Statutes, as amended, is further amended by adding a new subsection 8 to read as follows:

8. Withholding. The withholding, if any, authorized pursuant to section 244-A, subsection 4.

Sec. 2. R. S., T. 23, § 157, amended. The 4th paragraph of section 157 of Title 23 of the Revised Statutes, as amended, is further amended by adding at the end the following new sentence:

The judgment and certificate of judgment shall specify the withholding, if any, authorized pursuant to section 244-A, subsection 4.

Sec. 3. R. S., T. 23, § 244-A, sub-§ 4, additional. Section 244-A of Title 23 of the Revised Statutes, as enacted by section 1 of chapter 333 and as amended by section 22 of chapter 593, both of the public laws of 1971, is further amended by adding a new subsection 4 to read as follows:

4. Advance payments. The additional payment authorized by subsection 1 may be made to the displaced person while determination of the acquisition cost of the dwelling is either unsettled or is pending before the Land Damage Board or the Superior Court. Such a payment is not authorized until and unless an agreement between the Department of Transportation and the displaced person is signed which shall authorize withholding from any subsequent award by the Land Damage Board or judgment of the court any amount determined from the agreement to be refunded by the displacee to the department by reason of the award or judgment being in excess of the determined net damage and offering price paid pursuant to section 154. A copy of the agreement shall be filed with the Land Damage Board with the petition or within 10 days after it is signed if the petition is already filed and a copy shall be filed in any subsequent case appealed to the Superior Court with the complaint or answer or both. The Land Damage Board and court shall take judicial notice of the facts set forth in such agreement.

Effective October 3, 1973