

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 1154

H. P. 866

House of Representatives, February 26, 1973

Referred to the Committee on Business Legislation. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mrs. Boudreau of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Clarify the Industrialized Housing Act as it Relates to Mobile Homes.

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

Sec. 1. R. S., T. 30, § 4773, sub-§ 8, additional. Section 4773 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 456 of the public laws of 1971, is amended by adding a new subsection 8 to read as follows:

8. Mobile home. "Mobile home" means an industrialized house which is equipped with the necessary service connections and made so as to be readily movable as a unit on its own running gear and designed to be used as a dwelling unit without permanent foundation, but capable of being permanently plumbed.

Sec. 2. R. S., T. 30, § 4774, amended. Section 4774 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 456 of the public laws of 1971, is amended by adding at the end a new paragraph to read as follows:

New industrialized housing, including mobile homes, and housing components which are not approved by the authority shall not be sold in this State more than 6 months after the state authority adopts a resolution stating that its inspection program under this subchapter has achieved maximum coverage and effectiveness.

Sec. 3. R. S., T. 30, § 4775, amended. Section 4775 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 456 of the public laws of 1971, is amended by adding at the end, a new paragraph to read as follows:

The authority shall adopt separate rules and regulations for mobile homes which shall recognize the unique qualities of mobile homes. The authority may refer to such nationally recognized codes as the Standard for Mobile Homes published by the American National Standards Institute or other similar codes. Before adopting the regulations governing mobile homes, the authority shall publish notice of intent to adopt regulations for at least 5 consecutive days in the state paper and shall thereafter have available for inspection at the office of the authority a copy of said proposed regulations for a period of 30 days. Any person desiring to make a statement of record opposing the adoption of all or any part of said regulations may appear at the next regular meeting of the Commissioners of the Housing Authority to present said statement, which shall be presented in writing.

Sec. 4. R. S., T. 30, § 4780, amended. Section 4780 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 456 of the public laws of 1971, is amended by adding a new paragraph at the end to read as follows:

If any party appeals a decision of the authority to adopt any mobile home regulation within 30 days after the official adoption of said regulation, and files notice of said appeal with the authority, the challenged regulation shall not be enforced until final determination by the reviewing Justice in the Superior Court. The appeal of any one regulation shall not affect the validity of the other adopted regulations.

STATEMENT OF FACT

This Act specifies that mobile homes do fall within the jurisdiction of the Maine Housing Authority for inspection under the Industrialized Housing Act. It provides for the adoption of special rules and regulations to regulate the mobile home industry as opposed to other industrialized housing.

This Act enables, but does not require, the State Housing Authority to eliminate sales of uncertified and presumably substandard units of industrialized housing in the State of Maine.