

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 1170

H. P. 883

House of Representatives, February 27, 1973

Referred to the Committee on Legal Affairs. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Murray of Bangor.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Change the Number and Representation for Commissioners of
Housing Authorities.

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

Sec. 1. R. S., T. 30, § 4602, sub-§ 1, ¶ A, repealed and replaced. The first line of subsection 1 and paragraph A of section 4602 of Title 30 of the Revised Statutes, as enacted by section 8 of chapter 470 of the public laws of 1969, are repealed and the following enacted in place thereof:

1. In the case of the municipality or the State:

A. Each authority shall have 7 commissioners appointed. In the case of a city having a mayor-council form of government, appointment shall be by the mayor with the advice and consent of the council; in the case of a city having a manager-council form of government, appointment shall be by the council; in the case of a town, appointment shall be by the selectmen. No commissioner shall be appointed until the authority is authorized to function as provided in section 4601. Nominations for commissioners, representative of tenants or prospective tenants, shall be designated by the respective housing authority tenant councils and presented to the appropriate appointing authority at the appropriate time. Tenant councils shall designate 3 nominees for every commissioner opening. Said nominees shall be representative of those constituencies designated by housing authority composition guidelines, subsection 2, paragraph B. The commissioners who are first appointed pursuant to this section shall be designated to serve for terms of 3 years, respectively, from the date of their appointment. Thereafter, said commissioners shall be appointed as aforesaid for a term of 3 years, except that all vacancies shall be filled for the unexpired term. All

such appointments shall be made in the manner prescribed above. Those commissioners who were or were not appointed to terms of 1, 2, 3, 4 and 5 years, but were instead all appointed to terms of 5 years under then existing law shall serve out their terms and succeeding appointments shall be for terms of 3 years, respectively, and thereafter said commissioners shall be appointed as aforesaid for a term of office of 3 years, except that all vacancies shall be filled for the unexpired term, all such appointments to be made in the same manner as prescribed within said paragraph.

Sec. 2. R. S., T. 30, § 4602, sub-§ 2, ¶ B, amended. The first paragraph of paragraph B of subsection 2 of section 4602 of Title 30 of the Revised Statutes, as enacted by section 8 of chapter 470 of the public laws of 1969, is repealed and the following enacted in place thereof:

B. The state or municipal authority shall have 7 commissioners appointed by the Governor, with the advice and consent of the Executive Council in the case of the State, or by the appropriate appointing authority in the case of a municipality. Said 7 commissioners shall include, but not be limited to, representatives of public or private interest and of low income or elderly people. Three members of said 7 commissioners shall be tenants or prospectively qualified tenants of said authority housing programs. In the case of the state authority, one member of said 7 commissioners shall be the director of the state authority serving ex officio and he shall be chairman of the commissioners.

STATEMENT OF FACT

The purpose of this bill is reflected in the title.