

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 226

6
7 S.P. 95

In Senate, January 18, 1983

8 Received by the Secretary of the Senate on January 18, 1983. Referred to
9 the Committee on Local and County Government, and ordered printed
10 pursuant to Joint Rule 14.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Brown of Washington.
11

12 STATE OF MAINE
13

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

17 AN ACT to Clarify the Authority of
18 Municipal Officers to Charge Interest on
19 Delinquent Sewer Accounts.
20

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

23 30 MRSA §4355, as amended by PL 1971, c. 177, §1,
24 is further amended to read:

25 §4355. Service charges for sewage disposal

26 The municipal officers may establish a schedule
27 of service charges from time to time upon improved
28 real estate connected with a municipal sewer or dis-
29 posal system for the use of the system. Such service
30 charges shall include reserve fund contributions.
31 The municipal officers may also charge interest on
32 delinquent accounts at a rate not to exceed the high-
33 est lawful rate set by the Treasurer of State for

1 municipal taxes. There shall be a lien on real
2 estate served or benefited by a municipal sewer or
3 sewer disposal system to secure the payment of ser-
4 vice charges and interest on delinquent accounts duly
5 established hereunder which shall take precedence
6 over all other claims on such real estate, excepting
7 only claims for taxes. The treasurer of the munici-
8 pality shall have the same authority and power to
9 collect such service charges and interest on delin-
10 quent accounts as are granted by Title 38, section
11 1208, to treasurers of sanitary sewer districts with
12 reference to rates established and due under Title
13 38, section 1202.

14 STATEMENT OF FACT

15 This bill clarifies, in the statutes, the author-
16 ity of municipal officers to charge interest on
17 delinquent sewer accounts just as the treasurers of
18 sanitary sewer districts may do under authority of
19 Title 38, section 1202. Current statutory language
20 has created confusion as to municipal authority to
21 charge interest on delinquent sewer accounts.

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