

MAINE STATE LEGISLATURE

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(New Draft of H.P. 1327, L.D. 1862)
(New Title)
SECOND REGULAR SESSION

ONE HUNDRED AND TWELFTH LEGISLATURE

Legislative Document

No. 2163

H.P. 1536

House of Representatives, March 11, 1986

Reported by Representative Gwadosky from the Committee on State Government and printed under Joint Rule 2. Original bill sponsored by Representative Davis of Monmouth. Cosponsored by Representative Murphy of Kennebunk, Senator Pearson of Penobscot, and Representative Tardy of Palmyra.

EDWIN H. PERT, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SIX

AN ACT to Permit Specific Municipalities to
Serve as Administrators of Fuel
Assistance Programs.

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

22 MRSA §5203, sub-§1, as amended by PL 1983, c. 482, §4, is repealed and the following enacted in its place:

1. Administering organization. The Executive Department, Division of Community Services, shall administer programs for weatherization as defined in section 5202, subsection 6, and fuel assistance as defined in section 5202, subsection 1. The division may select local program operators, except that, in the case of the fuel assistance program the municipalities that served as local program operators in 1984, shall be given the option to serve as local

1 program operators of the fuel assistance program
2 within their municipality, as long as they comply
3 with the program operating standards established by
4 the Division of Community Services by rule in accord-
5 ance with the Maine Administrative Procedure Act, Ti-
6 tle 5, chapter 375.

7 The Division of Community Services, by rule, shall
8 provide, at a minimum, the following standards that
9 shall apply to local program operators and adminis-
10 trators:

11 A. Standards that require generally acceptable
12 accounting and bookkeeping procedures that meet
13 the requirements of the Federal Government and
14 the State Auditor;

15 B. Standards that prohibit conflicts of interest
16 by local program operators and administrators.
17 These standards shall, at a minimum, meet the
18 standards that apply to Legislators as defined in
19 Title 1, section 1014;

20 C. Standards requiring the adherence of the lo-
21 cal program operators to confidentiality with re-
22 spect to program recipients;

23 D. Standards requiring local program operators
24 and administrators to be available to the general
25 public for a minimum specified period of time
26 each week; and

27 E. Standards that will assure that qualified
28 program recipients will be expeditiously provided
29 with assistance by the local program operator or
30 administrator.

31 Any municipality that the Division of Community Ser-
32 vices finds to be in violation of the standards
33 adopted by the division pursuant to this section, may
34 be prohibited from acting as a local program operator
35 or administrator of the fuel assistance program.

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FISCAL NOTE

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The cost of this new draft depends upon the number of municipalities that administer the program. Since the number of municipalities cannot be defined until the Division of Community Services adopts the rules, the fiscal impact cannot be determined.

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STATEMENT OF FACT

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The purpose of this new draft is to restrict municipal implementation of the Division of Community Services' programs to the Fuel Assistance Program and to further limit municipal implementation of this program to the 15 municipalities that operated the program in 1984.

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