

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
115TH LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT "F " to H.P. 192, L.D. 274, Bill, "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government for the Fiscal Year Ending June 30, 1991 and to Change Certain Provisions of the Law"

Amend the bill in Part A in section A-2 under that part designated "EXECUTIVE DEPARTMENT" in the part relating to "Energy and Weatherization" in the 8th line (page 53, line 46 in L.D.) by striking out the following: "transfer" and inserting in its place the following: 'elimination'

Further amend the bill in Part I in section I-3 in that part designated "§13120-A." in subsection 1 by inserting at the end the following:

'B. "Poverty level" means the official poverty level issued by the Director of the United States Office of Management and Budget.'

'C. "Service area" means the geographical area within the jurisdiction of a community action agency.'

Further amend the bill in Part I in section I-3 in that part designated "§13120-A." in subsection 2 in paragraph A in the 2nd line (page 126, line 36 in L.D.) by striking out the underlined word "division" and inserting in its place the following: 'office'

Further amend the bill in Part I in section I-3 in that part designated "§13120-A." in subsection 2 in paragraph A (page 126, line 38 in L.D.) by inserting after the following: "4982." the following: 'In making these designations, the office shall submit and consider comments from other state agencies or authorities that operate programs in which community action agencies participate.'

Further amend the bill in Part I in section I-3 in that part designated "§13120-A." in subsection 2 in paragraph B by inserting at the end the following: 'In performing such evaluations, the office shall solicit and consider comments from other state agencies or authorities that operate programs in which such community action agency participates.'

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Further amend the bill in Part I in section I-3 by inserting after that part designated "§13120-A." the following:

§13120-B. Administration of the fuel assistance and energy conservation programs

The office shall administer fuel assistance and energy conservation programs as provided in this subchapter.

I. Administration of fuel assistance. The office 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 must be given the option to serve as local program operators of the fuel assistance program within their municipality, as long as they comply with the program operating standards established by the office by rule in accordance with the Maine Administrative Procedure Act, chapter 375.

The office, by rule, shall provide, at a minimum, the following standards that apply to local program operators and administrators:

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

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

C. Standards requiring the adherence of the local program operators to confidentiality with respect to program recipients;

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

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

Any municipality that the office finds to be in violation of the standards adopted by the office pursuant to this section may be prohibited from acting as a local program operator or administrator of the fuel assistance program.

2 For the purpose of this section, "fuel assistance" means  
3 assistance paid to fuel vendors on behalf of an eligible  
4 household or directly to eligible tenants who pay heating costs  
5 as an undesignated portion of rent.

6 **§13120-C. Fuel Assistance Reserve Fund**

8 **1. Fuel Assistance Reserve Fund.** The office shall use  
9 funds appropriated pursuant to this section to establish and  
10 capitalize the Fuel Assistance Reserve Fund. The office shall  
11 keep the Fuel Assistance Reserve Fund separate from all other  
12 funds managed by the office and use the fund only, without  
13 exception, under the conditions set forth in this section. The  
14 office shall use the Fuel Assistance Reserve Fund to ensure that  
15 fuel assistance benefits for the State's eligible elderly and  
16 low-income residents are available prior to the beginning of the  
17 heating season.

18 **2. Timely distribution of benefits.** The office shall make  
19 available to local program operators and municipal administrators  
20 of the fuel assistance program, no later than October 1st of each  
21 year, funds sufficient to cover anticipated fuel assistance  
22 payments and program administrative costs for at least the months  
23 of October, November and December.

24 **3. Conditional use of the fund.** The office's use of the  
25 fund is subject to the following conditions and limitations.

26 **A.** If the office reasonably anticipates that federal fuel  
27 assistance block grant funds are not available for  
28 distribution to the local program operators and municipal  
29 administrators by October 1st of each year, the office shall  
30 withdraw and distribute sufficient money from the fund as is  
31 necessary for the purposes set forth in this section. The  
32 office may withdraw funds prior to October 1st, provided  
33 that those funds are used only for costs incurred on or  
34 after October 1st.

35 Money may not be withdrawn from the fund if sufficient block  
36 grant funds are available to pay reasonably anticipated fuel  
37 assistance program and administrative costs for the months  
38 of October, November and December.

39 **B.** Money withdrawn from the fund must be sufficient to  
40 cover anticipated fuel assistance payments and fuel  
41 assistance program administrative costs for all local  
42 program operators and municipal administrators for the  
43 months of October, November and December.

2 C. The office may not withdraw money from the fund between  
October 1st and June 30th.

4 D. The fund may not be used if it is reasonably certain  
that no federal fuel assistance money will be received.

6 4. Recapitalization. If money is withdrawn from the fund  
for the purposes of this section, the office shall ensure that  
the fund is fully recapitalized by June 30, 1991.

8 5. Expiration of fund. Authorization for the fund expires  
on June 30, 1991. The office shall ensure that the fund is fully  
recapitalized and that all money in the fund is transferred to  
the General Fund no later than June 30, 1991.

10 §13120-D. Allocation of Low-income Home Energy Assistance  
Program Block Grant funds

18 1. Allocation. For each federal fiscal year beginning with  
the fiscal year 1990-91, not less than 15% of the federal funds  
awarded to the office each year under the Low-income Home Energy  
Assistance Program, or successor program, must be paid by the  
office to the Maine State Housing Authority to be used, subject  
to federal requirements, in conjunction with the energy  
conservation assistance program administered by the Maine State  
Housing Authority. Up to 10% of the amount of such funds  
received by Maine State Housing Authority may be used for  
administrative costs of the program in compliance with federal  
requirements.

20 2. Transfer of funds. The office shall transfer to the  
Maine State Housing Authority the portion of the federal funds to  
which it is entitled not later than 30 days following receipt by  
the office.

22 3. Reporting. Prior to October 1st of each year the office  
shall provide the following information in writing to the Maine  
State Housing Authority for the federal fiscal year beginning on  
that October 1st:

24 A. The total amount of Low-income Home Energy Assistance  
Program funds the office expects to receive during the  
federal fiscal year;

26 B. The total amount of federal funds to be paid to the  
Maine State Housing Authority pursuant to this section for  
that federal fiscal year; and

28 C. The anticipated schedule of payments.'

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2 Further amend the bill in Part I in section I-3 in that part  
4 designated "~~§13120-B.~~" by striking out all of the first line  
6 (page 129, line 42 in L.D.) and inserting in its place the  
following: '~~§13120-E. Confidentiality~~'

8 Further amend the bill in Part I by inserting after section  
I-7 the following:

10 'Sec. I-8. 30-A MRSA §4722, sub-§1, ¶T, as amended by PL 1989,  
12 c. 581, §7, is further amended to read:

14 T. Approve or disapprove, in accordance with rules adopted  
16 under the Maine Administrative Procedure Act, Title 5,  
18 chapter 375, a project which is multi-family or  
single-family residential property, when authorized or  
required by Title 10, chapter 110, subchapter IV; and

20 Sec. I-9. 30-A MRSA §4722, sub-§1, ¶U, as enacted by PL 1989,  
c. 581, §8, is amended to read:

22 U. ~~Consult with the Maine Affordable Housing Alliance,~~  
24 ~~established in Title 5, chapter 383, subchapter VII, and the~~  
Interagency Task Force on Homelessness and Housing  
26 Opportunities, as defined in chapter 202, section 5002,  
subsection 9, with respect to the implementation of housing  
28 programs to make the best use of resources and make the  
greatest impact on the affordable housing crisis;

30 Sec. I-10. 30-A MRSA §4722, sub-§1, ¶¶V and X are enacted to  
read:

32 V. Pursuant to the purpose of this Act to provide housing  
34 to persons of low incomes and in accordance with rules  
36 adopted under the Maine Administrative Procedure Act,  
38 operate a program to provide energy conservation assistance  
40 on behalf of persons of low income in connection with  
single-family or multi-unit residential housing and accept  
and administer federal and state funds for the purpose of  
operating that program; and

42 X. Advise the Governor and other officials of State  
44 Government on matters relating to energy conservation  
assistance.

46 Sec. I-11. 30-A MRSA §4741, sub-§§13 and 14, as amended by PL  
48 1989, c. 104, Pt. C, §§8 and 10, are further amended to read:

50 13. Allocation of federal ceilings. By rulemaking under  
Title 5, chapter 375, subchapter II, the Maine State Housing

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2 Authority shall have the power to establish a process that is  
 3 different from the federal formula for allocating that portion of  
 4 the ceiling on the issuance of certain tax-exempt bonds  
 5 established by the United States Code, Title 26, which has been  
 6 allocated to the Maine State Housing Authority under Title 10,  
 7 section 363, and may also limit the types of projects which are  
 8 eligible to receive allocations or carryforward designations from  
 9 the Maine State Housing Authority; and

10 14. **State housing credit agency.** The Maine State Housing  
 11 Authority is designated the housing credit agency for the State  
 12 and shall have the power to receive and allocate, according to a  
 13 process established by rulemaking pursuant to Title 5, chapter  
 14 375, subchapter II, the annual state housing credit ceiling for  
 15 the low-income housing credit established by the United States  
 16 Code, Title 26; and

17 **Sec. I-12. 30-A MRSA §4741, sub-§15** is enacted to read:

18 15. State weatherization agency. The Maine State Housing  
 19 Authority is designated the weatherization agency for the State  
 20 and has the power to apply for, receive, distribute and  
 21 administer federal funds pursuant to the Weatherization  
 22 Assistance for Low-income Persons program administered through  
 23 the United States Department of Energy in accordance with rules  
 24 adopted under the Maine Administrative Procedure Act.'

25 Further amend the bill in Part I by striking out all of  
 26 section I-8.

27

28 Further amend the bill in Part I in section I-9 in the last  
 29 line (page 135, line 16 in L.D.) by striking out the following:  
 30 "April 1," and inserting in its place the following: 'June 30,'

31

32 Further amend the bill in Part I in section I-11 in  
 33 subsection 1 in the 4th line (page 135, line 32 in L.D.) by  
 34 striking out the following: "community services and" and  
 35 inserting in its place the following: 'community services,' and  
 36 in the 5th line (page 135, line 33 in L.D.) by inserting after  
 37 the following: "grant programs" the following: 'and low-income  
 38 fuel assistance'

39

40 Further amend the bill in Part I in section I-11 in  
 41 subsection 1 in the last 2 lines (page 135, lines 43 and 44 in  
 42 L.D.) by striking out the following: "and low-income fuel  
 43 assistance" and inserting in its place the following: 'except the  
 44 State shall indemnify the Maine State Housing Authority for all  
 45 costs, expenses and losses of whatever kind and nature arising  
 46 out of the Division of Community Services' activities and  
 47 operations in the area of conservation prior to April 1, 1991'

48

2 Further amend the bill in Part I in section I-11 by striking  
out all of subsections 3 and 7.

4  
6 Further amend the bill in Part I in section I-11 in  
subsection 8 in paragraph A in the 2nd line (page 138, line 12 in  
L.D.) by striking out the following: "community services and"  
8 and inserting in its place the following: 'community services,'  
and in the 3rd line (page 138, line 13 in L.D.) by inserting  
10 after the following: "programs" the following: 'and low-income  
fuel assistance'

12  
14 Further amend the bill in Part I in section I-11 in  
subsection 8 in paragraph D in the 2nd line (page 138, line 27 in  
L.D.) by striking out the following: "low-income fuel assistance  
and'

18 Further amend the bill in Part I in subsection I-11 by  
renumbering the subsections to read consecutively.

20  
22 Further amend the bill in Part I by renumbering the sections  
to read consecutively.

24 Further amend the bill in Part T by inserting after section  
T-10 the following:

26  
28 'Sec. T-11. 5 MRSA §12004-I, sub-§6-A, as enacted by PL 1989,  
c. 601, Pt. B, §1, is repealed.'

30 Further amend the bill in Part T by striking out all of  
sections T-60 to T-78 and inserting in their place the following:

32  
34 'Sec. T-60. 30-A MRSA §5002, sub-§1, as enacted by PL 1989, c.  
601, Pt. B, §4, is repealed.

36 Sec. T-61. 30-A MRSA §5002, sub-§2, as amended by PL 1989, c.  
875, Pt. M, §11 and affected by §13, is further amended to read:

38  
40 2. **Affordable housing.** "Affordable housing" means decent,  
safe and sanitary dwellings, apartments or other living  
accommodations for low-income and moderate-income households.  
42 The ~~Office of Community Development in consultation with the~~  
Maine State Housing Authority shall may define "affordable  
44 housing" by rule. Affordable housing includes, but is not  
limited to:

46 A. Government-assisted housing;

48 B. Housing for low-income and moderate-income families;



- 2 C. Manufactured housing;
- 4 D. Multifamily housing; and
- 6 E. Group and foster care facilities.

8 Sec. T-62. 30-A MRSA §5002, sub-§§4 and 5, as enacted by PL  
1989, c. 601, Pt. B, §4, are repealed.

10 Sec. T-63. 30-A MRSA §5002, sub-§8, as amended by PL 1989, c.  
12 875, Pt. M, §11 and affected by §13, is repealed.

14 Sec. T-64. 30-A MRSA §5003, last ¶, as enacted by PL 1989, c.  
16 601, Pt. B, §4, is repealed.

18 Sec. T-65. 30-A MRSA §§5004, 5005 and 5006, as enacted by PL  
1989, c. 601, Pt. B, §4, are repealed.

20 Sec. T-66. 30-A MRSA §5011, as enacted by PL 1989, c. 601,  
Pt. B, §4, is amended to read:

22 **§5011. Administration and implementation**

24  
26 The ~~housing-alliance-shall-be~~ state authority is responsible  
for providing assistance to municipalities in implementing this  
subchapter. ~~In-administering-assistance-to-municipalities--the~~  
28 ~~housing-alliance-shall-consult-with-the-state-authority-in-order~~  
~~that-the-resources-of-both-agencies-may-be-coordinated-to-produce~~  
30 ~~the-maximum-benefits.~~

32 Sec. T-67. 30-A MRSA §5012, first ¶, as enacted by PL 1989, c.  
34 601, Pt. B, §4, is amended to read:

36 The ~~housing-alliance~~ state authority may:

38 Sec. T-68. 30-A MRSA §5012, sub-§5, as enacted by PL 1989, c.  
601, Pt. B, §4, is amended to read:

40 5. **Seek legal remedies.** Seek all legal remedies available  
to enforce the contract with a municipality. The ~~housing~~  
42 ~~alliance~~ state authority may seek an injunction for any act or  
failure to act that violates this chapter or a contract entered  
44 into under this chapter.

46 Sec. T-69. 30-A MRSA §5013, first ¶, as enacted by PL 1989, c.  
48 601, Pt. B, §4, is amended to read:

50 In implementing this subchapter, the ~~housing-alliance~~ state  
authority shall:

2           **Sec. T-70. 30-A MRSA §5013, sub-§§1, 7 and 9**, as enacted by PL  
3 1989, c. 601, Pt. B, §4, are amended to read:

4  
5           **1. Adopt rules.** Adopt rules in accordance with the Maine  
6 Administrative Procedure Act, Title 5, chapter 375 specifying, at  
7 a minimum, how money and other resources provided to  
8 municipalities by ~~the alliance~~ may be used;

10           **7. Provide technical assistance.** Within the resources of  
11 the ~~department~~ state authority, provide technical assistance and  
12 information to municipalities with respect to the development of  
13 affordable housing;

14  
15           **9. Require matching resources.** Require municipalities to  
16 provide matching resources that the ~~alliance~~ state authority  
17 finds feasible; and

18  
19           **Sec. T-71. 30-A MRSA §5014**, as enacted by PL 1989, c. 601,  
20 Pt. B, §4, is amended to read:

22           **§5014. Nonlapsing revolving loan fund**

23           In providing loans under this subchapter, the ~~housing~~  
24 ~~alliance~~ state authority shall establish a nonlapsing revolving  
25 loan fund to which payment of principal and interest and any  
26 other money available to the fund shall must be deposited.

27  
28           **Sec. T-72. 30-A MRSA §5021, first ¶**, as enacted by PL 1989, c.  
29 601, Pt. B, §4, is amended to read:

30  
31           The authority shall administer a program to be implemented  
32 through nonprofit housing corporations to develop affordable  
33 housing. ~~In administering this program, the authority shall~~  
34 ~~consult with the housing alliance to coordinate the resources~~  
35 ~~provided by the authority with resources that may be available~~  
36 ~~through a municipality or the department.~~

37  
38           **Sec. T-73. 30-A MRSA §5023, sub-§10**, as enacted by PL 1989, c.  
39 601, Pt. B, §4, is amended to read:

40  
41           **10. Consult with the interagency task force.** Consult with  
42 the ~~housing alliance and the~~ interagency task force with respect  
43 to the implementation of this subchapter and the projects to be  
44 funded under this subchapter.

45  
46           **Sec. T-74. 30-A MRSA §5031**, as enacted by PL 1989, c. 601,  
47 Pt. B, §4, is amended to read:

48  
49           **§5031. Administration and implementation**

2 The state authority and ~~the housing alliance~~ may provide  
4 money and other resources to municipalities and nonprofit housing  
6 corporations to acquire or preserve land for affordable housing.  
8 ~~The housing alliance shall administer this subchapter with  
respect to municipalities and the state authority shall  
administer this subchapter with respect to nonprofit housing  
corporations and for-profit developers.~~

10 1. Consultation. ~~The housing alliance and the state  
12 authority shall consult in administering this subchapter in order  
to make the best use of resources and maximize their impact.~~ The  
14 housing alliance and the state authority shall consult with the  
interagency task force with respect to the implementation of this  
subchapter.

16 Sec. T-75. 30-A MRSA §5033, sub-§1, as enacted by PL 1989, c.  
18 601, Pt. B, §4, is amended by amending the first paragraph to  
read:

20 1. Criteria. In providing grants, loans and other  
22 resources to municipalities and nonprofit housing corporations  
24 under this section, the state authority and ~~the housing alliance~~  
shall consult and develop criteria for the award of grants, loans  
26 and other resources. In developing the criteria, the authority  
and ~~the alliance~~ shall consider:

28 Sec. T-76. 30-A MRSA §5033, sub-§2, as enacted by PL 1989, c.  
601, Pt. B, §4, is repealed.

30 Sec. T-77. 30-A MRSA §5033, sub-§3, as enacted by PL 1989, c.  
32 601, Pt. B, §4, is amended to read:

34 3. Priorities. In selecting municipalities and nonprofit  
36 housing corporations to receive funds under this section, the  
38 selections shall must be based on priorities developed by the  
housing alliance and the state authority. In developing these  
priorities, ~~the alliance and~~ the authority shall consider:

40 A. The degree of activity of housing alliances in each  
42 municipality or region in addressing the affordable housing  
crisis;

44 B. The availability of other resources in the municipality  
46 or region that can be coordinated with funds and resources  
provided by ~~the housing alliance or~~ the state authority; and

48 C. Any other priorities considered important by ~~the housing  
alliance or~~ the state authority.

50

2           **Sec. T-78. 30-A MRSA §5034**, as enacted by PL 1989, c. 601,  
Pt. B, §4, is amended to read:

4           **§5034. Preservation of land for affordable housing**

6           In regard to the acquisition and preservation of land under  
this subchapter, the state authority, ~~the--housing--alliance,~~  
8           municipalities and nonprofit housing corporations may use deed  
restrictions, trust agreements and any other type of agreement  
10          designed to maintain land for affordable housing.

12          **Sec. T-79. 30-A MRSA §5036**, as enacted by PL 1989, c. 601,  
Pt. B, §4, is repealed.

14          **Sec. T-80. 30-A MRSA §5041**, as enacted by PL 1989, c. 601,  
16          Pt. B, §4, is amended to read:

18          **§5041. Task force created**

20          The Interagency Task Force on Homelessness and Housing  
Opportunities, established in accordance with Title 5, chapter  
22          379, shall serve as an advisory committee with respect to the  
administration and implementation of this chapter to the state  
24          authority, ~~the--department,~~ the Governor and the Legislature.

26          **Sec. T-81. 30-A MRSA §5042, sub-§4**, as enacted by PL 1989, c.  
601, Pt. B, §4, is amended to read:

28                 **4. Staff.** The authority ~~and--the--department~~ shall provide  
30          staff support to the interagency task force. State agencies  
represented on the task force shall also provide assistance when  
32          requested.

34          **Sec. T-82. 30-A MRSA §5043**, as enacted by PL 1989, c. 601,  
Pt. B, §4, is amended to read:

36          **§5043. Chair**

38                 The permanent chair of the interagency task force shall  
40          ~~elect--a--chair--from--among--its--members--to--serve--a--term--of--2--years~~  
is the director of the state authority or the director's designee.

42          **Sec. T-83. 30-A MRSA §5044**, as enacted by PL 1989, c. 601,  
44          Pt. B, §4, is amended to read:

46          **§5044. Duties**

48          The interagency task force shall advise the ~~housing--alliance~~  
~~and--the~~ state authority with respect to the implementation of

2 this chapter and the development of affordable housing. The task  
force shall:

4 1. Assist in the development of affordable housing plan.  
Assist the ~~housing--alliance--and--the~~ state authority with the  
6 development of the affordable housing plan under subchapter I;

8 2. Make recommendations. Make recommendations to the  
~~housing--alliance,~~ the state authority, ~~the~~ Governor and the  
10 Legislature with respect to policies, programs and funding under  
this chapter;

12 3. Review programs and policies. Review and examine the  
14 plan, programs, policies and funding to determine their  
effectiveness. The task force shall provide the findings of its  
16 review to the persons and organizations set forth in subsection 2;

18 4. Serve as coordinator of information. Serve as a  
coordinator of information and communication among state agencies  
20 and among the state, municipal and private sectors with respect  
to this chapter; and

22 5. Assistance to homeless. In cooperation with the housing  
24 alliance--and--the state authority, identify the resources  
available to the homeless and persons with special needs,  
26 identify the gaps in delivery services to this population and  
make recommendations concerning the policies and programs serving  
28 this population.

30 Sec. T-84. 30-A MRSA §§5051, 5052, 5053 and 5054, as enacted by  
PL 1989, c. 601, Pt. B, §4, are amended to read:

32 **§5051. Administration and implementation**

34 The ~~commissiener~~ state authority, in consultation with the  
36 ~~executive--director--of--the--state--authority--and--the~~ interagency  
task force, shall administer this subchapter. ~~The department and~~  
38 ~~the state authority shall coordinate the resources available to~~  
~~each agency~~ to address residential deteriorating areas and to  
40 restore these areas to decent, sanitary and safe residential  
neighborhoods.

42 **§5052. Designation of urban housing zones**

44 The ~~commissiener~~ state authority, in consultation with the  
46 ~~state authority and the~~ interagency task force, may establish 4  
demonstration housing opportunity zones, each comprised of a  
48 different municipality or portion of a municipality. These  
demonstration zones shall must serve as a means of determining

2 the effectiveness of zones as a tool stimulating residential  
revitalization in deteriorating neighborhoods.

4 1. **Standards for zones.** The ~~commissioner~~, ~~in consultation~~  
with the state authority, by rules adopted in accordance with the  
6 Maine Administrative Procedure Act, Title 5, chapter 375, shall  
establish standards for the selection of areas to be designated  
8 as zones and the provision of assistance to those zones. At a  
minimum, the ~~commissioner~~ state authority shall apply the  
10 following standards.

12 A. The zones must be located in urban areas experiencing  
significant deterioration in residential neighborhoods.

14 B. All areas wishing to be designated as zones must  
16 demonstrate actual or potential local capacity for  
residential revitalization and the willingness to cooperate  
18 with the ~~department~~ state authority.

20 C. The level of general assistance by the State and the  
municipality, as well as the level of federal assistance to  
22 persons in these areas, shall must be considered.

24 D. All municipalities requesting zone designation for areas  
within the municipality must have a local housing alliance  
26 which shall help develop a plan of action to revitalize  
deteriorating residential dwellings and neighborhoods. The  
28 plan shall must address the major problems of these  
deteriorating areas, including a law enforcement component  
30 to significantly reduce crime in these areas.

32 In applying these standards, the ~~commissioner~~ state authority  
shall also consider the problem of crime in these areas.

34 **§5053. Powers**

36 The ~~commissioner~~ state authority, in consultation with the  
38 ~~state authority and the~~ interagency task force, may:

40 1. **Approve or deny applications.** Approve or deny  
applications for assistance;

42 2. **Alter or amend comprehensive plans.** Alter or amend any  
44 comprehensive plan to be applied to revitalization of housing  
opportunity zones; or

46 3. **Withhold or refuse payment of money.** Withhold or refuse  
48 payment of money for any activity not authorized by the plan, the  
~~commissioner~~ state authority or the municipality.

50

§5054. Duties

In implementing this subchapter, the ~~commissioner~~ state authority shall:

1. **Work with interagency task force.** Work with the interagency task force and the Commissioner of Public Safety to coordinate the resources of state agencies to be applied to the zones including, but not limited to:

- A. Job training programs;
- B. Educational and vocational training;
- C. Child care assistance; and
- D. Crime prevention programs;

2. **Coordinate with municipality.** Coordinate the resources of the department state authority with the resources of the ~~state authority~~ and the municipality to address residential housing deterioration;

3. **Prepare information and notify municipalities.** Prepare information about the program, including applications for designations as zones, and notify municipalities;

4. **Provide technical assistance.** Provide technical assistance to municipalities in developing plans to address residential and neighborhood deterioration. Technical assistance provided under this subsection ~~shall include~~ includes technical assistance provided by state agencies represented on the interagency task force;

5. **Analyze problems and causes of problems that create residential blight.** In implementing this subsection, the ~~commissioner~~, the interagency task force and the state authority shall monitor the 4 demonstration zones and develop findings and recommendations concerning neighborhood deterioration and revitalization; and

6. **Establish priorities for direct financial assistance.** Establish priorities for direct financial assistance which may include, but are not limited to:

- A. Financial assistance to owner-occupied rental and single-family homes for the restoration of dwelling units;
- B. Financial assistance to shelters for the homeless;

2 C. Financial assistance for the removal of structures  
beyond rehabilitation; and

4 D. Financial assistance for the creation of recreational  
and park areas.

6 Sec. T-85. 30-A MRSA §5055, first ¶, as enacted by PL 1989, c.  
8 601, Pt. B, §4, is amended to read:

10 The ~~commissioner~~,--the state authority and the interagency  
12 task force shall develop models for the revitalization of  
deteriorating residential areas in urban areas based on the  
14 results of the study and monitoring of the demonstration zones as  
provided in section 5052. The ~~commissioner~~,--the state authority  
16 and the interagency task force shall review and evaluate the  
plans and programs applied to the demonstration zones and report  
18 their findings and recommendations to the Governor and the joint  
standing committee of the Legislature having jurisdiction over  
housing matters by December 30, 1992. This report shall must  
20 include:'

22 Further amend the bill in Part T in section T-79 in  
subsection 1 by striking out all of the last sentence (page 221,  
24 lines 5 to 8 in L.D.)

26 Further amend the bill in Part T in section T-79 in  
subsection 2 in the 2nd and 3rd lines (page 221, lines 11 and 12  
28 in L.D.) by striking out the following: "or by the Maine  
Affordable Housing Alliance, or any of their' and inserting in  
30 its place the following: 'or any of its'

32 Further amend the bill in Part T in section T-79 in  
subsection 3 in the 2nd and 3rd lines (page 221, lines 18 and 19  
34 in L.D.) by striking out the following: "and the Maine  
Affordable Housing Alliance"

36 Further amend the bill in Part T in section T-79 by striking  
38 out all of subsection 7.

40 Further amend the bill in Part T in section T-79 by  
inserting at the end after subsection 9 the following:

42 '10. The Advisory Board to the Maine State Housing  
44 Authority, as authorized by the Maine Revised Statutes, Title 5,  
section 12004-I, subsection 31, shall assume and perform the  
46 functions of the former Affordable Housing Alliance Advisory  
Committee.'

48 Further amend the bill in Part T in section T-79 by  
50 renumbering the subsections to read consecutively.



R. of S.

SENATE AMENDMENT " F " to H.P. 192, L.D. 274

2 Further amend the bill in Part T by renumbering the sections  
to read consecutively.

4

FISCAL NOTE

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8 This amendment removes certain sections that relate to  
positions attached to programs of the Department of Economic and  
Community Development and the Department of Community Services  
10 that are being transferred to the Maine State Housing Authority.  
These positions will not be transferred to the Maine State  
12 Housing Authority but will be abolished. This will result in  
some layoffs with associated unemployment costs. The General  
14 Fund savings can not be determined at this time.

16

STATEMENT OF FACT

18 This amendment makes technical corrections to the bill to  
facilitate the transfer to the Maine State Housing Authority  
20 housing programs formerly administered by the Department of  
Economic and Community Development and the weatherization program  
22 formerly administered by the Executive Department, Division of  
Community Services, which is reorganized in the bill. Under the  
24 amendment the Office of Community Services would retain  
administration of the low-income fuel assistance programs.

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(Senator BRANNIGAN)  
SPONSORED BY:

32

COUNTY: Cumberland

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