

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

Legislative Document

No. 1924

H.P. 1333

House of Representatives, June 5, 1991

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27. Reference to the Committee on Housing and Economic Development suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative CHONKO of Topsham.

Cosponsored by Representative CARROLL of Gray and Representative RYDELL of Brunswick.

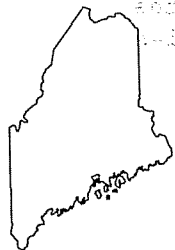
### STATE OF MAINE

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

### An Act Concerning the Low-income Home Energy Assistance Program.

(AFTER DEADLINE)

(EMERGENCY)



2           **Emergency preamble.** Whereas, Acts of the Legislature do not  
become effective until 90 days after adjournment unless enacted  
as emergencies; and

4  
6           **Whereas,** the Legislature authorized the Maine State Housing  
Authority to administer energy conservation programs formerly  
administered by the Executive Department, Division of Community  
8 Services; and

10           **Whereas,** the funding for such programs is through federal  
funds awarded to the Division of Community Services under the  
12 Low-income Home Energy Assistance Program; and

14           **Whereas,** without this legislation, the Maine State Housing  
Authority is required to administer these programs without any  
16 funding for them; and

18           **Whereas,** in the judgment of the Legislature, these facts  
create an emergency within the meaning of the Constitution of  
20 Maine and require the following legislation as immediately  
necessary for the preservation of the public peace, health and  
22 safety; now, therefore,

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

26           **Sec. 1. 5 MRSA §3518, sub-§1-A is enacted to read:**

28           1-A. Transfer of funds. For each fiscal year, not less  
than 15% of the federal funds awarded to the Division of  
30 Community Services each year under the Low-income Home Energy  
Assistance Program must be transferred to the Maine State Housing  
32 Authority and used, subject to federal requirements, for the  
energy conservation program administered by the Maine State  
34 Housing Authority pursuant to Title 30-A, section 4722,  
subsection 1, paragraphs V to X. Up to 10% of the amount of such  
36 funds received by the Maine State Housing Authority may be used  
for administrative costs of the program in compliance with  
38 federal requirements.

40           **Sec. 2. 30-A MRSA §4722, sub-§1, ¶V, as enacted by PL 1991, c.**  
9, Pt. I, §7, is amended to read:

42           V. Administer energy conservation programs. Any funds for  
44 these programs received pursuant to Title 5, section 3518,  
subsection 1-A must be used for weatherization,  
46 weatherization-related repairs, rehabilitation technicians,  
heating system improvements and mobile home rehabilitation;

48           **Sec. 3. Retroactivity; application.** Section 1 of this Act  
50 applies retroactively to April 1, 1991. The amount that must be  
transferred to the Maine State Housing Authority pursuant to the  
52 Maine Revised Statutes, Title 5, section 3518, subsection 1-A

2 must be prorated from April 1, 1991 to the end of fiscal year  
1990-91.

4 **Emergency clause.** In view of the emergency cited in the  
preamble, this Act takes effect when approved.  
6

8 **STATEMENT OF FACT**

10 This bill requires that 15% of the federal funds received by  
the Executive Department, Division of Community Services, under  
12 the Low-income Home Energy Assistance Program, or LIHEAP, be  
transferred to the Maine State Housing Authority because the  
14 authority is now responsible for the administration of energy  
conservation programs formerly administered by the division  
16 pursuant to Public Law 1991, chapter 9, Part I. The bill  
requires that the amount to be transferred be prorated from April  
18 1, 1991 to the end of fiscal year 1990-91.

20 The bill also clarifies that those funds must be used for  
weatherization, weatherization-related repairs, rehabilitation  
22 technicians, heating system improvements and mobile home  
rehabilitation.  
24

26 The bill allows only up to 10% of the funds to be used for  
administration costs.