

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 1997

S.P. 798

In Senate, January 8, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.
Reference to the Committee on Business Legislation suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator BALDACCI of Penobscot

STATE OF MAINE.

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

An Act to Amend the Law Regarding the Responsibilities of Code
Enforcement Officers to Approve Plans or Technical Submissions by
Architects.

(EMERGENCY)



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

Whereas, delay in implementing changes in the law will result in undue burden on the citizens of the State and municipal code enforcement officers; and

Whereas, delay in implementing changes in the law will result in unnecessary confusion by people who are attempting to comply with Maine law; and

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

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

Sec. 1. 32 MRSA §225, last ¶, as enacted by PL 1991, c. 396, §20, is repealed.

Sec. 2. 32 MRSA §226, sub-§2, ¶¶A and C, as repealed and replaced by PL 1991, c. 396, §21, are amended to read:

A. ~~Single or 2 family dwellings~~ Dwelling units intended to be inhabited by 4 or more families, sheds, storage buildings and garages incidental to the dwellings;

C. Alterations, renovations or remodeling of a building when the alteration,--renovation--or--remodeling--does--not affect structural or other safety features of the building and when the cost of the work contemplated by the design exceeds 15% of the value of the building or \$50,000, whichever is greater, or does not require the issuance of a permit under applicable building codes or when the work involves those structures as provided in paragraphs A and B.

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

STATEMENT OF FACT

The purpose of this bill is to remove the requirement that local code enforcement officers be responsible for enforcing laws regulating the practice of architecture. It also amends what types of building, alteration, renovation or remodeling work are required to have been prepared by an architect.