

# MAINE STATE LEGISLATURE

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NATURAL RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 994, L.D. 1331, Bill, "An Act to Establish the Maine Building Rehabilitation Code"

Amend the bill by striking out the title and substituting the following:

'Resolve, to Establish a Model Building Rehabilitation Code for the State'

Amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

'Sec. 1. Maine building rehabilitation code. Resolved: That the State Planning Office shall develop a model Maine building rehabilitation code, referred to in this resolve as the "model code." The purpose of the model code is to encourage the rehabilitation of existing buildings; and be it further

Sec. 2. Maine Building Rehabilitation Code Advisory Council. Resolved: That the Maine Building Rehabilitation Code Advisory Council, referred to in this resolve as the "advisory council," is established to assist the State Planning Office in the development of the model code. The advisory council is composed of 17 members as follows:

- 1. The Director of the State Planning Office, or the director's designee;
2. The State Fire Marshal, or the fire marshal's designee;
3. The Commissioner of Economic and Community Development, or the commissioner's designee;

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4. The Director of the Maine Historic Preservation Commission, or the director's designee; and

5. Thirteen members appointed by the Governor, including:

A. Two representatives of the building trades who are directly involved or have experience in code setting or enforcement, including plumbers; electricians; heating, ventilation, air conditioning and refrigeration contractors; and boiler operators;

B. An architect practicing in the State whose practice involves a significant portion of rehabilitation projects;

C. A professional engineer;

D. A contractor specializing in rehabilitation construction;

E. Two representatives of municipal government;

F. A commercial or industrial building owner or developer;

G. A multifamily building owner or developer;

H. A local fire official;

I. A local building code official;

J. A certified interior designer; and

K. A representative of a statewide organization of building officials and inspectors; and be it further

**Sec. 3. Duties. Resolved:** That the State Planning Office shall:

1. Develop a model code with assistance from the advisory council;

2. Develop options for providing fiscal incentives for municipalities to adopt the model code; and

3. Provide technical assistance and training in connection with the model code, to the extent funding is available; and be it further

**Sec. 4. Completion date; report. Resolved:** That the State Planning Office, with assistance from the advisory council, shall complete the development of the model code by January 15, 2002.

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2 The State Planning Office shall report to the Joint Standing  
Committee on Natural Resources by February 15, 2002 with the  
4 results of the model code development. The report must also  
include options to provide fiscal incentives for municipalities  
6 to adopt the model code and draft legislation necessary to  
implement any recommendations.'

8 Further amend the bill by inserting at the end before the  
summary the following:

10  
12 **FISCAL NOTE**

14 The State Planning Office within the Executive Department  
will incur some minor additional costs to provide staffing to the  
16 Maine Building Rehabilitation Code Advisory Council. These costs  
can be absorbed within the office's existing budgeted resources.

18 The additional costs associated with membership on the Maine  
20 Building Rehabilitation Code Advisory Council can be absorbed by  
the Department of Public Safety, the Department of Economic and  
22 Community Development and the Maine Historic Preservation  
Commission utilizing existing budgeted resources.'

24  
26 **SUMMARY**

28 This amendment replaces the original bill. It changes the  
bill to a resolve and changes the title. The amendment directs  
30 the State Planning Office, with assistance from the Maine  
Building Rehabilitation Code Advisory Council, to develop a model  
32 building rehabilitation code for Maine, develop options for  
providing fiscal incentives for municipalities to adopt the model  
34 code and, to the extent funding is available, provide technical  
assistance and training in connection with the model code. The  
36 amendment also creates the Maine Building Rehabilitation Code  
Advisory Council for the limited purpose of assisting the State  
38 Planning Office in developing the model code. Finally, the  
amendment directs the State Planning Office to develop the code  
40 by January 15, 2002 and report back to the Joint Standing  
Committee on Natural Resources by February 15, 2002. It also  
42 adds a fiscal note to the bill.