

# NINETY-FIRST LEGISLATURE

### Legislative Document

### **No.** 9

H. P. 23 Referred to Committee on Legal Affairs. Sent up for concurrence. HARVEY R. PEASE, Clerk. Presented by Mr. Payson of Portland.

## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED FORTY-THREE

## AN ACT to Aid the Prosecution of the War by Providing for the Creation of Local Agencies to Cooperate with the Federal Government in Making Housing Available for Persons Engaged in War Industries and Activities and by Granting Certain Powers to Public Bodies.

**Emergency preamble.** Whereas, the prosecution of the war requires a great migration of persons to engage in war industries and activities and would be jeopardized unless housing is made available for such persons; and

Whereas, an acute shortage of housing for such persons exists or impends in localities in the state; and

Whereas, the Congress of the United States of America has enacted legislation and provided funds for the federal government to make housing available for such persons in localities where an acute shortage of housing exists or impends; and

Whereas, it is therefore of vital importance that immediate provision be made for the creation of local agencies to aid and cooperate with the federal government in making such housing available; and

Whereas, in the judgment of the legislature, the foregoing facts create an emergency within the meaning of section 16 of Article XXXI of the constitution and require the immediate passage of the following legislation

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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. Creation. Upon the adoption of a resolution by the governing body of a city or by a town at a duly called town meeting that there exists or impends an acute shortage of housing in such city or town for persons engaged or to be engaged in war industries or activities, there shall hereby be created a public body corporate which shall be known as the housing authority of such city or town. Upon the adoption of a resolution as aforesaid, the city manager or if there is no city manager the mayor of the city or the board of selectmen of the town shall thereupon appoint 5 persons to serve as commissioners of the authority so long as this act shall remain in effect. Any vacancies which may occur shall be filled by appointment as aforesaid. An authority shall select a chairman and a vice-chairman from its commissioners. No commissioner shall receive compensation for his services, but shall be entitled to necessary expenses, including travel expenses incurred in the discharge of his duties.

Sec. 2. Powers. An authority shall have all the powers necessary or convenient to aid and cooperate with the federal government or any agency thereof in making housing available for persons engaged or to be engaged in war industries or activities, including the following powers: to act as agent of the federal government in developing and administering projects undertaken by the federal government to provide such housing; to lease such projects from the federal government; to arrange with public bodies and private agencies for such services and facilities as may be needed for such projects; to employ such personnel and make such expenditures as may be necessary; to sue and be sued; and to execute such contracts and other instruments and take such other action as may be necessary or convenient to carry out the purposes hereof. An authority may exercise such powers and functions within its area of operation and so long as this act shall remain in effect. The area of operation of an authority shall be the area within the territorial boundaries of the city or town for which it was created; provided that the area within the territorial boundaries of any other city or town may be included within the authority's area of operation if the governing body of such city or the voters of such town at a duly called town meeting shall, by resolution, consent to such inclusion. In addition to the powers otherwise conferred upon them, any city, town or other public body may furnish or contract to furnish, upon such terms as it deems advisable, public services or facilities for projects herein

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referred to which may be located outside its territorial boundaries when the governing body of the city or the board of selectmen of the town, as the case may be, in which such project is located shall, by resolution, consent thereto. Any 2 or more authorities may join or cooperate with one another in the exercise of any or all of the powers conferred hereby.

Sec. 3. Expiration. This act shall remain in effect until the end of the 1st regular session of the legislature which convenes after the termination of the present war.

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.

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