

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE

SECOND SPECIAL SESSION
July 29, 2005

SECOND REGULAR SESSION
January 4, 2006 to May 24, 2006

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
OCTOBER 28, 2005

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 23, 2006

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2006

The joint standing committee of the Legislature having jurisdiction over natural resources matters is authorized to report out legislation relating to the department's report pursuant to this resolve to the First Regular Session of the 123rd Legislature.

See title page for effective date.

CHAPTER 145

S.P. 719 - L.D. 1802

Resolve, To Give the Town of Pownal Additional Time To Comply with the Subdivision Laws

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

Whereas, current law invalidates local ordinances that define a subdivision as the creation of 2 lots in a 5-year period; and

Whereas, this legislation gives the Town of Pownal additional time to enforce its local ordinance; 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

Sec. 1. Additional time to comply with subdivision definition. Resolved: That, notwithstanding the Maine Revised Statutes, Title 30-A, section 4401, subsection 4, paragraph H-1, until January 1, 2008 the Town of Pownal may enforce an ordinance that defines "subdivision" as "the division of a tract or parcel of land into 2 or more lots within a 5-year period that begins on or after September 23, 1971" as long as that definition was enacted by the town prior to July 25, 1992 and the town filed its definition at the county registry of deeds by June 30, 2003; and be it further

Sec. 2. Single-lot review process. Resolved: That the Executive Department, State Planning Office shall assist the Town of Pownal in exploring options for establishing a review process for the creation of single residential lots using criteria determined by the town.

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

Effective March 28, 2006.

CHAPTER 146

H.P. 1286 - L.D. 1846

Resolve, Directing the Department of Health and Human Services To Establish a Working Group To Examine Ways for Municipalities To Distribute More Heating Assistance

Sec. 1. Department of Health and Human Services to establish a working group to examine ways for municipalities to distribute more heating assistance. Resolved: That the Department of Health and Human Services shall establish a working group to examine ways for municipalities to provide additional heating assistance for low-income individuals, including through the municipal general assistance program, particularly during periods of unmet need under the federal Low Income Heating Assistance Program. For the purposes of the study, "low-income individuals" means persons eligible for the federal Low Income Heating Assistance Program. The working group must include representatives from each of the agencies and organizations on the general assistance committee established in Resolve 2003, chapter 116 as well as at least one representative from the Maine State Housing Authority and at least one representative from community action programs. The working group may also include any other persons or representatives of organizations determined appropriate by the department; and be it further

Sec. 2. Report and recommendations. Resolved: That the Department of Health and Human Services shall report its findings under section 1 and recommendations, including suggested legislation if appropriate, to the joint standing committee of the Legislature having jurisdiction over state and local government matters no later than December 15, 2006; and be it further

Sec. 3. Authority to report out legislation. Resolved: That the joint standing committee of the Legislature having jurisdiction over state and local government matters is authorized to report out legislation concerning the study under section 1 to the First Regular Session of the 123rd Legislature.

See title page for effective date.