MAINE STATE LEGISLATURE

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STATE OF MAINE 116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES JOINT STANDING COMMITTEE ON HOUSING AND ECONOMIC DEVELOPMENT

JULY 1993

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ONE HUNDRED AND SIXTEENTH LEGISLATURE FIRST REGULAR SESSION

JOINT STANDING COMMITTEE BILL SUMMARIES

JULY 1993

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX Chapter # of enacted Public Law P&S XXX Chapter # of enacted Private & Special Law RESOLVE XXX Chapter # of enacted Resolve Chapter # of Constitutional Resolution passed by both Houses CON RES XXX Enacted law takes effect sooner than 90 days **EMERGENCY** CARRIED OVER Bill carried over to Second Session Ought Not to Pass report accepted ONTP ENACTMENT FAILED Bill failed to get majority vote INDEF PP Bill Indefinitely Postponed FAILED EMERGENCY ENACTMENT Emergency bill failed to get 2/3 vote FAILED MANDATE ENACTMENT Bill imposing local mandate failed to get 2/3 vote **DIED BETWEEN BODIES** House & Senate disagree; bill died CONF CMTE UNABLE TO AGREE Committee of Conference formed but unable to agree **VETO SUSTAINED** Legislature failed to override Governor's Veto UNSIGNED Not signed by Governor within 10 days DIED ON ADJOURNMENT Action incomplete when session ended; bill died

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

4693NRG

LD 629

An Act to Prevent Mortgage Foreclosures

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

CONLEY

ONTP

SUMMARY

Section 169 of the Federal Housing and Community Development Act of 1989 requires lenders to refer homeowners that are subject to foreclosure actions to a credit counseling service certified by the Federal Department of Housing and Urban Development. In Maine, that certified service is Consumer Credit Counseling Services. The purpose of this bill is to amend state law in a way that encourages avoidance of foreclosure.

This bill requires that mortgagees participate in binding arbitration prior to foreclosure of mortgages of single-family, owner-occupied residences. The arbitration, performed by the State Board of Arbitration and Conciliation, will be binding on the parties and will be in favor of foreclosure only if the mortgagee shows that foreclosure will provide a greater monetary return to the mortgagee than performance of alternative obligations by the mortgagor.

LD 637 Resolve, to Direct the Bureau of Taxation to Establish

ONTP

Economic Impact Criteria for the State Procurement Process

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

HANLEY

ONTP

SUMMARY

This resolve directs the Bureau of Taxation to develop criteria to be used in the state procurement procedure to assess the economic impact of proposed contracts on the State.

LD 715

An Act to Foster the Bringing Together of Venture Capital

PUBLIC 182

and Innovative Business Ideas

EMERGENCY

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

RICHARDSON

OTP-AM

H-231

PINGREE

SUMMARY

This bill directs the Commission on Investment Capital to specifically study and report on efforts to coordinate and develop venture capital and other alternative investment in small business and it extends the expiration date for the commission to December 31, 1993.

The committee amendment (H-231) changes the reporting date form December 31, 1993 to December 1, 1993. The amendment also adds the necessary fiscal note.

LD 746

An Act to Increase Tenant Representation on Housing Authorities

PUBLIC 218

Authornics

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

MITCHELL E

OTP-AM

H-264

SUMMARY

This bill increases from one to 3 the number of commissioners of local housing authorities who must be residents of assisted housing and increases from one to 3 the number of Maine State Housing Authority commissioners who must be residents of assisted housing.

The committee amendment (H-264) allows 7 commissioners to be appointed to a municipal housing authority, an increase from 6 commissioners permitted by current law. The amendment also requires that in a municipality with subsidized housing, at least 2 of the commissioners be residents of that housing. The amendment removes the provisions of the bill relating to the Maine State Housing Authority and also adds the necessary state mandate preamble and fiscal note.

LD 749 An Act to Provide for Affordable Cooperative Housing in

PUBLIC 300

the State

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

MITCHELL E

OTP-AM

H-398

SUMMARY

This bill creates the Maine Cooperative Housing Ownership Act to provide for affordable housing in the State. The housing in the bill is aimed specifically at creating housing cooperatives, with emphasis on providing affordable housing for successive generations.

The committee amendment (H-398) replaces the original bill, although much of the same language remains essentially intact. The amendment makes several technical changes, including placing the legislation in Title 13 and clarifies that the legislation is one means of providing housing on a cooperative basis. The amendment specifies that any cooperative arrangement is subject to property taxes and also adds a fiscal note.

LD 765 An Act to Provide Local Control for the Job-start Program

PUBLIC 214

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

FOSTER

OTP-AM

S-126

S-128 CAREY

SUMMARY

This bill moves the Maine Job-start Program from the Finance Authority of Maine and places it with the Department of Economic and Community Development. The move also shifts control to the local level by placing the revolving loan fund and the loan approval process with the local community action agency. The bill changes the name of the Maine Job-start Program to the Maine Micro Enterprise Development Program.

The committee amendment (S-126) establishes procedures for the Finance Authority of Maine to approve local community action agency control of portions of the Job-start Revolving Loan Fund. The amendment also adds the necessary fiscal note.

The Senate amendment (S-128) is presented on behalf of the Committee on Bills in Second Reading in order to make technical corrections.