

# Notice of Agency Rule-making Proposal

---

AGENCY: 99-346 Maine State Housing Authority

CHAPTER NUMBER AND TITLE: Chapter 24, Home Energy Assistance Program

PROPOSED RULE NUMBER (*leave blank; assigned by Secretary of State*):

CONTACT PERSON FOR THIS FILING: Linda Uhl, Chief Counsel, Maine State Housing Authority, State House Station #89, 353 Water Street, Augusta, Maine 04330-4633, (207) 626-4600 (telephone), (800) 452-4668 (voice in state only) or Maine Relay 711, [luhl@mainehousing.org](mailto:luhl@mainehousing.org) (e-mail)

Upon sufficient notice, this notice and the proposed rule will be made available in alternative formats for persons with disabilities and in alternative languages for persons with limited English proficiency.

CONTACT PERSON FOR SMALL BUSINESS INFORMATION (if different): Same as Contact Person

PUBLIC HEARING (if any): A public hearing will be held on Tuesday, May 21, 2019 at 9:30 AM at Maine State Housing, 353 Water Street, Augusta, Maine 04330-4633

Maine State Housing Authority's office and the hearing room are accessible to persons with disabilities and, upon sufficient notice, appropriate communications auxiliary aids and services will be provided to persons with disabilities and persons with limited English proficiency.

COMMENT DEADLINE: Friday, May 31, 2019 at 5:00 PM

BRIEF \*SUMMARY:

The proposed rule repeals and replaces the current *Home Energy Assistance Program* rule which establishes standards for the Fuel Assistance Program, the Energy Crisis Intervention Program, HEAP Weatherization, the Central-Heating Improvement Program, and Supplemental Benefits.

A copy of the proposed replacement rule may be found at [www.mainehousing.org](http://www.mainehousing.org).

IMPACT ON MUNICIPALITIES OR COUNTIES (if any) None

---

STATUTORY AUTHORITY FOR THIS RULE: 30-A M.R.S.A. §§4722(1)(W), 4741(15), and 4991 *et seq.*; 42 U.S.C.A. §§8621, *et seq.*

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (if different): Same as above

E-MAIL FOR OVERALL AGENCY RULE-MAKING LIAISON: [luhl@mainehousing.org](mailto:luhl@mainehousing.org)

---

\* Check one of the following two boxes.

*The above summary is for use in both the newspaper and website notices.*

*The above summary is for the newspaper notice only. A more detailed summary / basis statement is attached.*

---

**Please approve bottom portion of this form and assign appropriate AdvantageME number.**

APPROVED FOR PAYMENT \_\_\_\_\_ DATE: \_\_\_\_\_  
(authorized signature)

FUND	AGENCY	ORG	APP	JOB	OBJT	AMOUNT
------	--------	-----	-----	-----	------	--------

BASIS STATEMENT: This replacement rule repeals and replaces in its entirety the current Home Energy Assistance Program Rule. The Rule establishes standards for administering fuel assistance, emergency fuel assistance, TANF Supplemental Benefits, weatherization, and heating system repair and replacement funds to low-income households in the State of Maine. The replacement rule: (i) removes the “Discount Off Retail” \$0.07 reduction a Vendor’s Retail Cash Price for all Home Energy deliveries for the fuel type listed on the Vendor Voucher Report or the Credit Notification; (ii) amends the definition of “priority applicant” to include children 72 months (6 years) or younger; (iii) amends language throughout the Rule to accommodate pre-delivery payment and post-delivery payment for fuel; and (iv) allows Vendors to return remaining balances for Clients with balances less than \$25 at the time of the Annual Consumption Reporting rather than throughout the year.