

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1903

S.P. 706

In Senate, February 18, 1994

**An Act to Authorize a General Fund Bond Issue in the Amount of
\$1,500,000 to Improve National Guard Armories.**

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator BUSTIN of Kennebec. (GOVERNOR'S BILL).

2 **Preamble.** Two thirds of both Houses of the Legislature
4 deeming it necessary in accordance with the Constitution of
6 Maine, Article IX, Section 14, to authorize the issuance of bonds
8 on behalf of the State of Maine to provide funds for improvements
10 to National Guard armories.

12 **Be it enacted by the People of the State of Maine as follows:**

14 **Sec. 1. Authorization of bonds to provide for funds to make**
16 **improvements in National Guard armories.** The Treasurer of State is
18 authorized, under the direction of the Governor, to issue bonds
20 in the name and behalf of the State in an amount not exceeding
22 \$1,500,000 to raise funds for improvements to National Guard
24 armories and provide the state match to \$5,128,125 in federal
26 construction assistance as authorized by section 6. The bonds
28 are a pledge of the full faith and credit of the State. The
30 bonds may not run for a period longer than 10 years from the date
32 of the original issue of the bonds. At the discretion of the
34 Treasurer of State, with the approval of the Governor, any
36 issuance of bonds may contain a call feature.

38 **Sec. 2. Records of bonds issued to be kept by the Treasurer of State.**
40 The Treasurer of State shall keep an account of each bond showing
42 the number of the bond, the name of the successful bidder to whom
44 sold, the amount received for the bond, the date of sale and the
46 date when payable.

48 **Sec. 3. Sale; how negotiated; proceeds appropriated.** The
50 Treasurer of State may negotiate the sale of the bonds by
52 direction of the Governor, but no bond may be loaned, pledged or
54 hypothecated on behalf of the State. The proceeds of the sale of
56 the bonds, which must be held by the Treasurer of State and paid
58 by the Treasurer of State upon warrants drawn by the State
60 Controller, are appropriated solely for the purposes set forth in
62 this Act. Any unencumbered balances remaining at the completion
64 of the project in section 6 lapse to the debt service account
66 established for the retirement of these bonds.

68 **Sec. 4. Interest and debt retirement.** The Treasurer of State
70 shall pay interest due or accruing on any bonds issued under this
72 Act and all sums coming due for payment of bonds at maturity.

74 **Sec. 5. Disbursement of bond proceeds.** The proceeds of the
76 bonds must be expended as set out in section 6 under the
78 direction and supervision of the Department of Defense and
80 Veterans' Services.

2 **Sec. 6. Allocations from General Fund bond issue; to improve**
National Guard armories. The proceeds of the sale of bonds must
be expended as designated in the following schedule.

4
6 **DEFENSE AND VETERANS' SERVICES,**
DEPARTMENT OF

8 Armory improvements \$1,500,000

10 **Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to
6 do not become effective unless the people of the State have
12 ratified the issuance of bonds as set forth in this Act.

14 **Sec. 8. Appropriation balances at year end.** At the end of each
fiscal year, all unencumbered appropriation balances representing
16 state money carry forward. Bond proceeds that have not been
expended within 10 years after the date of the sale of the bonds
18 lapse to General Fund debt service.

20 **Sec. 9. Bonds authorized but not issued.** Any bonds authorized
but not issued, or for which bond anticipation notes are not
22 issued within 5 years of ratification of this Act, are
deauthorized and may not be issued; except that the Legislature
24 may, within 2 years after the expiration of that 5-year period,
extend the period for issuing any remaining unissued bonds or
26 bond anticipation notes for an additional amount of time not to
exceed 5 years.

28 **Sec. 10. Referendum for ratification; submission at general election;**
30 **form of question; effective date.** This Act must be submitted to the
legal voters of the State of Maine at the next general election
32 in the month of November following passage of this Act. The
municipal officers of this State shall notify the inhabitants of
34 their respective cities, towns and plantations to meet, in the
manner prescribed by law for holding a general election, to vote
36 on the acceptance or rejection of this Act by voting on the
following question:

38 "Do you favor a \$1,500,000 bond issue for the state share to
40 rehabilitate National Guard armories to match \$5,128,125 in
federal construction assistance?"

42 The legal voters of each city, town and plantation shall
44 vote by ballot on this question and designate their choice by a
cross or check mark placed within a corresponding square below
46 the word "Yes" or "No." The ballots must be received, sorted,
counted and declared in open ward, town and plantation meetings
48 and returns made to the Secretary of State in the same manner as
votes for members of the Legislature. The Governor shall review

2 the returns and, if a majority of the legal votes are cast in
4 favor of the Act, the Governor shall proclaim the result without
6 delay, and the Act becomes effective 30 days after the date of
8 the proclamation.

6 The Secretary of State shall prepare and furnish to each
8 city, town and plantation all ballots, returns and copies of this
Act necessary to carry out the purpose of this referendum.

10 STATEMENT OF FACT

12 The funds provided by this bond issue, in the amount of
14 \$1,500,000, will be used to improve National Guard armories and
16 provide state matching funds to access \$5,128,125 in federal
construction assistance.

18
20
22 This document has not yet been reviewed to determine the
24 need for cross-reference, stylistic and other technical
amendments to conform existing law to current drafting standards.