

MAINE STATE LEGISLATURE

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ELECTIONS—
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(NOV.)

**Initiated Bill
Referendum Questions
and
Proposed Constitutional
Amendments**

In Accordance with an Initiated Bill, Acts
and Resolutions Passed by the 110th
Legislature at the First Regular
and First Special Sessions

Maine Energy Commission Question

To Create the Maine Energy Commission

Bond Issues

1. \$33,300,000 Agricultural and Economic Development
2. \$12,300,000 Bridge and Highway Improvements
3. \$2,000,000 Energy Conservation Improvements
4. \$1,500,000 Development of State Park Facilities
5. \$1,000,000 Resource Conservation and Recovery Systems
6. \$600,000 Maine Public Broadcasting Network

Constitutional Amendments

1. To Change the Initiative Provisions
2. Residency Requirements for Candidates
3. Maine School Building Authority
(Including Brief Explanatory Statements by the
Attorney General as to Intent and Content)



1981

To be Voted Upon at the Special Election,
Tuesday, November 3, 1981

RODNEY S. QUINN
Secretary of State

Appropriation 1060.1

OCT 19 1981

STATE OF MAINE

To the 110th Legislature of the State of Maine:

The issuing of bonds by the State of Maine is the way in which the State borrows money for purposes designated in the legislation authorizing the issue. The following is a summary of the bonded indebtedness of the State of Maine as of June 30, 1981:

| | |
|--------------------------------------------------------------------------------------|----------------------|
| Bonds Outstanding and Unpaid to Mature Through 2006 | \$259,840,000 |
| Interest to be Repaid on Bonds Issued | <u>94,998,880</u> |
| Total to be Repaid on Bonds Issued | <u>\$354,838,880</u> |
| Additional Bonds Authorized But Not Yet Issued | \$ 88,568,000 |
| Limit of Contingent Bonds Liability Authorized by Constitution and Laws But Unissued | <u>60,170,280</u> |
| Total Bonds Authorized But Unissued | <u>\$148,738,280</u> |
| Total Additional Bonds to be Authorized if Ratified by Voters | \$ 50,700,000 |
| Potential New Estimate of Interest | \$ 51,635,000 |

When money is borrowed by issuing bonds, the State must repay not only the principal amount of the bonds but interest on that amount as well. The amount of interest to be paid will vary depending upon the rate of interest and the years of maturity at the time of issuance; an estimate of the total interest that may reasonably be expected to be paid on the issues submitted herewith for ratification is \$51,635,000 if the bonds are issued for the full statutory debt retirement period. The total principal and interest to be repaid over the life of the bonds on the issues submitted herewith if ratified is thus estimated to be \$102,335,000. The amount that must be paid in the present fiscal year (July 1, 1981 to June 30, 1982) for debt already outstanding is \$26,015,000 in principal and \$14,164,482 in interest, or a total of \$40,179,482.

Samuel Shapiro
Treasurer of State

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the undersigned electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified, hereby respectfully propose to the Legislature for its consideration the following entitled bill: "AN ACT to Create the Maine Energy Commission." The full text of said Act is printed on pages 1 to 5 of this petition.

Sec. 1. Short title; purpose. This Act shall be known as the Maine Energy Conservation and Development Act. Its purposes are to:

1. Provide for the administration of the public utilities law through 3 elected commissioners;

2. Consolidate the functions and offices of the Public Utilities Commission and the Office of Energy Resources into one new agency;

3. Establish a state energy budget, a comprehensive energy plan which will:

A. Emphasize the development of renewable energy supplies and means of energy conservation;

B. Determine priorities for financing of projects by the Energy Development Fund; and

C. Guide the commission in making decisions concerning rates, construction requirements and other matters;

4. Revise the rate-making and other standards and procedures for regulating electric and natural gas companies; and

5. Administer an energy development fund to provide financing for projects selected by the state energy budget.

Sec. 2. 5 MRSA Part 13, as amended, is repealed.

Sec. 3. 21 MRSA §1395, sub-§7 is enacted to read:

7. Contributions to elections for Maine Energy Commission. It is unlawful for any public utility, corporation or other entity regulated by Title 35 or by the Federal Power Act, Public Law chapter 285, as amended, to make a contribution or expenditure in connection with an election to the Maine Energy Commission or for any candidate for Maine Energy Commissioner knowingly to accept or receive any contribution by these entities.

Sec. 4. 35 MRSA §1, as last amended by PL 1975, c. 771, §§390-392, is repealed and the following enacted in its place:

§1. Maine Energy Commission

1. **Elected commission.** The Maine Energy Commission is created and shall consist of 3 members elected by the qualified

electors of the State for terms of 4 years. All 3 commissioners shall devote full time to their duties. One commissioner shall be elected statewide by the qualified electors of the State, and shall be designated chairman. One commissioner shall be elected from the first congressional district by the qualified electors of that district, and one shall be elected from the 2nd congressional district by the qualified electors of that district.

2. Overlapping terms. The chairman and members shall serve terms of 4 years, but the term of the chairman first elected shall expire at the end of 1986 and the terms of the commissioners first elected shall expire at the end of 1984.

3. Organization. The commission shall adopt and have a seal and shall maintain its headquarters office in the Augusta area, at which its records shall be kept. The commission shall appoint an executive director, a director of planning and evaluation and a general counsel, all of whom shall serve at the pleasure of the commission. The executive director shall keep a complete record of the proceedings of the commission which shall be open to public inspection at all times. The executive director shall have authority to certify all official acts of the commission, administer oaths, issue subpoenas and issue all processes, notices, orders or other documents necessary to the performance of the duties of the commission. The commission shall have custody and control of all records, maps and papers pertaining to the offices of the former Board of Railroad Commissioners, the former State Water Storage Commission, and the Public Utilities Commission and the Office of Energy Resources.

4. Employees and consultants. The commission may employ consultants and appoint employees as are necessary.

5. Acceptance of moneys. The commission may apply for and accept on behalf of the State any goods, services or funds, including grants, bequests, gifts or contributions from any person, corporation or government, including the Government of the United States.

6. Agreements. The commission may enter into such agreements with other Maine state governmental agencies, governmental agencies of other states and of the United States and of other countries, and private persons and organizations as will promote the objectives of the commission.

Sec. 5. 35 MRSA §13-A, as last amended by PL 1979, c. 265, §§3-5, is further amended by adding after the 2nd paragraph, a new paragraph to read:

The company shall file a petition for the commission's approval whenever any electric company proposes to purchase by contract, an ownership interest in any electric generating plant constructed or proposed to be constructed within or outside the State; or any long-term, one year or over, purchase or sale of energy or capacity to or from any source within or outside the State.

Sec. 6. 35 MRSA §13-A, 3rd ¶, first sentence, as enacted by P.L. 1971, c. 476, §1, is repealed and the following enacted in its place:

In its order, the commission shall make specific findings with regard to: The need for the facilities, the need for the purchase

of an ownership interest in any electric generating plant constructed or proposed to be constructed within or outside the State, or the need for any long-term, one year or more, purchase or sale of energy or capacity to or from any source within or outside the State; and whether the proposal is consistent with the state energy budget. If the commission finds that a need exists, and that the proposal is consistent with the state energy budget, it shall issue a certificate of public convenience and necessity for the facilities or the purchase or sale proposed.

Sec. 7. 35 MRSA §§ 18 and 19 are enacted to read:

§18. State energy budget

1. Budget. Beginning January 15th, 1984, and every 2 years thereafter, the commission shall transmit to the Governor and the Legislature a comprehensive state energy budget. The budget shall include, but not necessarily be limited to, the following:

A. Projection of the demand for electrical energy and natural gas in the State for the succeeding 5, 10 and 15-year periods;

B. A plan for the securing of sufficient supply to meet the projected demand, with maximum feasible utilization of renewable resources, including but not limited to solar, low head hydro, wind, peat, biomass and tidal resources; cogeneration technologies; and imported power;

C. A plan for the encouragement of conservation of energy by residential, commercial, governmental and industrial users;

D. Identification of any expected increases to the State's capacity to generate or transmit electrical energy and natural gas, the costs of the additions and an evaluation of their impact on the state's environment, the health and safety of the population and the short and long-term cost of the rate-payers;

E. A report on the impact of the state energy budget on the state's elderly and low income populations;

F. Recommendation to the Governor and the Legislature for any administrative or legislative actions which in the view of the commission are necessary to support the state energy budget or otherwise carry out the intent of this section; and

G. An explanation of the major assumptions and methods used in constructing the state energy budget.

2. Process. The state energy budget shall be determined as follows.

A. On or before January 15th of each year every electric company, gas company and natural gas pipeline company shall transmit to the commission its forecast of energy demand and proposed resources to meet that demand for its service area for the ensuing 5, 10 and 15-year periods. The specific content required for the forecasts shall be designated by rule making.

B. Within a reasonable time after receiving the forecasts, the commission shall prepare a forecast of energy demand

and proposed resources to meet that demand for the State for the ensuing 5, 10 and 15-year periods. The specific content required for the forecast shall be designated by rule making.

C. Within a reasonable time after preparation of its forecast, the commission shall hold hearings to assess the reasonableness of company and other forecasts. After the hearings the commission shall make a preliminary decision and issue a draft budget.

3. Adoption. Prior to the adoption of the state energy budget by the commission, the draft of the budget prepared pursuant to subsection 2 shall be submitted to the Legislature solely for approval or disapproval. The plan shall be disapproved if $\frac{2}{3}$ or more of each House of the Legislature votes a resolution of disapproval. In the absence of a $\frac{2}{3}$ vote of disapproval within 60 calendar days from submission, the budget shall be deemed adopted.

§19. Energy Development Fund

1. Establishment. There is established an Energy Development Fund, to be administered by the commission. The fund will consist of moneys raised from the following sources:

- A. General obligation bonds;
- B. Revenue bonds issued by the commission and by others;
- C. Grants, loans and gifts; or
- D. Appropriations.

2. Purposes. The fund shall be used for financing projects within the guidelines set forth in the state energy budget.

Sec. 8. 35 MRSA §51, 3rd sentence, is repealed and the following enacted in its place:

In determining just and reasonable rates, the commission shall provide revenues to the utility as may be required to perform its public service, consistent with the state energy budget and to attract necessary capital on just and reasonable terms.

Sec. 9. 35 MRSA §69-A is enacted to read:

§69-A. Effective date of change in rates

Notwithstanding any other provision of this chapter no change in rates charged by an electric or gas company may take effect until expressly approved by the commission after notice and hearing.

Sec. 10. 35 MRSA §93, first sentence, as enacted by PL 1977, c. 521, is repealed and the following enacted in its place:

The commission shall order electric companies and gas companies to submit specific rate design proposals and related programs which are consistent with the state energy budget at all electric company and gas company rate-making proceedings pending before the commission.

Sec. 11. Revision clause.

1. Wherever in the Revised Statutes, the words "Public Utilities Commission" appear or reference is made to that name, they shall be amended to read and mean "Maine Energy Commission."

2. Wherever in the Revised Statutes the words "Office of Energy Resources" appear or reference is made to that name, they shall be amended to read and mean "Maine Energy Commission."

3. Wherever in the Revised Statutes the word "commissioner," meaning commissioner of the Public Utilities Commission, appear or reference is made to that name, it shall be amended to read and mean "Commissioner of the Maine Energy Commission."

4. Wherever in the Revised Statutes the words "director of the Office of Energy Resources" appear or reference is made to that name, they shall be amended to read and mean "Maine Energy Commission."

Sec. 12. Disposition of assets, liabilities, personnel and pending cases; effective date.

1. The assets and liabilities of the Office of Energy Resources and the Public Utilities Commission shall be transferred to the Maine Energy Commission.

2. Nothing in this Act may be construed to affect the provisions of any collective bargaining agreement between the State and the employees of the agencies affected by this Act, in effect on the effective date of this Act.

3. All cases pending on the effective date of this Act shall be disposed of by the new commissioners, under the law in effect when the cases were filed. All cases requiring conformance to the state energy budget filed after the effective date of this Act and prior to the adoption of the state energy budget shall be disposed of by the new commissioners under the law in effect prior to the effective date of the Act.

Sec. 13. Effective date. Sections 1 through 12 of this Act shall take effect upon the election of the commissioners.

Sec. 14. Election of commissioners. The first election for the commissioners shall be held during the first November after approval of this Act by the voters.

STATEMENT OF FACT

This bill creates the Maine Energy Commission, a new state agency essentially the product of a merger of the now existing Public Utilities Commission and the Office of Energy Resources. The bill provides for the election of 3 commissioners for terms of 4 years, as opposed to the now existing method of gubernatorial appointment of Public Utilities Commission commissioners for 7-year terms.

The bill also revises the rate making and capital construction approval procedures for electric and natural gas utilities. The major change in these procedures requires that all applications for rate increases and authorizations for new capital construction be consistent with a state energy budget.

The preparation of this budget is covered in section 7. It is a comprehensive energy plan forming the basis of day-to-day decisions of the commission which charts the course of Maine's energy future.

In addition, the bill, in section 7, creates an Energy Development Fund designed to implement the state energy budget by providing financing for the projects targeted in the budget.

Sections 11 and 12 contain the transitional provisions necessary to put the new commission into operation.

STATE OF MAINE PROCLAMATION

WHEREAS, written petitions bearing the signatures of 43,268 electors of this State, which number is in excess of ten percent of the total vote cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State within fifty days after the convening of the One Hundred and Tenth Legislature in regular session, requesting that the Legislature consider a bill entitled: "AN ACT to Create the Maine Energy Commission;" and

WHEREAS, the initiated bill, "AN ACT to Create the Maine Energy Commission" failed enactment when the House of Representatives, on May 15, 1981, and the Senate, on May 15, 1981, accepted the unanimous "Ought Not to Pass" report of the Joint Standing Committee on Public Utilities; and

WHEREAS, under the provisions of Article IV, Part Third, Section 18 of the Constitution of Maine, such election must be held in November of the year in which the petition is filed by Proclamation;

NOW, THEREFORE, I, JOSEPH E. BRENNAN, Governor of the State of Maine, acting under the provisions of Article IV, Part Third, Section 18 of the Constitution of Maine, do hereby proclaim that an election shall be called for the Tuesday following the first Monday in November, being the third day of the month, in the year of Our Lord, One Thousand Nine Hundred and Eighty-One.

IN TESTIMONY WHEREOF,
I have caused the Great Seal of the State to be hereunto affixed
GIVEN under my hand at
Augusta this twenty-third day
of June in the Year of Our
Lord One Thousand Nine
Hundred and Eighty-One.

JOSEPH E. BRENNAN
Governor

ELSIE I. BOWEN
Deputy
Secretary of State

Initiative Question

"Shall 'An Act to Create the Maine Energy Commission' become law?"

INTENT AND CONTENT

The initiated measure would create an elected body, to be known as the Maine Energy Commission, which would set public utility rates and establish state energy policy based on a state energy budget established by the Commission and subject to legislative veto.

Under the initiated measure, the Maine Energy Commission would replace the Public Utilities Commission and the Office of Energy Resources. Because of a provision in the law establishing the Office of the Public Advocate, adoption of the measure would also result in the elimination of that Office. The new Commission would consist of three members elected by the voters for terms of 4 years. One member would be elected statewide, one member would be elected from the first congressional district, and one member would be elected from the second congressional district. The measure would prohibit public utilities and certain other entities from making contributions or expenditures in connection with these elections.

The measure would provide for substantial changes in the current scheme of utility regulation. It would require the Commission to review any acquisitions by an electric company of ownership interests in any electric generating facility or any long-term purchase or sale by an electric company of energy or capacity. Standards currently governing the P.U.C.'s review of the erection of generating facilities and transmission lines by electric companies, as well as standards established to govern the Commission's review in its new areas of regulation, would be expanded to include consideration of whether the planned erections, acquisitions or sales are consistent with the state energy budget.

Another change which would result from enactment of the initiated measure would be to eliminate for electric and gas companies the present system whereby rates proposed by a utility go into effect automatically unless suspended by the Commission. Under the measure, proposed rates could not take effect until the Commission affirmatively approved them. Rate design proposals of electric and gas companies would have to be consistent with the state energy budget.

The state energy budget which is to emphasize the development of renewable energy resources and to encourage conservation would be established by the new Commission. The budget would become effective unless disapproved by a vote of at least two-thirds of each House of the Legislature. The budget would govern the Commission in setting certain rates and reviewing certain projects, as more specifically described above.

Finally, approval of the initiated measure would establish an Energy Development Fund consisting of monies to be raised from general obligation bonds, revenue bonds issued by the Commission and others, grants, loans, gifts and appropriations. This fund, to be administered by the Commission, would be used for financing projects within the guidelines set forth in the state energy budget.

A "YES" vote approves the creation of the Maine Energy Commission with all of the powers and duties described above.

A "NO" vote disapproves this action.

STATE OF MAINE

CHAPTER 65

PRIVATE AND SPECIAL LAWS OF 1981

AS AMENDED BY

CHAPTER 75

PRIVATE AND SPECIAL LAWS OF 1981

AN ACT Authorizing a Bond Issue in the Amount of \$33,300,000 for the Purposes of Fostering Agricultural and Economic Development in the State of Maine.

Preamble. Two-thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State of Maine for the purpose of fostering agricultural and economic development, including the construction, acquisition or improvement of drydocks and other ship construction and repair facilities for use by public or private entities.

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

Sec. 1. Statement of purpose. There is a statewide need to provide for a greater utilization of the public ports and harbors, to provide for improvements to airports, for feed grain terminal facilities and for improved potato storage and centralized packing facilities within the State and to increase the flow of commerce, to thereby provide enlarged opportunities for gainful employment by the people of Maine and to thus ensure the preservation and betterment of the economy of the State for the benefit of its people.

It is determined to be a public purpose of the State to supervise and operate, or cause to be operated either by lease, sale, transfer or other conveyance to public or private users, in cooperation with the State Government, port facilities, feed grain terminal facilities and potato storage and centralized packing facilities owned or leased by the State and to encourage and assist in the acquisition, financing, construction, renovation and operation of other port facilities, feed grain terminal facilities and potato storage and centralized packing facilities, within the State, to the end that the public ports and harbors, the port facilities located therein, the feed grain terminal facilities and the potato storage and centralized packing facilities shall be utilized in a manner which will further the economic development of the State.

Sec. 2. Bond issue of \$33,300,000 authorized. The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time, serial coupon bonds in the name and on behalf of the State to an amount not exceeding ~~\$28,300,000~~ **\$33,300,000** payable serially at the State Treasury for a period no longer than 20 years from date of issue. The bonds and coupons shall be of such denominations and form and upon such terms and conditions, not inconsistent herewith, as the Treasurer of State shall direct. The proceeds from the sale of the bonds shall be used for the purposes as authorized by section 5. The bonds shall be deemed a pledge of the faith and credit of the State. The bonds shall be issued from time to time so as to meet the needs of the economic development and agricultural development programs. The bonds, when paid at maturity or otherwise retired, shall not be reissued, but may be refunded on terms more favorable to the State than those in the original issue.

Sec. 3. Interest and debt retirement. Interest due or accruing upon any bonds issued under this Act and all sums coming due for payment on bonds at maturity shall be paid by the Treasurer of State from any money in the treasury not otherwise appropriated.

Sec. 4. Disbursement of bond proceeds. The proceeds of the bonds shall be expended under the direction and supervision of the Department of Transportation and the Department of Agriculture, Food and Rural Resources.

Sec. 5. Appropriations from General Fund bond issue. The funds appropriated by this section shall be expended for the following:

| | 1981-82 |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|
| TRANSPORTATION, DEPARTMENT OF | |
| Airport improvements statewide | \$300,000 |
| Auburn-Lewiston | |
| Bangor | |
| Bar Harbor | |
| Biddeford | |
| Caribou | |
| Dexter | |
| Frenchville | |
| Fort Kent | |
| Jackman | |
| Knox County | |
| Oxford/Franklin | |
| Patten | |
| Portland | |
| Presque Isle | |
| Sanford | |
| Waterville | |
| and such other airports as may be possible | |
| Construction of Port Facilities | \$28,000,000 |
| Up to \$3,000,000 of these funds shall be used for grain terminal facilities at an appropriate location within the State if, by July 1, 1982, the Department of Transportation can finalize a long-term agreement, which promotes | |

the interests of the poultry, livestock and other feed grain-using industries.

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

| | |
|------------------------------------------------------------------------------------------|--------------|
| Potato Marketing Improvement Fund | \$5,000,000 |
| For construction and modernization of potato storage and centralized packing facilities. | |
| Total Appropriation | \$33,300,000 |

It is the intent of the Legislature that actual construction of any of the improvements described in this section for which matching funds are required either by law or by department programs shall not commence until sufficient matching funds are allocated or committed for the project to assure an operating facility.

Sec. 6. Port facilities defined. As used in this chapter, port facilities means any of the following types of facilities located in or upon, or appurtenant to any public port or harbor in the State: Wharves and piers, with buildings and appurtenances; docks; slips; elevators; public warehouses; drydocks; ship docking and handling facilities; ship building overhaul and repair facilities; loading and unloading facilities for cargo of any type; marine terminal and construction facilities; and all lands, buildings, real estate improvements and furnishings, machinery, apparatus and equipment and other personality used in connection with any of the foregoing.

Sec. 7. Appropriation balances at year end. At the end of each fiscal year, all unencumbered appropriation balances from the sale of bonds or revenues or moneys received from the implementation of this Act representing the state moneys shall carry forward from year to year.

Sec. 8. Acquisition and use of property. Property necessary for improvements authorized by this Act may be acquired by the Department of Transportation or the Department of Agriculture, Food and Rural Resources in the manner specified in Title 23, chapter 3, including the sections on relocation assistance. The Department of Transportation is granted the control and jurisdiction of all necessary submerged lands and flats now owned or hereafter acquired by the State only to effectuate the purpose of this Act, provided that the Department of Transportation shall consult with the Department of Conservation, Bureau of Public Lands to identify those submerged lands and flats necessary for the purposes of this Act.

Sec. 9. Contingent upon ratification of bond issue. Sections 12 to 15 shall not be effective unless and until the people of this State shall have ratified the issuance of bonds as set forth in this Act.

Sec. 10. Statutory referendum procedure; submission at State-wide election; effective date. ~~This Act~~ Sections 1 to 11 of this Act shall be submitted to legal voters of the State of Maine at a statewide election to be held on the Tuesday following the first Monday of November following passage of this Act. The city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and

plantations to meet, in the manner prescribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Shall a bond issue be ratified in the amount of ~~\$28,300,000~~ **\$33,300,000** for agricultural and economic development, including airport improvements, port facilities which may be made available by sale or lease for use by public or private users, feed grain terminal facilities and potato storage and centralized packing facilities?”

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No.” The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of the Act, the Governor shall proclaim that fact without delay, and the sections 1 to 11 of this Act shall become effective 30 days after the date of the proclamation.

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

Sec. 11. Appropriation. If a “Resolution, Proposing an Amendment to the Constitution of Maine Clarifying Residency Requirements for Candidates for and Members of the Maine House of Representatives” is approved by the Legislature, the following funds are appropriated from the General Fund to carry out the purposes of that Resolution.

| | |
|-----------------------------------|----------|
| | 1981-82 |
| SECRETARY OF STATE, DEPARTMENT OF | |
| Administration—Secretary of State | |
| All Other | \$82,000 |

Sec. 12. Department of Transportation; authority. In implementing this Act with respect to port facilities, the State, acting through the Department of Transportation, is authorized to enter into any agreements necessary to effect the purposes and authorization set forth in this Act. The Commissioner of Transportation, acting with the consent of the Governor, is authorized to convey the interest of the State in the Maine State Pier, drydocks and port facilities located in Portland on such terms and conditions and for such consideration, as he deems reasonable. The \$4,600,000 received by the State from the sale of the Maine State Pier is allocated for use by the State towards the construction or repair costs of a drydock and related facilities for use in connection with a shipbuilding and repair yard in the City of Portland. These funds shall not lapse, but shall be carried forward from year to year.

Sec. 13. Effective date. Section 12 of this Act shall take effect 91 days from the adjournment of the First Special Session of the 110th Legislature.

Approved June 23, 1981 and August 3, 1981

INTENT AND CONTENT

This Act would authorize the Treasurer, under the direction of the Governor, to issue serial coupon bonds not exceeding \$33,300,000 to raise funds for airport improvements, construction of port facilities and construction and modernization of potato storage and packing facilities. The bonds would run for a period of not longer than 20 years from the date of issue and would be backed by the full faith and credit of the State.

The proceeds from the sale of the bonds would be used as follows: \$300,000 for airport improvements; \$5,000,000 for the construction and modernization of potato storage and centralized packing facilities; and \$28,000,000 for the construction of port facilities.

With respect to port facilities, the Legislature intends that part of the proceeds be used for a shipyard development in cooperation with Bath Iron Works and for a proposed Searsport, Sears Island, cargo pier project. In addition, the Act would specifically authorize the use of up to \$3,000,000 of these funds for grain terminal facilities if certain conditions can be met.

The port facilities authorized by this Act could be operated by the State or could be made available by sale or by lease to public or private users. At present, it is the State's intent that certain of these facilities, principally a drydock to be located in Portland, be made available for use by Bath Iron Works.

A "YES" vote approves authorization of a bond issue in the amount of \$33,300,000 for airport improvements, construction of port facilities and construction and modernization of potato storage and packing facilities.

A "NO" vote disapproves authorization of the bond issue.

STATE OF MAINE

CHAPTER 63

PRIVATE AND SPECIAL LAWS OF 1981

AS AMENDED BY

CHAPTER 76

PRIVATE AND SPECIAL LAWS OF 1981

AN ACT to Authorize Bond Issue in the Amount of \$12,300,000 for Highway and Bridge Improvements.

Preamble. Two-thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of

Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State of Maine to provide funds for the purpose of improving state highways and bridges.

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

P & SL 1981, c. 63 is amended to read:

Sec. 1. Bond issue of \$12,300,000 authorized. In addition to state highway and bridge bonds heretofore authorized, the Treasurer of State is authorized, under the direction of the Governor, to issue from time to time, serial coupon bonds in the name and behalf of the State to an amount not exceeding ~~\$12,800,000~~ **\$12,300,000** payable serially at the Treasury Department within 20 years from date of issue. The bonds and coupons shall be of such denomination and form and upon such terms and conditions, not inconsistent herewith, as the Governor shall direct. The proceeds from the sale of bonds shall be used for highway and bridge improvements in accordance with allocations made by the Legislature. The bonds shall be deemed a pledge of the faith and credit of the State. The bonds shall be issued from time to time so as to meet the needs of highway and bridge improvements. The bonds, when paid at maturity or otherwise retired, shall not be reissued, but may be refunded on terms more favorable to the State than those in the original issue.

Sec. 2. Allocation of Highway Fund bond issue. Receipt of the Highway Fund for the fiscal years, from July 1, 1981 to June 30, 1982, and from July 1, 1982 to June 30, 1983, from the proceeds of the sale of bonds shall be segregated, apportioned and expended as designated in the following schedule:

| Policy Area | 1981-82 | 1982-83 |
|-----------------------------------------|---------------------------------------|---------------------------------------|
| Identity Program | | |
| Transportation | | |
| Department of Transportation | | |
| Highway-Highway and Bridge Improvements | \$6,400,000 \$6,150,000 | \$6,400,000 \$6,150,000 |

Sec. 3. Contingent upon ratification of bond issue. Sections 1 and 2 of this Act shall not become effective unless the people of the State shall have ratified the issuance of bonds as set forth in this Act.

Sec. 4. Statutory referendum procedure; submission at statewide election; effective date. This Act shall be submitted to the legal voters of the State of Maine at a statewide election to be held on the Tuesday following the first Monday of November following passage of this Act. The city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

"Shall a bond issue be ratified in the amount of ~~\$12,800,000~~ **\$12,300,000** for bridge and highway improvements?"

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within a corresponding square below the word "Yes" or "No." The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of the Act, the Governor shall proclaim that fact without delay, and the Act shall become effective 30 days after the date of the proclamation.

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

Approved June 23, 1981 and August 4, 1981

INTENT AND CONTENT

This Act would authorize the Treasurer, under the direction of the Governor, to issue serial coupon bonds not exceeding \$12,300,000 to raise funds for highway and bridge improvements. The bonds would run for a period of not longer than 20 years from the date of issue and would be backed by the full faith and credit of the State.

The proceeds from the sale of the bonds would be used for highway and bridge improvements in accordance with allocations made by the Legislature.

A "YES" vote approves authorization of a bond issue in the amount of \$12,300,000 for highway and bridge improvements.

A "NO" vote disapproves authorization of the bond issue.

STATE OF MAINE

CHAPTER 64

PRIVATE AND SPECIAL LAWS OF 1981

AN ACT to Authorize Bond Issues up to the Amount of \$4,100,000 for Energy Conservation Improvements for State-owned Buildings, Completion of State of Maine Park Facilities and Equipment Replacement for the Maine Public Broadcasting Network in the State of Maine.

Preamble. Two-thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State of Maine for the purpose of energy conservation, state parks and equipment replacement for the Maine Public Broadcasting Network.

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

Sec. 1. Bond issue authorized. The Treasurer of State is authorized, under the direction of the Governor, to issue, from time to time, serial coupon bonds in the name and behalf of the State to an amount not exceeding the amounts approved by the voters at referendum set out under section 6 and in no event exceeding \$4,100,000 payable serially at the State Treasury within 20 years from date of issue; except that bonds for energy conservation improvements shall be payable within 5 years from date of issue. Such bonds and coupons shall be of such denominations and form and upon such terms and conditions, not inconsistent herewith, as the Governor shall direct. The proceeds from the sale of the bonds shall be used for improvements as authorized by section 6, which have been approved by the voters at referendum. The bonds shall be deemed a pledge of the faith and credit of the State. The bonds shall be issued from time to time so as to meet the needs of the improvement programs. The bonds when paid at maturity or otherwise retired shall not be reissued, but may be refunded on terms more favorable to the State than those in the original issue. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor. All bonds not issued within 5 years of the ratification of this Act shall be deauthorized, and may not be issued.

Sec. 2. Records of bonds issued to be kept by the State Auditor and the Treasurer of State. The State Auditor shall keep an account of these bonds, showing the number and amount of each, the date of countersigning, the date when payable and the date of delivery thereof to the Treasurer of State, who shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received from the same, the date of sale and the date when payable.

Sec. 3. Sale, how negotiated; proceeds appropriated. The Treasurer of State may negotiate the sale of these bonds by direction of the Governor, but no such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of sales of these bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the Governor, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects listed in section 6 shall lapse to the debt service account established for the retirement of these bonds.

Sec. 4. Interest and debt retirement. Interest due or accruing upon any bonds issued under this Act and all sums coming due for payment on bonds at maturity shall be paid by the Treasurer of State from any money in the State Treasury not otherwise appropriated.

Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds shall be expended under the direction and supervision of the Department of Conservation, if that portion of this Act relating to park facilities is approved by the voters; the trustees of the University of Maine, if that portion of this

Act relating to the Maine Public Broadcasting Network is approved by the voters; and the Director of the Bureau of Public Improvements, if that portion of this Act relating to energy conservation improvements is approved by the voters.

Sec. 6. Allocation from General Fund bond issue. The funds allocated by this section shall be expended for the following:

| 1981-82 | |
|------------------------------------------|--------------------|
| FINANCE AND ADMINISTRATION, | |
| DEPARTMENT OF | |
| Bureau of Public Improvements | |
| Energy Conservation | |
| Improvements in state-owned buildings | \$2,000,000 |
| CONSERVATION, DEPARTMENT OF | |
| Development of Park Facilities statewide | 1,500,000 |
| Colonial Pemaquid | |
| Little Chebeague and Jewell Islands | |
| Laudholm State Park | |
| Allagash Waterway | |
| Central Maine Area | |
| Bangor Area | |
| Northern Aroostook Area | |
| Historic Sites | |
| UNIVERSITY OF MAINE | |
| Equipment replacement for Maine Public | |
| Broadcasting Network | <u>600,000</u> |
| Total | <u>\$4,100,000</u> |

Sec. 7. Appropriation balances at year end. At the end of the fiscal year, all unencumbered appropriation balances representing state moneys shall carry forward from year to year.

Sec. 8. Acquisition of land. Land required for improvements undertaken directly by the Department of Conservation, if that portion of this Act is approved by the voters, may be acquired for this purpose.

Sec. 9. Contingent upon ratification of bond issue. Sections 1 to 5 of this Act shall not become effective unless and until the people of the State of Maine shall have ratified the issuance of bonds as set forth in this Act, and no portion of section 6 of this Act shall become effective unless and until the people of the State of Maine shall have ratified the issuance of bonds for that portion of section 6 as set forth in this Act.

Sec. 10. Statutory referendum procedure; submission at statewide election; effective date. This Act shall be submitted to the legal voters of the State of Maine at a statewide election to be held on the Tuesday following the first Monday of November following passage of this Act. The city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for

holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following questions:

“Shall a bond issue be ratified in the amount of \$2,000,000 for energy conservation improvements in state-owned buildings?”

“Shall a bond issue be ratified in the amount of \$1,500,000 for development of state park facilities?”

“Shall a bond issue be ratified in the amount of \$600,000 for equipment replacement for the Maine Public Broadcasting Network?”

The legal voters of each city, town and plantation shall vote by ballot on each of these questions, and shall designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No” for each such question. The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of any of the questions set out in this section, the Governor shall proclaim that fact without delay, and sections 1 to 5, 7 to 9 and those portions of section 6 approved by the voters at the referendum shall become effective 30 days after the date of the proclamation.

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

Approved June 23, 1981

INTENT AND CONTENT

This Act would authorize the Treasurer, under the direction of the Governor, to issue serial coupon bonds not exceeding \$2,000,000 to raise funds for energy conservation improvements in state-owned buildings. The bonds would run for a period not longer than 5 years from the date of issue and would be backed by the full faith and credit of the State. Any bonds not issued within 5 years of the ratification of this Act would be deauthorized and could no longer be issued.

The proceeds from the sale of these bonds would be used for energy conservation improvements in state-owned buildings and would be expended under the direction and supervision of the Director of the Bureau of Public Improvements.

A “YES” vote approves authorization of a bond issue in the amount of \$2,000,000 for energy conservation improvements in state-owned buildings.

A “NO” vote disapproves authorization of the bond issue.

INTENT AND CONTENT

This Act would authorize the Treasurer, under the direction of the Governor, to issue serial coupon bonds not exceeding

\$1,500,000 to raise money for the development of state park facilities. The bonds would run for a period not longer than 20 years from the date of issue and would be backed by the full faith and credit of the State. Any bonds not issued within 5 years of the ratification of this Act would be deauthorized and could no longer be issued.

The proceeds from the sale of these bonds would be expended by the State for the development of state park facilities specified in the Act as follows: Colonial Pemaquid, Little Chebeague and Jewell Islands, Laudholm State Park, Allagash Waterway, Central Maine Area, Bangor Area, Northern Aroostook Area, and Historic Sites.

A "YES" vote approves authorization of a bond issue in the amount of \$1,500,000 for the development of state park facilities.

A "NO" vote disapproves authorization of the bond issue.

INTENT AND CONTENT

This Act would authorize the Treasurer, under the direction of the Governor, to issue serial coupon bonds not exceeding \$600,000 for the replacement of equipment for the Maine Public Broadcasting Network. The bonds would run for a period not longer than 20 years from the date of issue and would be backed by the full faith and credit of the State. Any bonds not issued within 5 years of the ratification of this Act would be deauthorized and could no longer be issued.

The proceeds of the bonds would be expended under the direction and supervision of the University of Maine and would be used to replace equipment for the Maine Public Broadcasting Network.

A "YES" vote approves authorization of a bond issue in the amount of \$600,000 for equipment replacement for the Maine Public Broadcasting Network.

A "NO" vote disapproves authorization of the bond issue.

STATE OF MAINE

CHAPTER 528

PUBLIC LAWS OF 1981

AS AMENDED BY

CHAPTER 530

PUBLIC LAWS OF 1981

AN ACT to Authorize a General Fund Bond Issue in the Amount of \$1,000,000 to Assist Municipalities with Resource Recovery of Solid Waste.

Preamble. Whereas, the Legislature deems it necessary to alleviate the threat to ground and surface waters to prevent environmental damage, to conserve valuable land and other resources and to reduce the hazard to the health, safety or welfare of the State caused by prevailing solid waste management practices; and

Whereas, two-thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State to provide funds for the evaluation and implementation of municipal solid waste resource recovery systems or components thereof, and any system, program or facility for resource conservation.

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

Sec. 1. 38 MRSA § 1303, sub-§§ 3-A and 10-A are enacted to read:

3-A. Final implementation of resource conservation or resource recovery. "Final implementation of resource conservation or resource recovery" means negotiating and obtaining the contracts, agreements, financing, permits and administrative framework necessary to construct or procure a resource conservation or resource recovery facility. The Board of Environmental Protection is authorized to pay an amount not in excess of 50% of the total eligible expenses incurred by a municipality or quasi-municipal entity for the final implementation of solid waste resource conservation or resource recovery or programs determined to be feasible by the Board of Environmental Protection. Grants under this subsection can be used to cover development costs or other reasonable one-time eligible costs. In addition, grants under this subsection can be used to assist municipal and quasi-municipal recycling programs with capital and one-time equipment costs.

A. The board after public hearing shall adopt criteria for the purpose of establishing eligible costs.

B. The board may adopt, amend and repeal reasonable rules necessary for the proper administration of the grant program authorized by this subsection and subsection 10-A.

C. In the event that there is a combination of federal and state grants that exceeds the total costs of the projects eligible for state assistance under this subsection or subsection 10-A, the Board of Environmental Protection may reduce the state's share by an amount equivalent to the amount in excess of the total costs of the project.

10-A. Solid waste resource recovery or resource conservation feasibility and design evaluation. "Solid waste resource recovery or resource conservation feasibility and design evaluation" means the detailed technical, economic, organizational, transportation, market and design analysis necessary for the implementation of successful solid waste resource conservation or resource recovery.

The Board of Environmental Protection is authorized to pay an amount not in excess of 50% of the total eligible expenses

incurred by a municipality or quasi-municipal entity for feasibility and design evaluation.

Sec. 2. Authorization of bond issue to assist municipalities with solid waste management resource recovery or resource conservation systems.

1. Issue of bonds to provide for the evaluation and implementation of municipal or quasi-municipal solid waste resource recovery or resource conservation. The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time bonds in the name and behalf of the State to an amount not exceeding ~~\$1,500,000~~ **\$1,000,000** for the purpose of raising funds to provide for the evaluation and implementation of solid waste for resource recovery systems or components thereof and any system program or facility for resource conservation. These bonds shall be general obligations of the State and the full faith and credit of the State shall be pledged to the payment of interest and redemption of the bonds.

The bonds shall be dated, shall mature at such time or times not exceeding 20 years from their date and may be made redeemable before maturity, at the option of the Treasurer of State, at such price or prices and under such terms and conditions as may be approved by the Governor prior to the issuance of bonds.

The Treasurer of State, with the approval of the Governor, shall determine the form of the bonds, including any interest coupons to be attached thereto and shall fix the denomination or denominations of the bonds and the place or places of payment or principal and interest, which may include any bank or trust company within or without the State.

The bonds shall be signed by the Treasurer of State and any interest coupons attached thereto shall be executed with facsimile signature of the Treasurer of State. In case any officer whose signature appears on any bonds or coupons ceases to be the officer before the delivery of the bonds, the signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if he had remained in office until the delivery. The bonds may be issued in coupon or registered form, or both, and may be interchangeable as the Treasurer of State may determine.

2. Records of bonds issued to be kept by State Auditor and Treasurer of State. The State Auditor shall keep an account of the bonds, showing the number and amount of each, the date of countersigning, the date when payable and the date of delivery thereof to the Treasurer of State, who shall keep an account of each bond showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of sale and the date when payable.

3. Sale, how negotiated, proceeds appropriated. The Treasurer of State may negotiate the sale of the bonds by direction of the Board of Environmental Protection with the approval of the Governor. The proceeds of the sales of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller at the

order of the Board of Environmental Protection or its authorized representative, are hereby appropriated to be used solely for the purposes set forth in this Act. Any balance unexpended shall not lapse, but shall be carried forward to the same account to be used only for the purposes set forth in this Act.

4. Proceeds of bonds not available for other purposes; must be kept separate from other funds. The proceeds of all bonds issued under the authority of this Act, and the funds made available for interest and debt retirement thereunder shall at all times be kept distinct from all other moneys of the State and shall not be drawn upon or be available for any other purpose.

5. Interest and debt retirement. Interest due or accruing upon any bonds issued under this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State.

6. Disbursement of bond proceeds. The proceeds of these bonds shall be expended under the direction and supervision of the Board of Environmental Protection.

7. Contingent upon ratification of bond issue. Subsections 1 to 6 and section 1 shall not become effective unless and until the electors of the State have ratified the issuance of bonds as set forth in this Act.

8. Statutory referendum procedure; submission at statewide election; effective date. This Act shall be submitted to the legal voters of the State of Maine at a statewide election to be held on the Tuesday following the first Monday of November following passage of this Act. The city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Shall a bond issue be ratified in the amount of ~~\$1,500,000~~ **\$1,000,000** to assist municipalities with solid waste for resource conservation and recovery systems?”

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No.” The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of the Act, the Governor shall proclaim that fact without delay, and the Act shall become effective 30 days after the date of the proclamation.

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

Sec. 3. Retroactive reimbursement. Solid waste resource recovery or resource conservation projects, undertaken or contracted for since July 1, 1981, may be considered reimbursable under this Act.

Approved June 30, 1981 and August 4, 1981

INTENT AND CONTENT

This Act authorizes the Treasurer of the State, under the direction of the Governor, to issue bonds in an amount not exceeding \$1,000,000 for the purpose of raising funds to provide for the evaluation and implementation of systems for solid waste resource recovery and for solid waste resource conservation. These bonds would run for a period not longer than 20 years from the date of issue and would be backed by the full faith and credit of the State.

The proceeds of this bond issue are to be used to provide funds to municipalities and quasi-municipal entities for the evaluation and implementation of solid waste resource recovery and solid waste resource conservation systems. Solid waste resource recovery systems are designed to recover energy from solid waste by means of either incineration or conversion of such wastes to fuel; solid waste resource conservation systems are designed to provide for recycling of such wastes. The monies raised by this bond issue would be expended under the direction and supervision of the Board of Environmental Protection. Approval of the bond issue would also amend the Maine statutes to empower the Board to expend these monies for the purposes stated in the Act.

A "YES" vote approves authorization of a bond issue in the amount of \$1,000,000 to fund evaluation and implementation of systems for solid waste recovery (conversion of solid waste to fuel) and for solid waste conservation (recycling).

A "NO" vote disapproves authorization of the bond issue.

CHAPTER 1

CONSTITUTIONAL RESOLUTION OF 1981

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Amend the Law and Constitutional Provisions Relating to the Consolidating Initiative and Referendum Elections to Dates of the Next General Election.

Constitutional amendment. RESOLVED: Two-thirds of each branch of the Legislature concurring, that the following amendment to the Constitution of Maine be proposed:

Constitution, Art. IV, Pt. 3 § 18, sub-§ 2, first sentence, as amended by CR 1979, c. 3, is repealed and the following enacted in its place:

For any measure thus proposed by electors, the number of signatures shall not be less than ten percent of the total vote for Governor cast in the last gubernatorial election preceding the

filling of such petition. The date each signature was made shall be written next to the signature on the petition, and no signature older than one year from the written date on the petition shall be valid. The measure thus proposed, unless enacted without change by the Legislature at the session at which it is presented, shall be submitted to the electors together with any amended form, substitute, or recommendation of the Legislature, and in such manner that the people can choose between the competing measures or reject both.

Constitutional referendum procedure; form of question; effective date. Resolved: That the city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, at a statewide election, on the Tuesday following the first Monday of November following the passage of this resolution, to vote upon the ratification of the amendment proposed in this resolution by voting upon the following question:

"Shall the Constitution of Maine be amended to change the initiative provisions to require that for initiatives begun after the effective date of this resolution all signatures be dated and limit the validity of a signature to one year?"

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within the corresponding square below the word "Yes" or "No." The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of the amendment, the Governor shall proclaim that fact without delay and the amendment shall become part of the Constitution on the date of the proclamation and shall apply only to initiatives begun after the effective date of this resolution.

Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this resolution necessary to carry out the purposes of this referendum.

Resolution according to Article X, Section 4 of the Constitution of the State of Maine.

Received in the office of the Secretary of State May 11, 1981.

INTENT AND CONTENT

This proposed amendment to the Constitution would provide that signatures on initiative petitions are valid for only one year from the date of signing. Its intent is to require that petition signatures be gathered during a relatively short time period so that the interest and qualification of the signers are current when the petitions are filed.

A "YES" vote approves limiting the validity of signatures on initiative petitions to a period of one year.

A "NO" vote disapproves such action.

CHAPTER 2

CONSTITUTIONAL RESOLUTION OF 1981

RESOLUTION, Proposing an Amendment to the Constitution of Maine Clarifying Residency Requirements for Candidates for and Members of the Maine House of Representatives.

Constitutional amendment. RESOLVED: Two-thirds of each branch of the Legislature concurring, that the following amendment of the Constitution of Maine be proposed:

Constitution, Art. IV, Pt. 1, § 4 is amended to read:

Section 4. Qualifications. No person shall be a member of the House of Representatives, unless he shall, at the commencement of the period for which he is elected, have been five years a citizen of the United States, have arrived at the age of twenty-one years, have been a resident in this State one year; and for the three months next preceding the time of his election shall have been, and, during the period for which he is elected, shall continue to be a resident in the ~~town or~~ district which he represents.

Constitutional referendum procedure; form of question; effective date. Resolved: That the city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, at a statewide election, on the Tuesday following the first Monday of November following the passage of this resolution, to vote upon the ratification of the amendment proposed in this resolution by voting upon the following question:

"Shall the Constitution of Maine be amended to clarify the residency requirements for candidates for and members of the House of Representatives by requiring that they must reside in the district which they represent?"

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within the corresponding square below the word "Yes" or "No." The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of the amendment, the Governor shall proclaim that fact without delay and the amendment shall become part of the Constitution on the date of the proclamation.

Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this resolution necessary to carry out the purposes of this referendum.

Resolution according to Article X, Section 4 of the Constitution of the State of Maine.

Received in the office of the Secretary of State June 19, 1981.

INTENT AND CONTENT

This proposed amendment to the Constitution would clarify the current requirement that candidates for the State Legislature and members of the State Legislature must reside in the district they represent. The Constitution now requires that a candidate or member be a resident "in the town or district which he represents." The proposed amendment would delete the reference to "town." Since the Senate and the House are divided into districts, this change would not affect the substance of the residence requirement.

A "YES" vote approves clarification of the residence requirement for legislators.

A "NO" vote disapproves such a change.

CHAPTER 3

CONSTITUTIONAL RESOLUTION OF 1981

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Decrease the Bonding Limit of the Maine School Building Authority from \$10,000,000 to \$6,000,000.

Constitutional amendment. Resolved: Two-thirds of each branch of the Legislature concurring, that the following amendment to the Constitution of Maine be proposed:

Constitution, Art. IX, § 14-C, as amended by CR 1975, c. 8, is further amended to read:

Section 14-C. Authority to insure, appropriate moneys and issue bonds for the payment of revenue bonds of the Maine School Building Authority. In order to encourage and assist in the provision and construction of public school buildings in the State, the Legislature by proper enactment may insure the payment of revenue bonds of the Maine School Building Authority on school projects within the State not exceeding in the aggregate ~~ten~~ six million dollars in amount at any one time and may also appropriate moneys and authorize the issuance of bonds on behalf of the State at such times and in such amounts as it may determine to make payments insured as aforesaid.

Constitutional referendum procedure; form of question; effective date. Resolved: That the city aldermen, town selectmen and plantation assessors of this State shall notify the

inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, at a statewide election, on the Tuesday following the first Monday of November following the passage of this resolution, to vote upon the ratification of the amendment proposed in this resolution by voting upon the following question:

“Shall the Constitution of Maine be amended as proposed by a resolution of the Legislature to decrease the bonding limit of the Maine School Building Authority from \$10,000,000 to \$6,000,000?”

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within the corresponding square below the word “Yes” or “No.” The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of the amendment, the Governor shall proclaim that fact without delay and the amendment shall become part of the Constitution on the date of the proclamation.

Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this resolution necessary to carry out the purposes of this referendum.

Resolution according to Article X, Section 4 of the Constitution of the State of Maine.

Received in the office of the Secretary of State August 3, 1981.

INTENT AND CONTENT

This proposed amendment to the Constitution would reduce from ten million dollars (\$10,000,000) to six million dollars (\$6,000,000) the Legislature’s authority to insure revenue bonds of the Maine School Building Authority for school projects within the State. The intent is to reduce the amount of bonding authority in the State.

A “YES” vote approves the reduction of the Legislature’s authority to insure the revenue bonds of the Maine School Building Authority.

A “NO” vote disapproves such change.