

# MAINE STATE LEGISLATURE

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ELECTIONS - 1985  
(NOV.)

**Initiated and  
Competing Bill  
Bond Issues  
and  
Proposed Constitutional  
Amendments**

In Accordance with an Initiated Bill,  
Competing Bill, Acts and Resolutions  
Passed by the 112th Legislature at the  
First Regular Session

**Initiated and Competing Bill**

- 1A. Do you want the right to vote for or against any plan for the storage or disposal of low-level radioactive waste? (Initiated Bill)
- 1B. Do you want to vote on any Maine site for disposal of low-level radioactive waste if it is not disposed of safely outside of Maine or at the Maine Yankee site? (Legislative Bill)
- 1C. Against both measures.

**Bond Issues**

2. \$15,000,000 General Fund Bond Issue for Sewage Treatment, Water Quality Improvement Facilities and Restoration and Cleanup of Oil Contaminated Ground Water and Well Water.
3. \$4,300,000 Bond Issue for Constructing and Equipping Centers for Advanced Technology that Service the Economic Development Needs of Maine.
4. \$20,000,000 Bond Issues by Department of Transportation to Match Available Federal Funds for Highway, Bridge and Airport Improvements.
5. \$850,000 General Fund Bond Issue for Acquisition of Certain Rail Lines in Maine.
6. \$2,000,000 General Fund Bond Issue for Restoration and Preservation of Historic Buildings.
7. \$2,200,000 General Fund Bond Issue for Equipment and Land Purchase for Vocational-technical Institutes.

**Constitutional Amendments**

8. Amend Constitution to Correct Certain Inconsistencies Relating to Civil Offices.
9. Amend Constitution to Extend the Tenure for Sheriffs from 2 Years to 4 Years.



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To be Voted Upon at the Special Election, Tuesday,  
November 5, 1985

RODNEY S. QUINN  
*Secretary of State*

Appropriation 1060.1

OCT 28 1985

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, 1985:

Bonds Outstanding and Unpaid to Mature	
Through 2006	\$285,969,000.00
Interest to be Repaid on Bonds Issued	132,474,229.00
Total to be Repaid on Bonds Issued	<u>\$418,443,229.00</u>
Additional Bonds Authorized But Not Yet Issued	
Limit of Contingent Bonds Liability	\$ 84,198,000.00
Authorized by Constitution and Laws But Unissued	70,935,944.00
Total Bonds Authorized But Unissued	<u>\$155,133,944.00</u>
Total Additional Bonds to be	
Authorized if Ratified by Voters	\$ 44,350,000.00
Potential New Estimate of Interest	\$ 33,922,562.00

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 \$33,922,562.00 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 \$78,272,562.00. The amount that must be paid in the present fiscal year (July 1, 1985 to June 30, 1986) for debt already outstanding is \$35,150,000 in principal and \$19,756,645 in interest, a total of \$54,906,645.

Samuel Shapiro  
Treasurer of State

#### State of Maine

#### **TO THE 112TH LEGISLATURE OF THE STATE OF MAINE:**

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 this State, whose names have been certified, hereby respectfully propose to the Legislature for its consideration the following entitled bill:

#### **"AN ACT TO REQUIRE VOTER APPROVAL OF THE DISPOSAL OF LOW-LEVEL RADIOACTIVE WASTE"**

The full text of this Act is printed on pages 1 and 2 of this petition.

#### **DO YOU WANT THE RIGHT TO VOTE FOR OR AGAINST ANY PLAN FOR THE STORAGE OR DISPOSAL OF LOW-LEVEL RADIOACTIVE WASTE?**

#### **AN ACT to Require Voter Approval of the Disposal of Low-level Radioactive Waste.**

38 MRSA c. 14-A, sub-c. IV is enacted to read:

#### **SUBCHAPTER IV WASTE DISPOSAL**

##### **§1491. Title**

This subchapter shall be known and may be cited as "An Act to Require Voter Approval of the Disposal of Low-level Radioactive Waste."

##### **§1492. Purpose**

The purpose of this Act is to require approval by the voters of Maine as a precondition for the construction or operation within the State of Maine of any low-level radioactive waste disposal or storage facility and to require approval by the voters of Maine as a precondition for the participation by the State of Maine in any compact or agreement with any other state or states or the Federal Government concerning low-level radioactive waste disposal or storage.

##### **§1493. Low-level radioactive waste disposal referendum**

No low-level radioactive waste disposal or storage facility may be constructed or operated within the State of Maine unless such construction and operation are approved by a majority of the voters voting thereon in a statewide election. Such election shall be held in the manner prescribed by law for holding a statewide election and in accordance with the procedures set forth in Title 35, section 3382. The voters shall be asked to vote on the acceptance or rejection of construction or operation by voting on the following question:

"Do you approve (insert construction or operation) of a low-level radioactive waste (insert disposal or storage) facility as proposed for (insert location)?"

This question shall be submitted to the legal voters of the State at the next following statewide election after review and issuance of an order recommending permission for construction or operation of the facility by the Board of Environmental Protection pursuant to section 1478, provided that no construction or operation of any facility may commence prior to such election.

##### **§1494. Low-level radioactive waste compact referendum**

The State of Maine shall not enter into any compact or agreement with any other state or states or with the Federal Government concerning the disposal or storage of low-level radioactive waste either within or without the State unless the compact or agreement has been approved by a majority of the voters voting thereon in a statewide election. Such election shall be held in the manner prescribed by law for holding a statewide election

and in accordance with the procedures set forth in Title 35, section 3382. The voters shall be asked to vote on the acceptance or rejection of the compact or agreement by voting on the following question:

“Do you approve of the (insert compact or agreement) for the (insert disposal or storage) of low-level radioactive waste proposed to be made with (insert name of state or states or “the Federal Government”)?”

This question shall be submitted to the legal voters of the State at the next following statewide election after any such compact or agreement is recommended by the Governor pursuant to section 1474 or any other provision of law.

#### §1495. Limiting provisions

The provisions of this Act shall not apply:

1. Power plant waste facilities having all licenses, permits, approvals, etc., for construction and operation. To any nuclear power plant or facility for the disposal or storage of low-level radioactive wastes if, prior to May 1, 1984, such power plant or waste facility has obtained all federal, state and local licenses, permits, certificates, variances and other approvals necessary for the construction and operation thereof; or

2. Facilities used to store or dispose of wastes generated through medical or bioresearch applications. To any facility solely for the disposal or storage of low-level radioactive wastes generated within the State of Maine through medical or bioresearch applications.

#### §1496. Nullifying previous compacts or agreements

Any compact, agreement or contract into which the State of Maine has entered with any individual, corporation or partnership or with any other state or states or the Federal Government between May 1, 1984, and the effective date of this Act concerning the disposal or storage of low-level radioactive wastes shall be null and void.

#### §1497. Applicability of regulations

Nothing in this Act may be construed to exempt any proposed nuclear power plant, any facility for the disposal or storage of low-level radioactive waste or any compact or agreement or contract subject to the provisions of this Act from meeting any licensing, permit, certification, variance or other approval requirement of the State of Maine or political subdivisions thereof.

### STATEMENT OF FACT

The people of the State of Maine make the following findings of fact.

1. The nature of low-level radioactive waste requires that it be completely isolated from the biosphere inhabited by people and their food chains for a period of more than 100 years.

2. The period of time involved and the necessity for complete isolation of the low-level radioactive waste present a present and future, actual and potential substantial economic cost to the people of Maine.

3. The provisions of this Act are intended to authorize and accomplish regulation by the State of Maine to the full extent permitted by federal law and by the Constitution of Maine and no further.

### COMPETING MEASURE

### STATE OF MAINE

### CHAPTER 493

### PUBLIC LAWS OF 1985

### AN ACT to Establish a State Policy Relating to the Disposal of Low-level Radioactive Waste.

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

Sec. 1. 38 MRSA c. 14-A, sub-c. IV is enacted to read:

### SUBCHAPTER IV

### LOW-LEVEL RADIOACTIVE WASTE DISPOSAL

#### §1481. Title

This subchapter shall be known and may be cited as the “Low-level Radioactive Waste Disposal Act.”

#### §1482. Purpose

The purpose of this Act is to establish a state policy with respect to the disposal of low-level radioactive waste.

#### §1483. Findings on low-level radioactive waste

The Legislature finds the following facts with respect to low-level radioactive waste in the State.

1. Quantity of waste. Approximately 12,000 cubic feet of low-level radioactive waste are generated within the State each year.

2. Generators. The principal generator of the waste is the Maine Yankee Atomic Power Station located at Wiscasset, with over 90% of the total production. The remainder is produced by biomedical research and other institutional facilities and the Portsmouth-Kittery Naval Shipyard.

3. Licenses. All of the generators described in subsection 2 may possess some low-level radioactive waste under their current United States Nuclear Regulatory Commission licenses.

4. Waste is a by-product. Low-level radioactive waste is an inevitable by-product of the operation of energy production, research and commercial facilities at the current state of the art of the technologies employed.

5. Maine generates small quantities. All sources of the low-level radioactive waste in the State combined generate less than 2% of total New England waste and 1/2 of 1% of all United States waste in each year.

6. Responsibility under federal law. The Federal Government, through enactment of the United States Low-level Radioactive Waste Policy Act of 1980, Public Law 96-573, has delegated to each state the responsibility for providing for the capacity for the disposal of low-level radioactive waste generated within the State and has authorized the states to enter into regional compacts for that purpose.

7. Curtailment of existing disposal capacity. The 3 states that currently accept low-level radioactive waste for disposal are expected to curtail substantially or entirely the amounts they will accept by January 1, 1986.

8. Public health and safety. Improper disposal of low-level radioactive waste may result in physical harm to human and other forms of life. The regulation of the disposal of the waste is a proper exercise of the police power of the State.

#### §1484. State low-level radioactive waste policy

It is the policy of this State to require the permanent disposal of low-level radioactive waste generated within the State and for which this State must provide disposal capacity in facilities which will isolate that radioactive waste from the biosphere inhabited by people and their food chains.

In order to implement this policy, a suitable institutional framework is necessary. It is the policy of the State to pursue the following alternatives, expressed in order of preference.

1. Interstate compact. The relatively small volume of waste generated within the State and the provisions of federal law justify entrance into a regional compact with other states on equitable terms as the first preference of the State for low-level radioactive waste disposal. If the terms of a compact require this State to host any waste facility, that facility must be approved by the voters in a statewide election.

2. Agreement for disposal elsewhere. If an interstate compact is not feasible on satisfactory terms, it is the 2nd preference of the State to enter into an agreement with governmental or private agencies outside the State which are willing and able to accept Maine's low-level radioactive waste for disposal.

3. State facility. If no such compact or agreement is feasible on satisfactory terms, it is the 3rd preference of the State to establish a state-owned and state-controlled low-level radioactive waste disposal facility at one suitable state-owned site in this State to dispose of only the low-level radioactive waste generated in this State for which this State must provide disposal capacity. Any such facility must be recommended by the Board of Environmental Protection and approved by the Legislature as required by subchapter III. It must also be approved by the United States Nuclear Regulatory Commission under federal law.

A. It is determined that, subject to detailed site review and regulatory approval as required by law, the most appropriate disposal site in this State is within the area presently owned by the Maine Yankee Atomic Power Station located in Wiscasset. The reasons are that site's nearness to the major waste generator, nearness to a work force trained in radiological hazards, nearness to existing waste storage capacity and its established acceptability by the United States Nuclear Regulatory Commission for certain nuclear and radiological activities. Ratification of this Act in referendum shall constitute voter approval of the Maine Yankee Atomic Power Station site for a state facility for the disposal of waste generated within the State for which this State is responsible.

B. If the Maine Yankee Atomic Power Station site is found to be unacceptable or unavailable, the site for a state facility shall be located elsewhere in the State, but only after approval by the voters in a referendum ratifying the Act of the Legislature approving that site in accordance with this subchapter.

4. Defense waste. It is the policy of the State to recommend to the Congress of the United States and the President of the United States that the Federal Government assume all responsibility for the safe and timely disposal of low-level radioactive waste generated by the defense activities of the Federal Government and not to depend upon the states to develop or implement policies with respect to that waste. The Federal Government has a number of operating low-level radioactive waste disposal facilities.

5. Disposal method. It is the policy of this State that the safest available technology shall be used for any low-level radioactive waste disposal facility in the State. The facts as we know them today, including the humid climate, high water table and other geological characteristics of the State, suggest that conventional shallow land burial will not be adequate in this State. Improved engineered disposal methods are needed.

#### §1485. State ownership required

Any facilities for the disposal of low-level radioactive waste located within this State and the land required for the operation of those facilities shall be owned by the State and operated by the State or an organization selected by and under the direct supervision of the State. The Governor may accept on behalf of the State such property interests as may be necessary to carry out the purposes of this Act upon terms agreeable to the parties.

#### §1486. Ratification of compacts

1. General provisions. Any compact or agreement with other states or the Federal Government with respect to the siting, licensing, operation and use of low-level waste disposal facilities within and outside this State shall be negotiated by the Governor on behalf of this State and ratified by an Act of the Legislature in accordance with section 1474.

2. Referendum not required. Voter approval shall not be required to ratify any interstate compact or any agreement with any person, state, group of states, whether or not party to an interstate compact or the Federal Government concerning the disposal of low-level radioactive waste.

#### §1487. Voter approval of disposal facilities

Except for a disposal facility located within the area owned by the Maine Yankee Atomic Power Station in Wiscasset on the effective date of this Act, to be owned by the State and used exclusively for waste generated in the State, no low-level radioactive waste disposal facility may be established within the State unless the establishment of that facility has been approved by a majority of the voters voting thereon in a statewide election. That election shall be held in the manner prescribed by law for holding a statewide election. The voters shall be asked to vote on the acceptance or rejection of construction and operation by voting on the following question:

“Do you approve construction and operation of a low-level radioactive waste disposal facility as approved by the Maine Legislature as proposed for (insert location)?”

This question shall be submitted to the legal voters of the State at the next following statewide election after review and issuance of an order recommending permission for construction and operation of the facility by the Board of Environmental Protection pursuant to section 1478 and approval by the Legislature of the establishment of the facility in accordance with section 1479, provided that no construction or operation of any facility may commence prior to the election.

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 words “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 voters are in favor of construction and operation, the Governor shall proclaim that fact without delay.

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

Sec. 2. Intent of the Legislature; competing measure. It is the intent of the Legislature that this Act be interpreted as a competing measure within the meaning of the Constitution of Maine, Article IV, Part Third, Section 18, with Initiated Bill 1, Legislative Document 615 of the 112th Legislature, “AN ACT to Require Voter Approval of the Disposal of Low-level Radioactive Waste.” It is the further intent of the Legislature that this measure be subject to referendum as a competing measure with that bill.

Sec. 3. Statutory referendum procedure; submission at statewide election; form of question; 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 as a competing measure with Initiated Bill 1, Legislative Document 615 of the 112th Legislature, “AN ACT to Require Voter Approval of the Disposal of Low-level Radioactive Waste.” 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:

“Do you want to vote on any Maine site for disposal of low-level radioactive waste if it is not disposed of safely outside of Maine or at the Maine Yankee site?”

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 voters are in favor of the Act, the Governor shall proclaim that fact without delay, and the Act shall become effective immediately.

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 purpose of this referendum.

Approved June 28, 1985

## STATE OF MAINE PROCLAMATION

WHEREAS, written petitions bearing the signatures of 48,251 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 Twelfth Legislature in first Regular Session, requesting that the Legislature consider a bill entitled: "AN ACT to Require Voter Approval of the Disposal of Low-Level Radioactive Waste;" and

WHEREAS, the initiated bill was referred to the Joint Standing Committee on Energy and Natural Resources who held a hearing on March 27, 1985. On June 11, 1985 the House of Representatives and the State Senate accepted the Majority Report, Ought to Pass in New Draft, known as Legislative Document 1649; and

WHEREAS, the Legislature enacted Legislative Document 1649 and the Governor signed the bill on June 28, 1985, now known as Chapter 493 of the Public Laws of 1985, making such law a competing measure as referred to in Article IV, Part Third, Section 18 of the Constitution of Maine; and

WHEREAS, under the provisions of Article IV, Part Third, Section 18 of the Constitution of Maine, an election must be held in November of the year in which the petition is filed and the competing measure is enacted, by proclamation:

NOW, THEREFORE, I, RODNEY S. QUINN, Secretary of State 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 fifth day of the month, in the year of our Lord, One Thousand Nine Hundred and Eighty-five.



IN TESTIMONY WHEREOF, I have caused the Great Seal of the State to be hereunto affixed GIVEN under my hand at Augusta the ninth day of July in the year of our Lord, One Thousand Nine Hundred and Eighty-five.

RODNEY S. QUINN  
Secretary of State

James S. Henderson  
Deputy Secretary of State

## LOW-LEVEL RADIOACTIVE WASTE SITING ISSUE

- 1A Do you want the right to vote for or against any plan for the storage or disposal of low-level radioactive waste? (Initiated Bill)
- 1B Do you want to vote on any Maine site for disposal of low-level radioactive waste if it is not disposed of safely outside of Maine or at the Maine Yankee site? (Legislative Bill)
- 1C Against both measures.

## INTENT AND CONTENT

This referendum requires the voters to choose between a proposed law initiated by petition and a competing proposal adopted by the Legislature, or to reject both. Each law would require voter approval of future proposals for the handling of low-level radioactive wastes generated or disposed of in Maine, but they differ in the kinds of proposals that would need voter approval.

The initiated proposal would require approval by popular vote of any proposal for low-level radioactive waste storage or disposal in Maine, except the storage of waste already authorized at Maine Yankee Atomic Power Station, and except any facility used exclusively for Maine-generated medical or bioresearch wastes. The initiated proposal would also require voter approval before Maine could join in any interstate compact or agreement concerning the storage or disposal of low-level radioactive waste anywhere.

The legislative alternative would only require voter approval for facilities proposed to be located in Maine, other than at Maine Yankee, and only for the disposal of low-level radioactive wastes. Approval of the legislative alternative would approve use of land owned by the Maine Yankee Power Station in Wiscasset for a state-owned facility for disposal of low-level radioactive wastes generated in Maine.

Under either measure, voter approval would be in addition to other approvals required by law. Under existing statutes, these include the approval of the State Legislature for any future proposal to store or dispose of low-level radioactive wastes in Maine, or for Maine to enter into any interstate compact concerning low-level radioactive waste disposal.

If approved by a majority of all votes legally cast on this issue, the initiated measure would become effective 30 days after the Governor's proclamation of the vote. If the legislative alternative measure is approved by a majority of all votes legally cast on this issue, it would become effective immediately upon the Governor's proclamation of the vote.

If no choice receives a majority of all votes legally cast on this issue, the proposed law receiving the most votes will be resubmitted to the voters by itself, for adoption or rejection, provided that measure received at least one-third of the votes cast.

STATE OF MAINE

CHAPTER 72

PRIVATE AND SPECIAL LAWS OF 1985

**AN ACT to Authorize a General Fund Bond Issue in the Amount of \$15,000,000 for Sewage Treatment, Water Quality Improvement Facilities and Restoration and Cleanup of Oil Contaminated Ground Water and Well Water.**

**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 sewage treatment and water quality improvement facilities.

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

**Sec. 1. Authorization of bonds to provide for sewage treatment, water quality improvement facilities and restoration and cleanup of the State's ground water and well water.** The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$12,000,000 for the purpose of raising funds to provide for sewage treatment and water quality improvement facilities as authorized by section 6. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 20 years from the date of the original issue of the bonds. The Treasurer of State is further authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$3,000,000 for the purpose of raising funds to provide for the cleanup and restoration of oil contaminated ground water and well water. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 5 years from the date of the original issue of the bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

**Sec. 2. Records of bonds issued to be kept by the 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 when payable and the date of delivery of the bonds to the Treasurer of State who shall keep an account of each bond showing the number of the bond, the name of the successful bidder to whom sold, the amount received for 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 the bonds by direction of the Governor, but no such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller, are appropriated to be used solely for the purposes set forth in this

Act. Any unencumbered balances remaining at the completion of the project 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 of bonds at maturity shall be paid by the Treasurer of State.

**Sec. 5. Disbursement of bonds proceeds.** The proceeds of the bonds set out in section 6 shall be expended under the direction and supervision of the Commissioner of Environmental Protection.

**Sec. 6. Allocations from General Fund bond issue—sewage treatment and water quality improvement facilities.** The proceeds of the sale of bonds shall be expended as designated in the following schedule:

**ENVIRONMENTAL PROTECTION,  
DEPARTMENT OF**

Restoration and cleanup of Maine's ground water and well water as polluted by contamination resulting from the handling of petroleum products	\$ 3,000,000
Sewage Treatment and Water Improvement Facilities	<u>12,000,000</u>
Total	\$15,000,000

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

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

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

**Sec. 10. Statutory referendum procedure; submission at statewide election; form of question; 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:

“Do you favor a \$15,000,000 bond issue for construction of sewage treatment and water quality improvement facilities and for the cleanup and restoration of oil contaminated ground water and well water in communities throughout the State?”

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 voters 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 purpose of this referendum.

Approved June 28, 1985

#### INTENT AND CONTENT

This Act would authorize the State to issue registered bonds in an amount not to exceed \$12,000,000 to raise funds for sewage treatment and water quality improvement facilities. The bonds would run for a period of not longer than twenty (20) years from the date of issue and would be backed by the full faith and credit of the State.

This Act would also authorize the State to issue registered bonds in an amount not to exceed \$3,000,000 to raise funds for the cleanup and restoration of oil-contaminated ground water and well water. These bonds would run for a period of not longer than five (5) 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 expended under the direction of the Commissioner of the Department of Environmental Protection.

A statement of the Treasurer describing the financial considerations of this bond issue is published together with this statement.

If approved, the bond authorization would take effect 30 days after the Governor’s proclamation of the vote.

A “YES” VOTE favors authorization of bond issues in the amount of \$15,000,000 for sewage treatment and water quality improvement facilities, and cleanup of oil-contaminated ground water.

A “NO” VOTE opposes the action.

Total Estimated Debt Service of \$28,387,500 of which Principal is \$15,000,000, Estimated Interest at 8.50% over 20 years is \$13,387,500.00.

## STATE OF MAINE

### CHAPTER 80

#### PRIVATE AND SPECIAL LAWS OF 1985

**AN ACT to Authorize a Bond Issue in the Amount of \$4,300,000 for Constructing and Equipping Centers for Advanced Technology that Service the Economic Development Needs 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 to provide capital improvements, construction, renovations, equipment and furnishings for creating centers for advanced technology.

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

**Sec. 1. Issue of bonds to provide for capital improvements, construction, renovations, equipment and furnishings for creating centers for advanced technology.** The Treasurer of State may, under the direction of the Governor, issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$4,300,000 for the purpose of raising funds to provide for capital improvements, construction, renovations, equipment and furnishings as authorized by section 6. The bonds shall be deemed a pledge of the faith and credit of the State. The bonds shall not run for a longer period than 10 years from the date of 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.

**Sec. 2. Records of bonds issued to be kept by the 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 when payable and the date of delivery to the Treasurer of State who shall keep an account of each bond showing the number of the bond, the name of the successful bidder to whom sold, the amount received for the bond, 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 the bonds by direction of the Governor, but no bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the 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 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 of bonds at maturity shall be paid by the Treasurer of State.

**Sec. 5. Disbursement of bond proceeds.** The proceeds of the bonds shall be expended under the direction and supervision of the State Director of Public Improvements.

**Sec. 6. Allocations from General Fund bond issue; centers for advanced technology.** The funds allocated by this section shall be expended for the following.

**FINANCE AND ADMINISTRATION,  
DEPARTMENT OF**

Construction, improvements, renovations, equipping and furnishing centers for advanced technology that develop new products and processes for fisheries, agriculture, construction and energy related businesses, transfer technological innovations to businesses and foster the creation of new enterprises through the application of emerging technologies. \$4,300,000

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

**Sec. 8. Appropriation balances at year end.** At the end of each fiscal year, all unencumbered appropriation balances representing state money shall carry forward from year to year.

**Sec. 9. Lapse of unused bonds.** Bond proceeds from the sale of bonds under this Act which have not been expended 10 years after the date of the sale of the bonds shall lapse to General Fund debt service.

**Sec. 10. Bond authorized but not issued.** Any bonds authorized but not issued, or for which bond anticipation notes have not been issued within 5 years of the ratification of this Act, shall be deauthorized and may not be issued, provided that the Legislature may, within 2 years after the expiration of the 5-year period, extend the period for issuing any remaining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.

**Sec. 11. Statutory referendum procedure; submission at statewide election; form of question; 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:

“Do you favor a \$4,300,000 bond issue to build and equip centers for advanced technology that support the growth of new and existing business and industry?”

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 purpose of this referendum.

Approved June 28, 1985

**INTENT AND CONTENT**

This Act would authorize the State to issue registered bonds in an amount not to exceed \$4,300,000 to raise funds to establish centers for advanced technology to support new and existing Maine business and industry. The bonds would run for a period of not longer than ten (10) years from the date of issue and would be backed by the full faith and credit of the State.

The proceeds would be expended under the direction of the Director of the Maine Bureau of Public Improvements to build and furnish facilities to develop new products and processes, and to promote the transfer of technological innovations to existing businesses and new enterprises.

A statement of the Treasurer describing the financial considerations of this bond issue is published together with this statement.

If approved, the bond authorization would take effect 30 days after the Governor’s proclamation of the vote.

A “YES” VOTE favors authorization of a bond issue in the amount of \$4,300,000 to establish centers for advanced technology to support Maine business.

A "NO" VOTE opposes the action.

Total Estimated Debt Service of \$6,132,875 of which Principal is \$4,300,000, Estimated Interest at 7.75% over 10 years is \$1,832,875.00.

## STATE OF MAINE

### CHAPTER 71

#### PRIVATE AND SPECIAL LAWS OF 1985

##### **AN ACT to Authorize Department of Transportation Bond Issues in the Amount of \$20,000,000 to Match Available Federal Funds for Highway, Bridge and Airport 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 Highway Fund and General Fund bonds on behalf of the State of Maine to provide funds to match available federal funds for highway, bridge and airport improvements.

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

**Sec. 1. Authorization of bonds to provide for highway, bridge and airport improvements.** The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$20,000,000 for the purpose of raising funds to match available federal funds for highway, bridge and airport improvements as authorized by section 6. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 20 years from the date of the original issue of the bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

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

**Sec. 3. Sale; how negotiated; proceeds allocated and appropriated.** The Treasurer of State may negotiate the sale of the bonds by direction of the Governor, but no such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller, are allocated and appropriated to be used solely for the purposes set forth in this Act. Any unencumbered

balances remaining at the completion of the projects 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 of bonds at maturity shall be paid by the Treasurer of State.

**Sec. 5. Disbursement of proceeds of the bond.** The proceeds of the bonds set out in section 6 shall be expended under the direction and supervision of the Commissioner of Transportation.

**Sec. 6. Allocations and appropriations from Highway Fund and General Fund bond issues—highway, bridge and airport improvements.** The proceeds of the sale of bonds shall be expended as designated in the following schedule:

Highway Fund Bond Issue—	
Highway Improvements	\$10,000,000
Bridge Improvements	9,000,000
Total Highway Fund	\$19,000,000
General Fund Bond Issue—	
Airport Improvements	\$ 1,000,000

TOTAL HIGHWAY FUND AND GENERAL FUND	\$20,000,000
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**Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to 6 shall not become effective unless and until the people of the State have ratified the issuance of bonds as set forth in this Act.

**Sec. 8. Allocation and appropriation balances at year end.** At the end of each fiscal year, all unencumbered allocation and appropriation balances representing state money shall carry forward from year to year. Bond proceeds which have not been expended within 10 years after the date of the sale of the bonds shall lapse to debt service of the appropriate fund.

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

**Sec. 10. Statutory referendum procedure; submission at statewide election; form of question; 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:

“Do you favor a \$20,000,000 bond issue for highway, bridge and airport 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 purpose of this referendum.

Approved June 28, 1985

#### INTENT AND CONTENT

This Act would authorize the State to issue registered bonds in an amount not to exceed \$20,000,000 to raise funds to match federal funds for highway, bridge and airport improvements. The bonds would run for a period of not longer than twenty (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 improvements (\$10,000,000), bridge improvements (\$9,000,000), and airport improvements (\$1,000,000). The funds would be expended under the direction of the Commissioner of the Department of Transportation.

A statement of the Treasurer describing the financial considerations of this bond issue is published together with this statement.

If approved, the bond authorization would take effect 30 days after the Governor’s proclamation of the vote.

A “YES” VOTE favors authorization of a bond issue in the amount of \$20,000,000 for highway, bridge and airport improvements.

A “NO” VOTE opposes the action.

Total Estimated Debt Service of \$37,850,000 of which Principal is \$20,000,000, Estimated Interest at 8.50% over 20 years is \$17,850,000.00.

## STATE OF MAINE

### CHAPTER 75

#### PRIVATE AND SPECIAL LAWS OF 1985

##### **AN ACT to Authorize a General Fund Bond Issue in the Amount of \$850,000 for Acquisition of Certain Rail Lines in 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 to provide for the acquisition of certain rail lines.

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

**Sec. 1. Authorization of General Fund bonds to provide for the acquisition of certain rail lines.** The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$850,000 for the purpose of raising funds for the acquisition of certain rail lines as authorized by section 6 of this Act. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 5 years from the date of the original issue of bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

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

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

**Sec. 5. Disbursements of proceeds of the bonds.** The proceeds of the bonds set out in section 6 of this Act shall be expended under the direction and supervision of the Commissioner of Transportation.

**Sec. 6. Appropriation from the General Fund bond issue.** The proceeds of the sale of bonds shall be expended to carry out the purposes of this Act.

Acquisition of the following rail lines                      \$850,000

Brewer to Calais, 126.92 miles (Calais Branch)

Hardings (Brunswick) to Rockland, 52.12 miles (Rockland Branch)

Steep Falls (Standish) to Maine-New Hampshire line (Fryeburg), 26.63 miles (Mountain Division)

Such other line or lines as the Commissioner of Transportation shall find to be part of the essential rail system of the State.

**Sec. 7. State acquisition of rail lines.** The Commissioner of Transportation shall not enter into any agreement to acquire rail lines with the proceeds of the bond issue authorized by this Act unless the rail lines to be acquired have been approved for abandonment by the I.C.C. and certificates authorizing abandonments become effective. Any labor protection costs imposed by the I.C.C. as a part of the authority to abandon a railroad line shall be borne by the abandoning railroad. The State will in no case assume the labor protection costs.

**Sec. 8. Contingent upon ratification of bond issue.** Sections 1 to 7 of this Act shall not become effective unless and until the people of the State have ratified the issuance of bonds as set forth in this Act.

**Sec. 9. Allocation and appropriation balances at year end.** At the end of each fiscal year, all encumbered allocation and appropriation balances representing state money shall carry forward from year to year. Bond proceeds which have not been expended within 10 years after the date of the sale of the bonds shall lapse to debt service of the appropriate fund.

**Sec. 10. Bonds authorized but not issued.** Any bonds authorized but not issued, or for which bond anticipation notes have not been issued within 5 years of the ratification of this Act, shall be deauthorized and may not be issued, provided that the Legislature may, within 2 years after the expiration of that 5-year period, extend the period for issuing any remaining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.

**Sec. 11. Statutory referendum procedure; submission at statewide election; form of question; 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 the 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.

“Do you favor an \$850,000 bond issue for the acquisition, lease or rehabilitation of certain rail lines in Maine?”

The legal voters of each city, town and plantation shall vote by ballot on this question and shall designate their choice by cross or checkmark 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 voters 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 purpose of this referendum.

Approved June 28, 1985

## INTENT AND CONTENT

This Act would authorize the State to issue registered bonds in an amount not to exceed \$850,000 to raise funds for the acquisition of certain abandoned railroad lines. The bonds would run for a period of not longer than five (5) 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 to acquire abandoned railroad lines lying between Brewer and Calais, between Brunswick and Rockland, and between Steep Falls and the New Hampshire border in Fryeburg, as well as other abandoned lines considered by the Commissioner of Transportation to be part of the essential rail system of the State. The bond proceeds would be expended under the direction of the Commissioner of the Department of Transportation.

A statement of the Treasurer describing the financial considerations of this bond issue is published together with this statement.

If approved, the bond authorization would take effect 30 days after the Governor’s proclamation of the vote.

A “YES” VOTE favors authorization of a bond issue in the amount of \$850,000 to acquire abandoned rail lines.

A “NO” VOTE opposes the action.

Total Estimated Debt Services of \$993,437 of which Principal is \$850,000, Estimated Interest at 6.75% over 5 years is \$143,437.00.

## STATE OF MAINE

### CHAPTER 73

#### PRIVATE AND SPECIAL LAWS OF 1985

##### **AN ACT to Authorize a General Fund Bond Issue in the amount of \$2,000,000 for the Restoration and Preservation of Historic Buildings.**

**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 restoration and preservation of historic buildings.

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

**Sec. 1. Authorization of bonds to provide for the restoration and preservation of historic buildings.** The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$2,000,000 for the purpose of raising funds to provide for the restoration and preservation of historic buildings as authorized by section 6. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 5 years from the date of the original issue of the bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

**Sec. 2. Records of bonds issued to be kept by the 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 when payable and the date of delivery of the bonds to the Treasurer of State who shall keep an account of each bond showing the number of the bond, the name of the successful bidder to whom sold, the amount received for 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 the bonds by direction of the Governor, but no such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the project 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 of bonds at maturity shall be paid by the Treasurer of State.

**Sec. 5. Disbursement of bonds proceeds.** The proceeds of the bonds set out in section 6 shall be expended under the direction and supervision of the Director of the Historic Preservation Commission.

**Sec. 6. Allocations from General Fund bond issue—restoration and preservation of historic buildings.** The proceeds of the sale of bonds shall be expended as designated in the following schedule.

Historic Properties Restoration Program	\$2,000,000
Not more than 10% of this allocation may be used for state-owned buildings	

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

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

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

**Sec. 10. Statutory referendum procedure; submission at statewide election; form of question; 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:

“Do you favor a \$2,000,000 bond issue for the restoration and preservation of historic buildings?”

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 purpose of this referendum.

Approved June 28, 1985

### INTENT AND CONTENT

This Act would authorize the State to issue registered bonds in an amount not to exceed \$2,000,000 to raise funds for the restoration and preservation of historic buildings. The bonds would run for a period of not longer than five (5) 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 to restore and preserve historic Maine buildings. No more than 10% of the funds may be used for buildings owned by the State. The proceeds would be expended under the direction of the Director of the Maine Historic Preservation Commission.

A statement of the Treasurer describing the financial considerations of this bond issue is published together with this statement.

If approved, the bond authorization would take effect 30 days after the Governor's proclamation of the vote.

A "YES" VOTE favors authorization of a bond issue in the amount of \$2,000,000 for restoration and preservation of historic buildings.

A "NO" VOTE opposes the action.

Total Estimated Debt Service of \$2,337,500 of which Principal is \$2,000,000, Estimated Interest at 6.75% over 5 years is \$337,500.00.

## STATE OF MAINE

### CHAPTER 58

#### PRIVATE AND SPECIAL LAWS OF 1985

##### **AN ACT to Authorize a General Fund Bond Issue in the Amount of \$2,200,000 for Equipment and Land Purchase for Vocational-technical Institutes.**

**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 state facilities' improvements.

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

**Sec. 1. Authorization of bonds to provide for state facilities' improvements.** The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$2,200,000 for the purpose of raising funds to provide for equipment and land purchase for vocational-technical institutes as authorized by section 6. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 5 years from the date of the original issue of the bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

**Sec. 2. Records of bonds issued to be kept by the 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 when payable and the date of delivery of the bonds to the Treasurer of State, who shall keep an account of each bond showing the number, the name of the successful bidder to whom sold, the amount received for 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 the bonds by direction of the Governor, but no such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects 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 the provisions of this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State.

**Sec. 5. Disbursement of proceeds of bonds.** The proceeds of the bonds set out in section 6 shall be expended under the direc-

tion and supervision of the Commissioner of Educational and Cultural Services.

**Sec. 6. Allocations from General Fund bond issue—equipment and land purchase for vocational-technical institutes.** The proceeds of the sale of bonds shall be expended as designated in the following schedule:

Central Maine Vocational-Technical Institute—equipment	\$ 424,243
Eastern Maine Vocational-Technical Institute—equipment	203,172
Kennebec Valley Vocational-Technical Institute—equipment	175,349
Northern Maine Vocational-Technical Institute—equipment	314,126
Southern Maine Vocational-Technical Institute—equipment	219,300
Washington County Vocational-Technical Institute—equipment	163,810
Southern Maine Vocational-Technical Institute—acquisition of property	700,000
Total	\$2,200,000

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

**Sec. 8. Appropriation balances at year end.** At the end of each fiscal year, all unencumbered appropriation balances representing state money shall carry forward from year to year. Any bond proceeds which have not been expended within 10 years after the date of the sale of the bonds shall lapse to the General Fund debt service account.

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

**Sec. 10. Statutory referendum procedure; submission at statewide election; form of question; 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:

“Do you favor a \$2,200,000 bond issue to purchase equipment and land for vocational-technical institutes?”

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 purpose of this referendum.

Approved June 25, 1985

## INTENT AND CONTENT

This Act would authorize the State to issue registered bonds in an amount not to exceed \$2,200,000 to raise funds to acquire land and equipment for the State Vocational-Technical Institutes. The bonds would run for a period of not longer than five (5) years from the date of issue and would be backed by the full faith and credit of the State.

The majority (\$1,500,000) of the proceeds from the sale of the bonds would be used to acquire equipment for all six Vocational-Technical Institutes. The remainder (\$700,000) of the proceeds would be used to acquire land for the Southern Maine Vocational-Technical Institute. The funds would be expended under the direction of the Commissioner of Educational and Cultural Services.

A statement of the Treasurer describing the financial considerations of the bond issue is published together with this statement.

If approved, the bond authorization would take effect 30 days after the Governor’s proclamation of the vote.

A “YES” VOTE favors authorization of a bond issue in the amount of \$2,200,000 to acquire land and equipment for the State Vocational-Technical Institutes.

A “NO” VOTE opposes the action.

Total Estimated Debt Service of \$2,571,250 of which Principal is \$2,200,000, Estimated Interest at 6.75% over 5 years is \$371,250.00.



## CHAPTER 2

### CONSTITUTIONAL RESOLUTION OF 1985

#### **RESOLUTION, Proposing an Amendment to the Constitution of Maine to Correct Certain Inconsistencies Relating to Civil Offices.**

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

**Constitution, Article IV, Pt. 3, §10** is amended to read:

**Section 10. Members not to be appointed to certain offices.** No Senator or Representative shall may, during the term for which he shall have been elected, be appointed to any civil office of profit under this State, which requires the approval of the Legislature for appointment or which shall have been created, or the emoluments of which increased during such term, except such offices as may be filled by elections by the people.

No Senator or Representative may, during the term for which he shall have been elected, hold any civil office of profit under this State which requires the approval of the Legislature, except offices which may be filled by elections by the people. Upon appointment to such an office and confirmation by the Legislature, a Senator or Representative shall resign from the Legislature without delay.

**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 allow qualified individuals in the Legislature to be appointed to civil office so long as they resign from the Legislature upon confirmation?”

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 upon the convening of the First Regular Session of the 113th Legislature in December, 1986.

**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 20, 1985.

### INTENT AND CONTENT

This proposal would amend Article IV, Part 3, Section 10 of the Maine Constitution to allow state Senators and Representatives to be appointed to governmental offices requiring legislative approval, as long as they resign from the Legislature upon appointment and confirmation to such an office. The Constitution now prohibits the appointment of a legislator to such an office, even if he resigns his legislative position, until the expiration of the two-year term to which he was elected.

If approved, the Amendment would become effective upon the convening of the 113th Legislature in December, 1986.

A “YES” VOTE favors allowing state legislators to be appointed to state government offices requiring legislative approval.

A “NO” VOTE opposes the amendment.

## CHAPTER 1

### CONSTITUTIONAL RESOLUTION OF 1985

#### **RESOLUTION, Proposing an Amendment to the Constitution of Maine to Extend the Tenure for Sheriffs from 2 Years to 4 Years.**

**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, §10** is amended to read:

**Section 10. Tenure of sheriffs.** Sheriffs shall be elected by the people of their respective counties, by a plurality of the votes given in on the Tuesday following the first Monday of November, and shall hold their offices for two 4 years from the first day of January next after their election, unless sooner removed as hereinafter provided.

Whenever the Governor upon complaint, due notice and hearing shall find that a sheriff is not faithfully or efficiently performing any duty imposed upon him by law, the Governor may remove such sheriff from office and appoint another sheriff in his place for the remainder of the term for which such removed sheriff was elected. All vacancies in the office of sheriff, other than those caused by removal in the manner aforesaid, shall be

filled in the same manner as is provided in the case of judges and registers of probate.

**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 extend the tenure for sheriffs from 2 years to 4 years?”

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 20, 1985.

#### INTENT AND CONTENT

This proposal would amend Article IX, Section 10 of the Maine Constitution to increase the term of office of county sheriffs from two years to four years.

If approved, the amendment would take effect on the date of the Governor’s proclamation of the vote.

A “YES” VOTE favors extending the term of county sheriffs from two years to four years.

A “NO” VOTE opposes the change.

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