

MAINE STATE LEGISLATURE

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ALBANY MAINE

ELECTIONS -
1992
(NOV.)

**MAINE CITIZEN'S GUIDE TO
UPCOMING BOND ISSUES
AND
PROPOSED CONSTITUTIONAL
AMENDMENTS**

In Accordance with Acts and Resolutions
Passed by the 115th Legislature at
the Second Regular Session



To be voted upon at the
General Election,
Tuesday, November 3, 1992.

BILL DIAMOND
Secretary of State



State of Maine
Office of
Secretary of State
Augusta, Maine 04333-0148

G. William Diamond
Secretary of State

Dear Citizen,

Over ninety years ago "referendum" was the term used by reform movements throughout the world to denote the idea of putting issues directly to the people. Today, referenda and ballot questions allow you, the voter, to directly participate in governmental decision-making.

Because an active and well informed citizenry is vital to any representative form of government, an important part of my job, as Maine's chief elections officer, is to provide Maine citizens with information regarding this fall's ballot questions.

Toward this end, my office, the State Treasurer and Attorney General have worked together to provide you with this brochure explaining the upcoming bond issues and proposed constitutional amendments. It is our hope that this information will enable you to become better aware of these issues prior to confronting them on November 3, 1992.

This brochure includes the legislative documents pertaining to each proposal, as well as a summary of their intent and content, an explanation of the significance of a vote for or against the measures and the costs involved. I hope this material will be helpful, and that you will choose to vote in this and every election.

Sincerely,

G. William Diamond
Secretary of State

**LISTING OF
BOND ISSUES AND
CONSTITUTIONAL
AMENDMENTS
to be Voted on November 3, 1992**

Bond Issues

1. "Do you favor a \$10,000,000 bond issue to fund loans and grants to municipalities and regional associations for purchasing recycling equipment and facilities and for the closure and remediation of municipal solid waste landfills?"
2. "Do you favor a \$6,000,000 bond issue to help municipalities pay for the repair and improvement of publicly owned port facilities?"
3. "Do you favor a \$8,000,000 bond issue for capital repairs to state facilities to meet health and safety codes and comply with Occupational Safety and Health Administration standards?"
4. "Do you favor a \$12,000,000 bond issue for the construction of water pollution control facilities, providing the state match for approximately \$30,000,000 in federal money?"
5. "Do you favor a \$9,985,000 bond issue to fund the payment of tuition for unemployed Maine citizens enrolled as full-time students in eligible programs at Maine's technical colleges?"
6. "Do you favor a \$3,000,000 bond issue for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo counties?"

Constitutional Amendment

7. "Do you favor amending the Constitution of Maine to allow the deputy treasurer of state to fill the vacant position of Treasurer of State and the first deputy secretary of state to fill the vacant position of Secretary of State until the Legislature elects a new Treasurer of State and Secretary of State during the current session if in session, or in the next regular or special session?"
8. "Do you favor amending the Constitution of Maine to provide that revenues derived from noncommercial hunting, fishing and trapping licenses and permits and other revenues collected by the Department of Inland Fisheries and Wildlife, other than revenues set aside for special purposes, must be appropriated to the Department of Inland Fisheries and Wildlife?"
9. "Shall the Constitution of Maine be amended to require the State to fund any state mandates imposed upon a municipality by statute, by executive order or by rule?"

STATE OF MAINE

Referendum Election, November 3, 1992

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, 1992.

Table with 2 columns: Description and Amount. Rows include Bonds Outstanding and Unpaid to Mature Through 2008 (\$429,680,000), Interest to be Repaid on Bonds Issued (\$136,824,694), Total to be Repaid on Bonds Issued (\$566,504,694), Additional Bonds Authorized But Not Yet Issued (\$161,725,000), Limit of Contingent Bonds Liability Authorized by Constitution and Laws But Unissued (\$99,463,141), Total Bonds Authorized But Unissued (\$261,188,141), Total Additional Bonds to be Authorized if Ratified by Voters (\$48,985,000), and Potential New Estimate of Interest (\$12,097,962).

When money is borrowed by issuing bonds, the State must repay not only the principal amount of the bonds but interest on the 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 \$12,097,962 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 \$61,082,962. The amount that must be paid in the present fiscal year (July 1, 1992 to June 30, 1993) for debt already outstanding is \$47,550,000 in principal and \$27,175,366 in interest, a total of \$74,725,366.

Samuel Shapiro
Treasurer of State

STATE OF MAINE

CHAPTER 118

PRIVATE AND SPECIAL LAWS OF 1991

An Act to Authorize a General Fund Bond Issue in the Amount of \$10,000,000 for the Purchase of Recycling Equipment and Facilities and for the Closure and Remediation of Municipal Solid Waste Landfills.

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 purchase of recycling equipment and facilities and for the closure and remediation of municipal solid waste landfills.

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

Sec. 1. Authorization of bonds to provide for the purchase of recycling equipment and facilities and for the costs of closure and remediation of municipal solid waste landfills. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$10,000,000 to raise funds for the purchase of recycling equipment and facilities and for the closure and remediation of municipal solid waste landfills as authorized by section 6. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer than 10 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature.

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. The Treasurer of State 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 on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the project in section 6 lapse to the debt service account established for the retirement of these bonds.

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

Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds must be expended as set out in section 6 under the direction and supervision of the Department of Environmental Protection and the Maine Waste Management Agency for the purchase of recycling equipment and facilities and for the closure and remediation of municipal solid waste landfills.

Sec. 6. Allocations from General Fund bond issue; purchase of recycling equipment and facilities and for the costs of closure and remediation of municipal solid waste landfills. The proceeds of the sale of bonds must be expended as designated in the following schedule.

	1992-93
ENVIRONMENTAL PROTECTION, DEPARTMENT OF	
Site Evaluation and Planning Program	\$2,100,000
Municipal Implementation Grants Program	\$2,900,000
DEPARTMENT OF ENVIRONMENTAL PROTECTION	
TOTAL	<u>\$5,000,000</u>
MAINE WASTE MANAGEMENT AGENCY	
Office of Waste Reduction and Recycling	
All Other	\$5,000,000
<p>These funds will be used to help municipalities and regional associations with the purchase of recycling equipment and facilities through grants and loans, including revolving loans.</p>	
MAINE WASTE MANAGEMENT AGENCY	
TOTAL	<u>\$5,000,000</u>
TOTAL ALLOCATIONS	<u>\$10,000,000</u>

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 do not become effective unless 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 carry forward. Bond proceeds that have not been expended within 10 years after the date of the sale of the bonds 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 are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except 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. Referendum for ratification; submission at general election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at the next general election in the month of November following passage of this Act. The municipal officers 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 general election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Do you favor a \$10,000,000 bond issue to fund loans and grants to municipalities and regional associations for purchasing recycling equipment and facilities and for the closure and remediation of municipal solid waste landfills?”

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “no.” The ballots must 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 a majority of the legal votes are in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes 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 April 9, 1992

INTENT AND CONTENT

This Act would authorize the State to issue bonds in an amount not to exceed \$10,000,000 to raise funds for the purchase of recycling equipment and facilities and for the closure and remediation of solid waste landfills by municipal and regional organizations. The bonds would run for a period of not longer than 10 years from the date of issue and would be backed by the full faith and credit of the State.

The proceeds of the sale of the bonds would be expended by the Maine Waste Management Agency to provide grants and loans to municipal and regional associations to pay for the purchase of recycling equipment facilities (\$5,000,000); and the Department of Environmental Protection to assist it in planning and making grants to municipal and regional organizations for the remediation and closure of solid waste landfills (\$5,000,000).

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

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

A “YES” vote approves the authorization of a \$10,000,000 bond issue to fund the purchase of solid waste recycling equipment and facilities and the remediation and closure of solid waste landfills by municipal and regional organizations.

A “NO” vote disapproves the bond issue.

Total Estimated Debt Service of \$13,025,000 of which Principal is \$10,000,000, Estimated Interest at 5.50% over 10 years is \$3,025,000.

CHAPTER 117

TRANSPORTATION, DEPARTMENT OF

\$6,000,000

PRIVATE AND SPECIAL LAWS OF 1991

An Act to Authorize a General Fund Bond Issue in the Amount of \$6,000,000 to Help Municipalities Pay for the Repair and Improvement of Publicly Owned Port Facilities

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 costs of repair and improvement of publicly owned port facilities.

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

Sec. 1. Authorization of bonds to provide for the costs of repair and improvement of publicly owned port facilities. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$6,000,000 to raise funds for municipalities and to help pay for the repair and improvement of publicly owned port facilities as authorized by section 6. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer than 5 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature.

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. The Treasurer of State 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 on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the project in section 6 lapse to the debt service account established for the retirement of these bonds.

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

Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds must be expended as set out in section 6 under the direction and supervision of the Department of Transportation to help municipalities pay for the repair and improvement of publicly owned port facilities.

Sec. 6. Allocations from General Fund bond issue; cost of repair and improvement to publicly owned port facilities. The proceeds of the sale of bonds must be expended as designated in the following schedule.

These funds will be used to help municipalities with the costs of repair and improvement of publicly owned port facilities

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 do not become effective unless 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 carry forward. Bond proceeds that 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 are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except 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. Referendum for ratification; submission at general election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at the next general election in the month of November following passage of this Act. The municipal officers 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 general election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Do you favor a \$6,000,000 bond issue to help municipalities pay for the repair and improvement of publicly owned port facilities?”

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark place within a corresponding square below the word “Yes” or “No.” The ballots must 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 a majority of the legal votes are in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes 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 April 9, 1992

INTENT AND CONTENT

This Act would authorize the State to issue bonds in an amount not to exceed \$6,000,000 to raise funds for municipalities to help pay for the repair and improvement of publicly owned port facilities. The bonds would run for a period of not longer than 5 years and would be backed by the full faith and credit of the State.

Proceeds from the sale of the bonds would be expended under the direction and supervision of the State Department of Transportation to help municipalities with the costs of repair and improvement of publicly owned port facilities.

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

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

A "YES" vote approves the authorization of a \$6,000,000 bond issue to raise funds for municipalities to help pay for the repair and improvement to publicly owned port facilities.

A "NO" vote disapproves the bond issue.

Total Estimated Debt Service of \$6,855,000 of which Principal is \$6,000,000, Estimated Interest at 4.75% over 5 years is \$855,000.

STATE OF MAINE

CHAPTER 112

PRIVATE AND SPECIAL LAWS OF 1991

An Act to Authorize a General Fund Bond Issue in the Amount of \$8,000,000 for Capital Repairs to State Facilities

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 capital repairs to state facilities.

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

Sec. 1. Authorization of bonds to provide for capital repairs to state facilities. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$8,000,000 to raise funds for capital repairs to state facilities as authorized by section 6. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer than 5 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature.

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. The Treasurer of State 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 on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon

warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects in section 6 lapse to the debt service account established for the retirement of these bonds.

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

Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds must be expended as set out in section 6 under the direction and supervision of the Bureau of General Services to provide funds for capital repairs to state facilities.

Sec. 6. Allocations from General Fund bond issue; cost of capital repairs to state facilities. The proceeds of the sale of bonds must be expended as designated in the following schedule.

Bureau of General Services	\$8,000,000
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These funds will be used for capital repairs to state facilities to meet health and safety codes and to comply with the federal Occupational Safety and Health Administration standards.

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 do not become effective unless 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 carry forward. Bond proceeds that 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 are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except 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. Referendum for ratification; submission at general election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at the next general election in the month of November following passage of this Act. The municipal officers 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 general election, to vote on the acceptance or rejection of this Act by voting on the following question:

"Do you favor a \$8,000,000 bond issue for capital repairs to state facilities to meet health and safety codes and comply with Occupational Safety and Health Administration standards?"

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark place within a corresponding square below the word "Yes" or "No." The ballots must 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 a majority of the legal

votes are in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes 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 April 9, 1992

INTENT AND CONTENT

This Act would authorize the State to issue bonds in an amount not to exceed \$8,000,000 to raise funds for capital repairs to state facilities. The bonds would run for a period of not longer than 5 years and would be backed by the full faith and credit of the State.

Proceeds from the sale of the bonds would be expended by the Bureau of General Services of the Department of Administrative and Financial Services to make capital repairs to State facilities to meet health and safety codes and to comply with the federal Occupational Safety and Health Administration standards.

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

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

A "YES" vote approves the authorization of a \$8,000,000 bond issue to raise funds for capital repairs for State facilities.

A "NO" vote disapproves the bond issue.

Total Estimated Debt Service of \$9,140,000 of which Principal is \$8,000,000, Estimated Interest at 4.75% over 5 years is \$1,140,000.

STATE OF MAINE

CHAPTER 111

PRIVATE AND SPECIAL LAWS OF 1991

An Act to Authorize a General Fund Bond Issue in the Amount of \$12,000,000 for Water Pollution Control Facilities Construction

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 construction of water pollution control facilities.

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

Sec. 1. Authorization of bonds to provide for the construction of water pollution control facilities. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$12,000,000 to raise funds for the construction of water pollution control facilities as authorized by section 6. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer

than 10 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature.

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. The Treasurer of State 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 on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects in section 6 lapse to the debt service account established for the retirement of these bonds.

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

Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds must be expended as set out in section 6 under the direction and supervision of the Department of Environmental Protection.

Sec. 6. Allocations from General Fund bond issue; cost of capital construction for water pollution control facilities. The proceeds of the sale of bonds must be expended as designated in the following schedule.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State revolving loan fund	\$5,500,000
Small community and overboard discharge programs	2,000,000
Water pollution control facilities	4,500,000
TOTAL ALLOCATIONS	\$12,000,000

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 do not become effective unless 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 carry forward. Bond proceeds that 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 are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except 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. Referendum for ratification; submission at general election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at the next general election in the month of November following passage of this Act. The municipal officers 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 general election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Do you favor a \$12,000,000 bond issue for the construction of water pollution control facilities, providing the state match for approximately \$30,000,000 in federal money?”

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark place within a corresponding square below the word “Yes” or “No.” The ballots must 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 a majority of the legal votes are in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes 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 April 9, 1992

INTENT AND CONTENT

This Act would authorize the State to issue bonds in an amount not to exceed \$12,000,000 to raise funds for the construction of water pollution control facilities. The bonds would run for a period of not longer than 10 years and would be backed by the full faith and credit of the State.

Proceeds from the sale of the bonds would be administered by the State Department of Environmental Protection and would be expended to provide funds for a State revolving water pollution control loan fund (\$5,500,000), to construct water pollution control facilities (\$4,500,000) and to provide funds for small community and overboard discharge programs (\$2,000,000).

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

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

A “YES” vote approves the authorization of a \$12,000,000 bond issue for the construction of water pollution control facilities.

A “NO” vote disapproves the bond issue.

Total Estimated Debt Service of \$15,630,000 of which Principal is \$12,000,000, Estimated Interest at 5.50% over 10 years is \$3,630,000.

STATE OF MAINE

CHAPTER 107

PRIVATE AND SPECIAL LAWS OF 1991

An Act to Create Job Opportunities for Unemployed Maine People

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 unemployed persons enrolled in skills training programs offered by the Maine Technical College System.

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

Sec. 1. Authorization of bonds to fund tuition for unemployed persons enrolled in training programs offered by Maine Technical College System. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$9,985,000 to raise funds for tuition for unemployed persons enrolled in training programs offered by Maine's technical colleges as authorized by section 6. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer than 10 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature. The bonds must be issued from time to time so as to meet the needs of the Maine Technical College System to provide training to unemployed Maine citizens. The bonds, when paid at maturity or otherwise retired, may not be reissued, but may be refunded on terms more favorable to the State than those in the original issue.

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. The Treasurer of State 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 on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act.

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

Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds must be expended as set out in section 6 under the direction and supervision of the Maine Technical College System.

Sec. 6. Allocations from General Fund bond issue; tuition for unemployed Maine citizens enrolled in Maine Technical College System programs. The proceeds of the sale of bonds must be expended as designated in the following schedule.

All Other \$9,985,000

Provides funds for tuition for 3,000 unemployed Maine citizens enrolled as full-time students in Maine's technical colleges. The Maine Technical College System shall adopt rules that govern the application and selection process. These rules must include eligibility criteria, training programs for which tuition funding as provided in this section applies and criteria that define ineligibility for funding tuition of applicants.

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 do not become effective unless 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 carry forward. Bond proceeds that have not been expended within 10 years after the date of the sale of the bonds 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 are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except 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. Referendum for ratification; submission at general election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at the next general election in the month of November following passage of this Act. The municipal officers 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 general election, to vote on the acceptance or rejection of this Act by voting on the following question:

"Do you favor a \$9,985,000 bond issue to fund the payment of tuition for unemployed Maine citizens enrolled as full-time students in eligible programs at Maine's technical colleges?"

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark place within a corresponding square below the word "Yes" or "No." The ballots must 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 a majority of the legal votes are cast in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes 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 April 9, 1992

This Act would authorize the State to issue bonds in an amount not to exceed \$9,985,000 to raise funds for tuition for unemployed persons enrolled in training programs offered by Maine's technical colleges. The bonds would run for a period of not longer than 10 years and would be backed by the full faith and credit of the State.

Proceeds from the sale of the bonds would be expended to provide funds to pay the tuition for 3,000 unemployed citizens enrolled as full-time students in Maine's Technical College System, which would administer the application and selection process.

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

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

A "YES" vote approves the authorization of a \$9,985,000 to raise funds for unemployed persons enrolled in training programs offered by Maine's technical colleges.

A "NO" vote disapproves the bond issue.

Total Estimated Debt Service of \$13,005,462 of which Principal is \$9,985,000, Estimated Interest at 5.50% over 10 years is \$3,020,462.

STATE OF MAINE

CHAPTER 119

PRIVATE AND SPECIAL LAWS OF 1991

An Act to Preserve East-west Railroads

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 acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo counties.

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

Sec. 1. Authorization of bonds to provide for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo counties. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$3,000,000 to raise funds for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo counties as authorized by section 6. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer than 5 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature.

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. The Treasurer of State 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 on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects in section 6 lapse to the debt service account established for the retirement of these bonds.

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

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

Sec. 6. Allocations from General Fund bond issue; acquisition of certain rail lines. The proceeds of the sale of bonds must be expended as designated in the following schedule.

DEPARTMENT OF TRANSPORTATION	\$3,000,000
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Provides funds to purchase the entire line of the Belfast Moosehead Lake Railroad from Belfast to Burnham Junction and the abandoned railroad line owned by the Maine Central Railroad Company that runs from Newport to Dover-Foxcroft.

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 do not become effective unless 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 carry forward. Bond proceeds that 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 are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except 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. Referendum for ratification; submission at general election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at the next general election in the month of November following passage of this Act. The municipal officers 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 general election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Do you favor a \$3,000,000 bond issue for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo counties?”

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark place within a corresponding square below the word “Yes” or “No.” The ballots must 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 a majority of the legal votes are cast in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes 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 April 9, 1992

INTENT AND CONTENT

This Act would authorize the State to issue bonds in an amount not to exceed \$3,000,000 to raise funds for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo Counties. The bonds would run for a period of not longer than 5 years and would be backed by the full faith and credit of the State.

Proceeds from the sale of the bonds would be expended under the direction and supervision of the State Commissioner of Transportation to purchase the entire line of the Belfast-Moosehead Lake Railroad from Belfast to Burnham Junction and the abandoned railroad line owned by the Maine Central Railroad Company that runs from Newport to Dover-Foxcroft.

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

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

A “YES” vote approves the authorization of a \$3,000,000 bond issue to raise funds for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo Counties.

A “NO” vote disapproves the bond issue.

Total Estimated Debt Service of \$3,427,500 of which Principal is \$3,000,000, Estimated Interest at 4.75% over 5 years is \$427,500.

STATE OF MAINE

CHAPTER 3

CONSTITUTIONAL RESOLUTION OF 1991

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Clarify Succession to the Positions of Treasurer of State and Secretary of State

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. V, Part Second, §1-A is enacted to read:

Section 1-A. Succession to the office of Secretary of State. If a vacancy occurs in the office of the Secretary of State, the first deputy secretary of state shall act as the Secretary of State until a Secretary of State is elected by the Legislature during the current session if in session, or at the next regular or special session.

Constitution, Art. V, Part Third, §1-A is enacted to read:

Section 1-A. Succession to the office of Treasurer. If a vacancy occurs in the office of Treasurer of State, the deputy treasurer of state shall act as the Treasurer of State until a Treasurer of State is elected by the Legislature during the current session if in session, or at the next regular or special session.

; and be it further

Constitutional referendum procedure; form of question, effective date. Resolved: That the municipal officers of this State shall notify the inhabitants of their respective cities, town and plantations to meet, in the manner prescribed by law for holding a general election, at the next general election in the month of November following passage of this resolution, to vote upon the ratification of the amendment proposed in this resolution by voting upon the following question:

“Do you favor amending the Constitution of Maine to allow the deputy treasurer of state to fill the vacant position of Treasurer of State and the first deputy secretary of state to fill the vacant position of Secretary of State until the Legislature elects a new Treasurer of State and Secretary of State during the current session if in session, or in the next regular or special session?”

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 place within a corresponding square below the word “Yes” or “No.” The ballots must 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 cast in favor of the amendment, the Governor shall proclaim that fact without delay and the amendment becomes part of the Constitution on the date of the proclamation; and be it further

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.

INTENT AND CONTENT

This proposed constitutional amendment would provide that if a vacancy occurs in the offices of the Treasurer of State or the Secretary of State, the deputy Treasurer of State or the first deputy Secretary of State shall act as Treasurer of State or Secretary of State, respectively, until the Legislature is able to elect a successor. The current Constitution makes no provision for someone to fill these offices on an interim basis.

A “YES” vote approves the amending of the State Constitution as proposed.

A “NO” vote disapproves the proposed amendment.

STATE OF MAINE

CHAPTER 4

CONSTITUTIONAL RESOLUTION OF 1991

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Protect Revenues Raised By the Department of Inland Fisheries and Wildlife

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, §21 is enacted to read:

Section 21. Revenues generated by fisheries and wildlife management. The amount of funds appropriated in any fiscal year to the Department of Inland Fisheries and Wildlife, or any successor agency responsible for fisheries and wildlife management, other than commercial marine fisheries management, may not be less than the total revenues collected, received or recovered by the Department of Inland Fisheries and Wildlife, or successor agency, from license and permit fees, fines, the sale, lease or rental of property, penalties and all other revenue sources pursuant to the laws of the State administered by the department or successor agency, except that revenues received from the Federal Government may be allocated as provided by federal or state law and the Legislature may establish special funds and deposit revenues collected, received or recovered by the department or successor agency into those special funds, provided that the revenues are allocated and expended only for the purposes of those special funds as provided by law.

; and be it further

Constitutional referendum procedure; form of question, effective date. Resolved: That the municipal officers of this State shall notify the inhabitants of their respective cities, town and plantations to meet, in the manner prescribed by law for holding a general election, at the next general election in the month of November following passage of this resolution, to vote upon the ratification of the amendment proposed in this resolution by voting upon the following question:

“Do you favor amending the Constitution of Maine to provide that revenues derived from noncommercial hunting, fishing and trapping licenses and permit and other revenues collected by the Department of Inland Fisheries and Wildlife,

other than revenues set aside for special purposes, must be appropriated to the Department of Inland Fisheries and Wildlife?"

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark place within a corresponding square below the word "Yes" or "No." The ballots must 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 cast in favor of the amendment, the Governor shall proclaim that fact without delay and the amendment becomes part of the Constitution on the date of the proclamation; and be it further

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.

INTENT AND CONTENT

This proposed constitutional amendment would provide that the Department of Inland Fisheries and Wildlife, or its successor, retain for its use all funds received by it in the course of its operations. These funds include the proceeds of the sales of Department licenses and permits; the proceeds of the sale, lease or rental of Department-owned property; and fines and penalties imposed for the violation of Department statutes. The amendment also specifies that the Legislature may control how the Department uses these revenues, as well as any federal funds which the Department may receive, by establishing special funds for specific Departmental purposes.

A "YES" vote approves the amending of the State Constitution as proposed.

A "NO" vote disapproves the proposed amendment.

STATE OF MAINE

CHAPTER 2

CONSTITUTIONAL RESOLUTION OF 1991

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide State Funding of any Mandate Imposed on Municipalities

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, §21 is enacted to read:

Section 21. State mandates. For the purpose of more fairly apportioning the cost of government and providing local property tax relief, the State may not require a local unit of government to expand or

modify that unit's activities so as to necessitate additional expenditures from local revenues unless the State provides annually 90% of the funding for these expenditures from State funds not previously appropriated to that local unit of government. Legislation implementing this section or requiring a specific expenditure as an exception to this requirement may be enacted upon the votes of 2/3 of all members elected to each House. This section must be liberally construed.

; and be it further

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, town and plantations to meet, in the manner prescribed by law for holding a general election, at the next general election in the month of November following 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 require the State to fund any state mandates imposed upon a municipality by statute, by executive order or by rule?"

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 be it further

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.

INTENT AND CONTENT

This proposed constitutional amendment would prevent the Legislature from imposing any new requirement on a local unit of government to expand or modify its activities if such action will involve the expenditure of local revenues, unless the Legislature provides 90 percent of the funds required on an annual basis or unless the Legislature approves such action by a vote of two-thirds of its members.

A "YES" vote approves the amending of the State Constitution as proposed.

A "NO" vote disapproves the proposed amendment.