

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
104th LEGISLATURE

SENATE AMENDMENT "A" to S.P. 364, L.D. 1246, RESOLVE, to Appropriate Funds for the Construction of an International Ferry Terminal at Portland, Maine.

Amend said Resolve by striking out all of the Title and inserting in place thereof the following:

'AN ACT to Authorize the Maine Port Authority to Provide an International Ferry Terminal at Portland, Maine.'

Further amend said Resolve by striking out everything after the Title and inserting in place thereof the following:

'Preamble. Two-thirds of both Houses of Legislature deeming it necessary in accordance with Section 14 of Article IX of the Constitution to authorize the issuance of bonds on behalf of the State of Maine to provide an international ferry terminal at Portland, Maine.

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

Sec. 1. Maine Port Authority authorized to provide an international ferry terminal at Portland, Maine. The Maine Port Authority is authorized to provide an international ferry terminal at an estimated cost of \$500,000 to serve as the terminus of an international ferry to run between Portland, Maine and Nova Scotia either by construction on land acquired by lease, purchase, or otherwise or by acquisition of an existing facility by lease, purchase, or otherwise. The cost of said terminal, with necessary equipment and appurtenances, shall be taken and appropriated from the proceeds of bonds issued under authority of this Act.

Sec. 2. Treasurer of State to issue bonds. The Treasurer of State is authorized, under the direction of the Governor and Council, to issue from time to time serial coupon bonds redeemable before maturity in the name and behalf of the State to an amount not exceeding \$500,000 for the purpose of raising funds for such international ferry terminal as provided in this Act. Said bonds shall be deemed a pledge of the faith and credit of the State. Said bonds when paid at maturity or otherwise retired shall not be reissued, but may be refunded on terms more favorable to the State than those in the original issue.

Sec. 3. Records of bonds issued to be kept by State Auditor and Treasurer of State. The State Auditor shall keep an account of such bonds, showing the number and amount of each, the date when payable and the date of delivery thereof to the Treasurer of State, who shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of sale and the date when payable. (Filing No. S-269)

Sec. 4. Sale, how negotiated; proceeds appropriated. The Treasurer of State may negotiate the sale of such bonds by direction of the Governor and Council; but no such bonds shall be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sales of such bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the Governor and Council, are appropriated to be used solely for the purposes set forth in this Act. Any balance unexpended shall not lapse, but shall be carried forward to the same account to be used for the purposes herein set forth.

Sec. 5. Proceeds of bonds not available for other purposes; must be kept separate from other funds. The proceeds of all bonds issued under authority of this Act shall at all times be kept distinct from all other moneys of the State and shall not be drawn upon or be available for any other purpose.

Sec. 6. Interest and debt retirement. Interest due or accruing upon any bonds issued under this Act and all sums coming due for payment of bonds shall be paid by the Treasurer of State.

Sec. 7. Disbursement of bond proceeds. The proceeds of such bonds shall be expended under the direction and supervision of the Maine Port Authority.

Sec. 8. Contingent upon ratification of bond issue. No action shall be taken or liability incurred under this Act unless and until the people of Maine shall have ratified the issuance of bonds in behalf of the State at such times and in such amounts as set forth in this Act for the purpose of providing an international ferry terminal at Portland, Maine.

Referendum for ratification. The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives, at the next general election in the month of November or special state-wide election on the Tuesday following the first Monday of November following the passage of this resolve, to give in their votes upon the acceptance or rejection of the foregoing Act, and the question shall be:

"Shall a bond issue be ratified in an amount not to exceed \$500,000 as set forth in 'An Act to Authorize the Maine Port Authority to Provide an International Ferry Terminal at Portland, Maine,' passed by the 104th Legislature?"

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The inhabitants of said cities, towns and plantations shall indicate by a cross or check mark placed within a square upon their ballots their opinion of the same, those in favor of said ratification voting "Yes" and those opposed to ratification voting "No" and the ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same and if it shall appear that a majority of the inhabitants voting on the question are in favor of the Act, the Governor shall forthwith make known the fact by his proclamation, and the Act shall become effective in 30 days after the date of said proclamation.

Secretary of State shall prepare ballots. The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing Act, accompanied by a copy thereof.'

Presented by Senator BERRY of Cumberland.

Reproduced and distributed pursuant to Senate Rule 11A.

(Filing No. S-269)

6/13/69