

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

ONE HUNDRED AND SIXTH LEGISLATURE

---

---

Legislative Document

No. 211

H. P. 169

House of Representatives, January 17, 1973

Referred to the Committee on Transportation. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Kelley of Southport.

---

---

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-THREE

---

**AN ACT to Authorize the Construction of a Bypass of the Built-up Area of  
Wiscasset.**

---

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

**Preamble.** Two-thirds of both Houses of the Legislature deem it necessary in accordance with Section 14 of Article IX of the Constitution of Maine, to authorize the issuance of bonds on behalf of the State of Maine to fund construction of a Wiscasset bypass.

**Sec. 1. Authorization to construct a bypass of the built-up area of the Town of Wiscasset.** The Department of Transportation is authorized to construct a bypass of the business district of Wiscasset beginning at U. S. Route 1 southerly of the town center and proceeding in a northeasterly and easterly direction crossing Route 27 and the Sheepscot River to U. S. Route 1 in Edgecomb, at an estimated cost of \$10,500,000. The cost of the bypass shall be taken and appropriated from the proceeds of bonds issued under the authority of this Act.

**Sec. 2. Treasurer of State to issue bonds.** The Treasurer of State is authorized, with the approval of the Governor and Council, to issue from time to time serial coupon bonds which may be made redeemable before maturity at the option of the Treasurer, in the name and behalf of the State to an amount not exceeding \$10,500,000 for the purpose of raising funds for the construction of the highway bypass authorized 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 re-funded 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 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.

**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 bond 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 only 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 Department of Transportation.

**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 and at such times and in such amounts as set forth in this Act for the purpose of constructing a bypass of the built-up area of Wiscasset.

**Sec. 9. 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 state-wide election to be held in June 1974, 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 \$10,500,000 as set forth in ‘An Act to Authorize the Construction of a Bypass of the Built-up Area of Wiscasset,’ passed by the 106th Legislature?”

The inhabitants of said cities, towns and plantations shall indicate by a cross or a 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 said 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.

#### STATEMENT OF FACT

The purpose of this bill is to finance a major highway and bridge improvement that cannot be financed through the normal highway financing procedure due to the scope of the proposal. The total estimated cost of this proposal is \$10,500,000.