

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 614

H. P. 466

House of Representatives, February 1, 1973

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

E. LOUISE LINCOLN, Clerk

Presented by Mr. Norris of Brewer.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Increase Borrowing Capacity of Brewer High School District.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the present buildings which house the schools of the City of Brewer are overcrowded and inadequate; and

Whereas, it is imperative that action be taken at the earliest possible moment to relieve these conditions; and

Whereas, the overcrowded conditions of the schools are detrimental to the public health and safety; and

Whereas, new building construction is vitally necessary; and

Whereas, the present borrowing capacity of the City of Brewer High School District will not allow it to borrow sufficient funds for the necessary construction and equipment; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

P. & S. L., 1925, c. 4, § 5, amended. The first sentence of section 5 of chapter 4 of the private and special laws of 1925, as last amended by chapter

229 of the private and special laws of 1961, is further amended to read as follows:

To procure funds for the purposes of this act and such other expenses as may be necessary to the carrying out of said purposes, the said district, by its trustees, is hereby authorized to issue notes and bonds, but shall not incur a total indebtedness exceeding the sum of ~~\$2,000,000~~ \$2,500,000 at any one time outstanding.

Emergency clause; effective date; referendum. In view of the emergency cited in the preamble, this act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the City of Brewer at any regular election or at any special election called and held for that purpose, or at any election called for the purpose of voting upon any state referendum. Such election shall be called, advertised and conducted before December 31, 1973, according to the law relating to municipal elections; provided that the board of registration in said City of Brewer shall not be required to prepare for posting, nor the City Clerk to post, a new list of voters, and for the purpose of registration of voters, said board shall be in session the 3 secular days next preceding such election, the first 2 days to be devoted to the registration of voters and the last day to enable the board to verify the corrections of said lists and to complete and close up their records of said sessions.

The City Clerk shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall the Act Amending the Charter of the City of Brewer High School District, passed at the Regular Session of the 106th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority vote of the legal voters voting at said election; provided the total number of votes cast for and against the acceptance of this Act at said election equals or exceeds 20% of the total vote for all candidates for Governor in said City at the next preceding gubernatorial election; but failure of approval of this Act by the necessary percentage of voters at such election or otherwise shall not prevent a 2nd election being held at any annual election of the City of Brewer held on or before December 31, 1973.

The result of such elections shall be declared by the municipal officers of the City of Brewer and due certificates thereof filed by the City Clerk with the Secretary of State.

STATEMENT OF FACT

The purpose of this bill is reflected in the emergency preamble.