

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1682

H. P. 1484

House of Representatives, April 11, 1975

Under Suspension of the Rules, without reference to a Committee, ordered printed, and given its first reading. Approved for introduction by a Majority of the Committee on Reference of Bills pursuant to Joint Rule 10.

EDWIN H. PERT, Clerk

Presented by Mr. Mills of Eastport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

**AN ACT Amending Chapter 6 of the Private and Special Laws of 1975,
Relating to the Borrowing Capacity of School Administrative District No. 19.**

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

Whereas, the management and control of the public schools located in the Town of Lubec have been assumed by School Administrative District No. 19, which embraces the territory in said municipality; and

Whereas, the elementary and secondary school facilities of the district are inadequate and it is imperative that construction of an elementary school addition and a new high school, proceed without further delay in order to protect the health and safety of the school children of said district; and

Whereas, funds for capital outlay purposes are required by said School Administrative District in order to construct such additional school facilities; and

Whereas, at a district meeting held on March 26, 1975, the voters of School Administrative District No. 19 voted to authorize the school directors of School Administrative District No. 19 to issue bonds or notes for capital outlay purposes for the construction of such additional school facilities; and

Whereas, the borrowing capacity of said district is insufficient to meet the needs of such construction; and

Whereas, this Legislature has previously enacted chapter 6 of the Private & Special Laws of 1975, "An Act Relating to the Borrowing Capacity of

School Administrative District No. 19," for the purpose of increasing the borrowing capacity of said district, but bond counsel for said district is of the opinion that the provisions of said Act are overly broad and do not necessarily limit the proposed borrowing to the purposes described in the emergency preamble of said Act, thus casting doubt on the validity of any borrowing pursuant to said Act; 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&SL 1975, c. 6 is repealed and the following enacted in place thereof:

School Administrative District No. 19 authorized to borrow money. The School Directors of School Administrative District No. 19 are hereby authorized to issue bonds or notes of said district, for capital outlay purposes, in an amount not to exceed \$2,500,000, pursuant to the authorization given by the voters of the district at a district meeting held on March 26, 1975, which bonds or notes may be issued notwithstanding any limitation on indebtedness imposed by the Revised Statutes of 1964, Title 20, section 304, or any other law.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

STATEMENT OF FACT

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