

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1159

S. P. 379

In Senate, March 13, 1979

Referred to the Committee on State Government. Sent down for concurrence and ordered printed.

Presented by Senator Ault of Kennebec.

MAY M. ROSS, Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT to Authorize a Bond Issue for Kennebec County for the Construction of a
New Correctional Facility or Reconstruction of an Existing Facility.**

Preamble. Two-thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State for the purpose of construction of a new correctional facility for Kennebec County.

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

Sec. 1. To raise money for new correctional facility. The county commissioners of the County of Kennebec are authorized to raise and expend a sum not exceeding \$2,700,000 for a county correctional facility, to be located in Kennebec County, which may be either a renovation and enlargement of present jail facilities, or an entirely new facility at a different location together with any land required therefor.

Sec. 2. Aid from other sources. The county commissioners of the County of Kennebec are authorized to borrow any portion of the sums herein authorized from or through any agency or department of the State of Maine and of the United States Government. The county commissioners are authorized to receive grants of money and other assistance from or through any agency or department of the State of Maine and of the United States Government for any of the purposes authorized in this Act.

Sec. 3. Bonds. To provide funds for the correctional facility the treasurer of Kennebec County, with the approval of the county commissioners, may borrow from time to time upon the full faith and credit of the county such sums, not exceeding in the aggregate \$2,700,000 as may be necessary, and may issue bonds therefor which shall bear on their face the words "Kennebec County Capital Improvement Bonds Act of 1979." Each authorized issue shall be payable in such annual installments beginning not more than 2 years from the date thereof and not earlier than the year 1981, as will extinguish each loan in not more than 20 years from its date. The bonds shall be signed by the treasurer of the county and countersigned by the majority of the county commissioners. The county may sell these securities at public or private sale upon such terms and conditions as the county commissioners may deem proper, but at not less than par and accrued interest.

Sec. 4. Temporary notes. The county treasurer, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from their dates, in anticipation of the issue of serial bonds under this Act and may renew the same, but the time within which these serial bonds shall become due and payable shall not, by reason of these temporary notes, be extended beyond the term fixed by this Act. Any notes issued in anticipation of the serial bonds shall be paid from the proceeds thereof.

Sec. 5. Referendum for ratification. This Act shall be submitted to the legal voters of Kennebec County Board of Commissioners but not later than 18 months after adjournment of the Legislature. Kennebec County commissioners are authorized to expend such funds as are necessary to implement the referendum.

The county commissioners shall cause the preparation of the required ballots on which they shall state the subject matter of this Act in the following question: Shall the issuance of bonds be authorized in an amount not to exceed \$2,700,000 for construction of a new county correctional facility or renovation of the present Kennebec County jail? 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 of the legal voters voting at the election; provided the total number of votes cast for and against the acceptance of this Act equals or exceeds 30% of the total votes for all candidates for Governor cast in the next previous gubernatorial election in that county. If at any such first election, the total number of votes cast for or against acceptance of this Act is less than 30% of the total votes for all candidates for Governor cast in that county in the next previous gubernatorial election, the county commissioners may call not more than one other such special election to be held within the time prescribed above.

The result of such elections shall be declared by the Kennebec County commissioners and due certificate filed with the Secretary of State.

STATEMENT OF FACT

The purpose of this bill is to authorize a bond issue for Kennebec County for the construction of a new correctional facility.