

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
(Governor's Bill)  
SECOND REGULAR SESSION

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ONE HUNDRED AND NINTH LEGISLATURE

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**Legislative Document**

**No. 1887**

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H. P. 1757

House of Representatives, January 25, 1980

On Motion of Mr. Tierney of Lisbon Reconsidered reference to the Committee on Appropriations and Financial Affairs and on further Motion of the same gentleman, referred to the Committee on Education. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk of the House

Presented by Mrs. Beaulieu of Portland.

Cosponsors: Mr. Birt of East Millinocket, Mr. Martin of Eagle Lake and Mrs. MacBride of Presque Isle.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

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**AN ACT to Authorize Bond Issue in the Amount of \$6,000,000 for Improvements to Vocational-technical Institutes.**

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

Whereas, vocational-technical institutes throughout the State are in immediate need of capital construction and improvements; and

Whereas, there is already scheduled an election in June, 1980, at which time the electorate could vote upon ratification of the bond issue authorized in this Act; and

Whereas, if the bond issue is ratified in June, 1980, construction could begin during the 1980 construction season; 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,

**Preamble.** Two-thirds of both Houses of the Legislature deeming it necessary in accordance with Constitution of Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State to provide the capital improvements, construction, renovations, equipment and furnishings.

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

**Sec. 1. Issue of bonds to provide for capital improvements, construction, renovation, equipment and furnishings.** The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time serial coupon bonds in the name and behalf of the State to an amount not exceeding \$6,000,000 for the purpose of raising funds to provide for such capital improvements, construction, renovations, equipment and furnishings as authorized by section 6. Any bonds issued pursuant to this authorization shall be issued prior to July 1, 1985, provided that the total of bonds issued in any fiscal year pursuant to this authorization shall not exceed \$2,000,000. These bonds shall be deemed a pledge of the faith and credit of the State. The bonds shall not run for a longer period than 20 years from the date of the original issue thereof. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State, with the approval of the Governor.

**Sec. 2. Records of bonds issued to be kept by State Auditor and Treasurer of State.** The State Auditor shall keep an account of the 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.

**Sec. 3. Sale, how negotiated; proceeds appropriated.** The Treasurer of State may negotiate the sale of these bonds by direction of the Governor; but no such bond shall be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sales of these bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the Governor, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects in section 6 shall lapse to the debt service account established for the retirement of these bonds, provided that any amount allocated for either of the first 2 fiscal years shall not lapse, but shall be carried forward into the succeeding year to be used for the purposes set forth in this Act.

**Sec. 4. Interest and debt retirement.** Interest due or occurring upon any bonds issued under this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State.

**Sec. 5. Disbursement of bond proceeds.** The proceeds of the bonds shall be expended under the direction and supervision of the Director of Public Improvements.

**Sec. 6. Allocations from General Fund bond issue.**

1981-82      1982-83      1983-84

EDUCATIONAL AND CULTURAL SERVICES,  
DEPARTMENT OF

Construction at Kennebec Valley Vocational-technical Institute, Northern Maine Vocational-technical Institute and Southern Maine Vocational-technical Institute	\$2,000,000	\$2,000,000	\$2,000,000
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The amount listed after each project is to be construed as a guide and, within departments or agencies any one or more amounts may be exceeded with the approval of the Governor by transfer from one project to another, but in no instance shall a project be reduced by more than 10% of the amount listed.

**Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to 6 shall not become effective unless and until the people of the State have ratified the issuance of bonds as set forth in this Act.

**Statutory referendum procedure; submission at special statewide election; effective date.** This Act shall be submitted to the legal voters of the State of Maine at a special statewide election to be held on June 11, 1980. The city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

Shall a bond issue be ratified in the amount of \$6,000,000 for improvements to vocational-technical institutes?

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within a corresponding square below the word "Yes" or "No." The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of the Act, the Governor shall proclaim that fact without delay, and the Act shall become effective 30 days after the date of the proclamation.

The Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this Act necessary to carry out the purposes of this referendum.

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

STATEMENT OF FACT

This bond issue authorizes general obligation bonds in the amount of \$6,000,000

over the next 3 years. No more than \$2,000,000 in bonds may be issued in either of the first 2 years of this program.

Proceeds of the bonds shall be used for construction of an industrial trades building at Kennebec Valley Vocational-technical Institute, a welding machine shop at Southern Maine Vocational-Technical Institute and an automobile mechanic building at Northern Maine Vocational-technical Institute. These 3 items are the highest priorities of the vocational-technical institute system as identified by the vocational-technical institute directors and the Department of Educational and Cultural Services.