## MAINE STATE LEGISLATURE

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1 2 3 4	(New Draft of H.P. 1360, L.D. 1793)  (New Title)  FIRST SPECIAL SESSION
5 6	ONE HUNDRED AND ELEVENTH LEGISLATURE
7 <b>8</b>	Legislative Document No. 1799
9 10	H.P. 1366  House of Representatives, September 6, 1983  Reported by Representative Carter from the Committee on Appropriations and Financial Affairs and printed under Joint Rule 2.
11	EDWIN H. PERT, Clerk
12	Presented by Representative Jacques of Waterville.  Cosponsors: Representative Andrews of Portland, Senator Violette of Aroostook and Representative Callahan of Mechanic Falls.
14 15	STATE OF MAINE
16 17 18	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-THREE
19 20 21 22	AN ACT to Authorize a General Fund Bond Issue in the Amount of \$720,000 for County Courthouse Handicapped Accessability.
23 24 25 26 27 28	Preamble. Two-thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State for the construction and improvement of municipal facilities.
29 30	Be it enacted by the People of the State of Maine as follows:
31 32 33 34 35	Sec. 1. Issue of bonds to provide for county courthouse handicapped accessability. The Treasurer of State may, under the direction of the Governor, issue from time to time, serial coupon bonds in the name and in behalf of the State to an amount not

- 1 exceeding \$720,000 for the purpose of raising funds 2 county courthouse to provide for handicapped as authorized by section 6. 3 accessability funds 4 These bonds shall be deemed a pledge of the faith and 5 credit of the State. The bonds shall not run for a longer period than 20 years from the date of the 6 7 original issue thereof. Any issuance of bonds may 8 contain a call feature at the discretion of the 9 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 may 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.
- Sec. 4. Interest and debt retirement. Interest due or accruing 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 bond shall be expended under the direction and supervision of the State Director of Public Improvements.
- 36 Sec. 6. Allocations from General Fund bond 37 issue. The following sums are allocated from the 38 General Fund bond issue.
- 39 FINANCE AND ADMINISTRATION, DEPARTMENT OF
  - County courthouse handicapped

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- Sec. 7. Bonds authorized but not issued. Any bonds authorized but not issued, or for which bond anticipation notes have not been issued within 5 years of the ratification of this Act, shall be deauthorized and may not be issued, provided that the Legislature may, within 2 years after the expiration of that 5-year period, extend the period for issuing any remaining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.
- Sec. 8. Unexpended bond proceeds. Any bond proceeds which have not been expended 10 years after the date of the sale of the bonds shall lapse to General Fund debt service.
- Sec. 9. Contingent upon ratification of bond issue. Sections 1 to 8 shall not become effective unless and until the people of the State have ratified the issuance of bonds as set forth in this Act.
  - Sec. 10. Statutory referendum procedure; submission at statewide election; effective date. This Act shall be submitted to the legal voters of the State at a statewide election to be held on Tuesday following the first Monday in November following passage of this Act. The city aldermen, town selectmen and plantation assessors of this State shall notify inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by 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 authorized in the amount of \$720,000 to provide funds required to meet the capital needs to provide for physical access to county courthouses for the handicapped?"
  - 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 1 2 State in the same manner as votes for members of 3 Legislature. The Governor shall review the the 4 returns and, if it appears that a majority of the 5 legal voters are in favor of the Act, the Governor shall proclaim that fact without delay, and the Act 6 7 shall become effective 30 days after the date of 8 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 purpose of this referendum.

## 13 FISCAL NOTE

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The total cost of this new draft is estimated to be \$1,392,840. This amount includes interest calculated at 8.90% over 20 years on \$720,000 of bonds authorized by this new draft.

## 18 STATEMENT OF FACT

This bill provides for a bond issue which will be applied to remedying architectural and other barriers to access by the physically handicapped which currently exist in many of Maine's court facilities. Many handicapped persons are now effectively deprived of the use of our courts because of the barriers to physical access which include a lack of wheelchair ramps, proper elevators and accessible rest room facilities.

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