

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 (After Deadline)

3 SECOND REGULAR SESSION
4

5 ONE HUNDRED AND ELEVENTH LEGISLATURE
6

7 Legislative Document

No. 2010

8
9 H.P. 1534

House of Representatives, January 26, 1984

10 Approved for introduction by a majority of the Legislative Council
11 pursuant to Joint Rule 27.

12 Reference to the Committee on Public Utilities is suggested and ordered
printed.

EDWIN H. PERT, Clerk

Presented by Representative Higgins of Scarborough.

13 Cosponsored by Representative Vose of Eastport.

14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-FOUR
18

19 AN ACT Relating to Issuance of Bonds by
20 Sanitary Districts.
21

22 **Emergency preamble.** Whereas, Acts of the Legis-
23 lature do not become effective until 90 days after
24 adjournment unless enacted as emergencies; and

25 Whereas, under current provisions, sanitary dis-
26 tricts are unable to obtain rating by national rating
27 services; and

28 Whereas, the issuance of bonds without ratings
29 results in significantly higher interest costs to a
30 sanitary district, which costs are borne by the
31 ratepayers; and

32 Whereas, this bill alleviates this burden on
33 ratepayers; and

1 Whereas, in the judgment of the Legislature,
2 these facts create an emergency within the meaning of
3 the Constitution of Maine and require the following
4 legislation as immediately necessary for the preser-
5 vation of the public peace, health and safety; now,
6 therefore,

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

9 38 MRSA §1201, sub-§10, as enacted by PL 1981, c.
10 466, §§11 and 14, is repealed and the following en-
11 acted in its place:

12 10. Certain bond issues; notice; special meet-
13 ing; vote. In the event that the trustees of any dis-
14 trict formed under this chapter vote to authorize
15 bonds or notes for any of its corporate purposes, ex-
16 cluding notes in anticipation of the revenues to be
17 collected or received in any year or in anticipation
18 of the receipt of federal or state grants or other
19 aid and excluding bonds and notes for the purpose of
20 paying and refunding any other bonds and notes of the
21 district, the trustees shall call a special district
22 meeting for the purpose of permitting the collection
23 of testimony from the public concerning the amount of
24 debt so authorized. Notice of the special district
25 meeting, stating the approximate amount of the debt
26 and the purpose for which it is being issued, shall
27 be published not less than 7 full days prior to the
28 date of the meeting in a newspaper having general
29 circulation in the district and shall be mailed to
30 each ratepayer in the district not later than the
31 date of the publication.

32 No debt may be incurred under the vote of the trust-
33 ees until the expiration of 7 full days following the
34 date of the special district meeting. If, prior to
35 the expiration of that period, a petition signed by
36 at least 5%, but not less than 50, of the registered
37 voters of the district is filed with the clerk of the
38 district requesting reference of the vote of the
39 trustees to referendum, the clerk of the district
40 shall call and hold a special election of the voters
41 of the district for the purpose of submitting to ref-
42 erendum vote a question of approving the vote of the

