

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 1182

6
7 S.P. 425

In Senate, April 1, 1985

8 Reference to the Committee on Appropriations and Financial Affairs
9 suggested and ordered printed.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Pearson of Penobscot.

11 Cosponsored by Representative McGowan of Canaan, Representative
Beaulieu of Portland and Representative Higgins of Scarborough.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Authorize a General Fund Bond Issue
18 in the Amount of \$3,000,000 for
19 Acquisition and Development of State
20 Parks, Historic and River Access
21 Sites.
22

23 **Preamble.** Two thirds of both Houses of the Leg-
24 islature deeming it necessary in accordance with the
25 Constitution of Maine, Article IX, Section 14, to au-
26 thorize the issuance of bonds on behalf of the State
27 of Maine to provide funds for acquisition and devel-
28 opment of state parks, historic and river access
29 sites.

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

32 **Sec. 1.** Authorization of bonds to provide for
33 acquisition and development of state parks, historic
34 and river access sites. The Treasurer of State is au-
35 thorized, under the direction of the Governor, to is-
36 sue from time to time registered bonds in the name

1 and behalf of the State to an amount not exceeding
2 \$3,000,000 for the purpose of raising funds to pro-
3 vide for acquisition and development of state parks,
4 historic and river access sites as authorized by sec-
5 tion 6. The bonds shall be deemed a pledge of the
6 full faith and credit of the State. The bonds shall
7 not run for a longer period than 20 years from the
8 date of the original issue of the bonds. Any issua-
9 nce of bonds may contain a call feature at the dis-
10 cretion of the Treasurer of State with the approval
11 of the Governor.

12 **Sec. 2. Records of bonds issued to be kept by**
13 **the State Auditor and Treasurer of State.** The State
14 Auditor shall keep an account of the bonds, showing
15 the number and amount of each, the date when payable
16 and the date of delivery of the bonds to the Treasur-
17 er of State who shall keep an account of each bond
18 showing the number of the bond, the name of the suc-
19 cessful bidder to whom sold, the amount received for
20 the same, the date of sale and the date when payable.

21 **Sec. 3. Sale; how negotiated; proceeds appropri-**
22 **ated.** The Treasurer of State may negotiate the sale
23 of the bonds by direction of the Governor, but no
24 such bond may be loaned, pledged or hypothecated in
25 behalf of the State. The proceeds of the sale of the
26 bonds, which shall be held by the Treasurer of State
27 and paid by him upon warrants drawn by the State Con-
28 troller, are appropriated to be used solely for the
29 purposes set forth in this Act. Any unencumbered
30 balances remaining at the completion of the project
31 in section 6 shall lapse to the debt service account
32 established for the retirement of these bonds.

33 **Sec. 4. Interest and debt retirement.** Interest
34 due or accruing upon any bonds issued under the pro-
35 visions of this Act and all sums coming due for pay-
36 ment of bonds at maturity shall be paid by the Treasur-
37 er of State.

38 **Sec. 5. Disbursement of proceeds of the bonds.**
39 The proceeds of the bonds set out in section 6 shall
40 be expended under the direction and supervision of
41 the Director of the Bureau of Public Improvements af-
42 ter consultation with the Commissioner of Conserva-
43 tion.

1 **Sec. 6. Allocations from General Fund bond issue**
2 - state parks, historic and river access sites. The
3 proceeds of the sale of bonds shall be expended as
4 designated in the following schedule:

5	State Parks	
6	Colonial Pemaquid	\$ 420,000
7	Laudholm State Park	250,000
8	Casco Bay Islands	485,000
9	Scarborough Beach	375,000
10	Three Brooks Cove	330,000
11	Belgrade Lakes	285,000
12	Bangor Region	255,000
13	Total	<u>\$2,400,000</u>
14	Historic Sites Improvement	100,000
15	River Access Sites	<u>500,000</u>
16	Grand Total	\$3,000,000

17 **Sec. 7. Transfer between items.** The amounts
18 listed in section 6 are to be construed as a guide.
19 Any of these amounts may be exceeded with the approv-
20 al of the Governor by transfer from one item to an-
21 other not exceeding 10% in the aggregate.

22 **Sec. 8. Contingent upon ratification of bond is-**
23 **sue.** Sections 1 to 7 shall not become effective un-
24 less and until the people of the State have ratified
25 the issuance of bonds as set forth in this Act.

26 **Sec. 9. Bonds authorized but not issued.** Any
27 bonds authorized but not issued, or for which bond
28 anticipation notes have not been issued within 5
29 years of the ratification of this Act, shall be
30 deauthorized and may not be issued, provided that the
31 Legislature may, within 2 years after the expiration
32 of that 5-year period, extend the period for issuing
33 any remaining unissued bonds or bond anticipation
34 notes for an additional amount of time not to exceed
35 5 years.

36 **Sec. 10. Appropriation balances at year end.** At
37 the end of each fiscal year, all unencumbered appro-
38 priation balances representing state money shall car-
39 ry forward from year to year. Bond proceeds which
40 have not been expended within 10 years after the date

1 of the sale of the bonds shall lapse to General Fund
2 debt service.

3 Sec. 11. Statutory referendum procedure; submis-
4 sion at statewide election; form of question; effec-
5 tive date. This Act shall be submitted to the legal
6 voters of the State of Maine at a statewide election
7 to be held on the Tuesday following the first Monday
8 of November following passage of this Act. The city
9 aldermen, town selectmen and plantation assessors of
10 this State shall notify the inhabitants of their re-
11 spective cities, towns and plantations to meet, in
12 the manner prescribed by law for holding a statewide
13 election, to vote on the acceptance or rejection of
14 this Act by voting on the following question:

15 "Do you favor a \$3,000,000 bond issue for acqui-
16 sition, development and improvement of state parks,
17 historic and river access sites?"

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

32 The Secretary of State shall prepare and furnish
33 to each city, town and plantation all ballots, re-
34 turns and copies of this Act necessary to carry out
35 the purpose of this referendum.

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STATEMENT OF FACT

2 The funds provided by this bond issue will be
3 used to acquire, develop and improve state parks,
4 historic and river access sites throughout the State.

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