

MAINE STATE LEGISLATURE

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(After Deadline)
SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 2626

S.P. 993 In Senate, April 11, 1988
Approved for Introduction by a Majority of the Legislative
Council pursuant to Joint Rule 27.
Reference to the Committee on State and Local Government
suggested and ordered printed.
JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator BUSTIN of Kennebec.
Cosponsored by Representative JOSEPH of Waterville,
Representative HICKEY of Augusta, Senator MATTHEWS of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-EIGHT

1 AN ACT to Authorize Kennebec County to Raise
2 Up to \$7,900,000 to Renovate and Expand Jail and
3 Law Enforcement Facilities for Kennebec County.
4

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

7 Sec. 1. P&SL 1987, c. 56 is repealed.

8 Sec. 2. To raise money for renovation and
9 expansion of jail and law enforcement facilities for

1 **Kennebec County.** The county commissioners of
2 Kennebec County are authorized to raise and expend a
3 sum not to exceed \$7,900,000 for renovation and
4 expansion of the county jail and law enforcement
5 facilities located in Augusta.

6 **Sec. 3. Aid from other sources.** The county
7 commissioners of Kennebec County are authorized to
8 borrow any portion of the sums herein authorized from
9 or through any agency or department of the State and
10 the Federal Government. The county commissioners are
11 authorized to receive grants of money and other
12 assistance from or through any agency or department
13 for any of the purposes authorized in this Act.

14 **Sec. 4. Bonds.** To provide funds for the county
15 jail facilities, the Treasurer of Kennebec County,
16 with the approval of the county commissioners, may
17 borrow from time to time upon the full faith and
18 credit of the county such sums, not exceeding in the
19 aggregate \$7,900,000, as may be necessary and may
20 insure bonds therefor which shall bear on their face
21 the words "Kennebec County Capital Improvement Bonds
22 Act of 1988." Each authorized issue shall be payable
23 in such annual installments, beginning not more than 2
24 years from the date of issuance and not earlier than
25 the year 1989, as will extinguish each loan in not
26 more than 20 years from its date. The bonds shall be
27 signed by the treasurer of the county and counter
28 signed by the majority of the county commissioners.
29 The county may sell the securities at public or
30 private sale upon such terms and conditions as the
31 county commissioners may deem proper, but at not less
32 than par and accrued interest.

33 **Sec. 5. Temporary notes.** The county treasurer,
34 with the approval of the county commissioners, may
35 issue temporary notes of the county, payable in not
36 more than one year from their dates, in anticipation
37 of the issue of serial bonds under this Act and may
38 renew the same, but the time within which such serial
39 bonds shall become due and payable shall not, by
40 reason of such temporary notes, be extended beyond the
41 term fixed by this Act. Any notes issued in
42 anticipation of the serial bonds shall be paid from

1 the proceeds of the bonds.

2 **Sec. 6. Bonds authorized but not issued.** Any
3 bonds authorized but not issued, or for which bond
4 anticipation notes have not been issued within 5 years
5 of the ratification of this Act, shall be deauthorized
6 and may not be issued, provided that the Legislature
7 may, within 2 years after the expiration of that
8 5-year period, extend the period for issuing any
9 remaining unissued bonds or bond anticipation notes
10 for an additional amount of time not to exceed 5 years.

11 **Sec. 7. Referendum for ratification.** This Act
12 shall be submitted to the legal voters of Kennebec
13 County. The dates of such submission shall be
14 determined by the Kennebec County Board of
15 Commissioners but not later than 18 months after
16 adjournment of the Legislature. The Kennebec County
17 Commissioners are authorized to expend such funds as
18 are necessary to implement the referendum.

19 The county commissioners shall cause the
20 preparation of the required ballots on which they
21 shall state the subject matter of this Act in the
22 following question:

23 "Shall the issuance of bonds be authorized in an
24 amount not to exceed \$7,900,000 for renovation and
25 expansion of jail and law enforcement facilities
26 for Kennebec County?"

27 The ballot shall also contain the following
28 information to be determined by the county
29 commissioners to be accurate as of the date when it is
30 necessary to begin preparation of the ballot questions:

31 1. A statement as to the total debt service of
32 the requested issue divided into principal and
33 interest and indicating the interest rate and period
34 of the bond; and

35 2. A statement as to the county's bonded
36 indebtedness prior to the requested bond issue.

37 The voters shall indicate by a cross or check mark

1 placed against the words "Yes" or "No" their opinion
2 of the same.

3 This Act shall take effect for all the purposes
4 hereof immediately upon its acceptance by a majority
5 of the legal voters voting at the election; provided
6 the total number of votes cast for and against the
7 acceptance of this Act equals or exceeds 30% of the
8 total votes for all candidates for Governor cast in
9 the next previous gubernatorial election in the
10 county. If at any such first election, the total
11 number of votes cast for or against acceptance of this
12 Act is less than 30% of the total votes for all
13 candidates for Governor cast in the county in the next
14 previous gubernatorial election, the county
15 commissioners may submit the question to voters not
16 more than one other time within the time prescribed in
17 this section.

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

21 STATEMENT OF FACT

22 The purpose of this bill is to authorize the
23 Kennebec County Commissioners to seek approval from
24 county voters to raise up to \$7,900,000 for renovation
25 and expansion of jail and law enforcement facilities
26 for Kennebec County. The county will supplement these
27 funds with state funds that will be appropriated under
28 the 1985 Community Corrections Act, bringing the total
29 project costs to an estimated \$8,800,000. This bill
30 also repeals the authorization set out in Private and
31 Special Law 1987, chapter 56, for \$9,500,000.

32 5303033188