

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1702

S.P. 608

In Senate, May 24, 1989

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator PERKINS of Hancock.

Cosponsored by Representative GREENLAW of Standish, Senator BUSTIN of Kennebec and Representative MELENDY of Rockland.

STATE OF MAINE

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

An Act to Authorize a General Fund Bond Issue in the Amount of \$49,500,000 for Construction and Renovation of Correctional Facilities.



1 **Preamble.** Two thirds of both Houses of the Legislature
2 deeming it necessary in accordance with the Constitution of
3 Maine, Article IX, Section 14, to authorize the issuance of bonds
4 on behalf of the State of Maine to provide funds for construction
5 and renovation of correctional facilities.

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

9 **Sec. 1. Authorization of bonds to provide for construction and**
10 **renovation of correctional facilities.** The Treasurer of State is
11 authorized, under the direction of the Governor, to issue from
12 time to time registered bonds in the name and behalf of the State
13 to an amount not exceeding \$49,500,000 for the purpose of raising
14 funds to provide for construction and renovation of correctional
15 facilities as authorized by section 6. The bonds shall be deemed
16 a pledge of the full faith and credit of the State. The bonds
17 shall not run for a longer period than 20 years from the date of
18 the original issue of the bonds. Any issuance of bonds may
19 contain a call feature at the discretion of the Treasurer of
20 State with the approval of the Governor.

21 **Sec. 2. Records of bonds issued to be kept by the State Auditor and**
22 **Treasurer of State.** The State Auditor shall keep an account of the
23 bonds, showing the number and amount of each, the date when
24 payable and the date of delivery of the bonds to the Treasurer of
25 State who shall keep an account of each bond showing the number
26 of the bond, the name of the successful bidder to whom sold, the
27 amount received for the same, the date of sale and the date when
28 payable.

31 **Sec. 3. Sale; how negotiated; proceeds appropriated.** The
32 Treasurer of State may negotiate the sale of the bonds by
33 direction of the Governor, but no bond may be loaned, pledged or
34 hypothecated on behalf of the State. The proceeds of the sale of
35 the bonds, which shall be held by the Treasurer of State and paid
36 by the Treasurer of State upon warrants drawn by the Governor,
37 are appropriated to be used solely for the purposes set forth in
38 this Act. Any unencumbered balances remaining at the completion
39 of the projects in section 6 shall lapse to the debt service
40 account established for the retirement of these bonds.

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

47 **Sec. 5. Disbursement of bond proceeds.** The proceeds of the
48 bonds set out in section 6 shall be expended under the direction
49 and supervision of the Director of Public Improvements in
50 consultation with the Commissioner of Corrections.

1 **Sec. 6. Allocations from General Fund bond issue; correctional**
2 **facilities.** The proceeds of the sale of bonds shall be expended as
3 designated in the following schedule.

5 **CORRECTIONS, DEPARTMENT OF**

7	Construction and Renovation - Maine Correctional Center	\$200,000
9		
11	Construction and Renovation - Maine State Prison	4,510,000
13	Construction and Renovation - Charleston Correctional Facility	100,000
15		
17	Construction and Renovation - Maine Youth Center	5,020,000
19	Construction - Juvenile Detention Facility in Northern Maine	4,500,000
21		
23	Construction and Renovation - Maximum Security Prison, Warren	35,000,000
25	Construction and Renovation - Downeast Correctional Facility	100,000
27		
29	Construction and Renovation - Prerelease Centers	70,000

31 **DEPARTMENT OF CORRECTIONS**
32 **TOTAL**

\$49,500,000

33 **Sec. 7. Transfer between items.** The amounts listed after the
34 items in section 6 are to be construed as a guide. Any of the
35 amounts may be exceeded with the approval of the Governor by
36 transfer from one item to another not exceeding 10% in the
37 aggregate.

39 **Sec. 8. Contingent on ratification of bond issue.** Sections 1 to 7
40 shall not become effective unless and until the people of the
41 State have ratified the issuance of bonds as set forth in this
42 Act.

43 **Sec. 9. Appropriation balances at year end.** At the end of each
44 fiscal year, all unencumbered appropriation balances representing
45 state money shall carry forward from year to year. Bond proceeds
46 which have not been expended within 10 years after the date of
47 the sale of the bonds shall lapse to General Fund debt service.
48

