

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

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Legislative Document

No. 1917

H.P. 1325

House of Representatives, June 3, 1991

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

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative LORD of Waterboro.

Cosponsored by Representative MARSH of West Gardiner, Representative COLES of Harpswell and Senator TITCOMB of Cumberland.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

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**An Act to Authorize a General Fund Bond Issue in the Amount of \$8,500,000 to Fund Grants and Loans to Municipalities and Regional Associations for Recycling Equipment and Facilities and to Protect Ground Water Quality and Public Health through the Cleanup and Closure of Municipal and Abandoned Solid Waste Landfills.**

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2           **Preamble.** Two thirds of both Houses of the Legislature  
4           deeming it necessary in accordance with the Constitution of  
6           Maine, Article IX, Section 14, to authorize the issuance of bonds  
          on behalf of the State of Maine to provide funds for the purchase  
          of recycling equipment and facilities and for the remediation and  
          closure of solid waste landfills.

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

10           **Sec. 1. Authorization of bonds to provide funds for the purchase of**  
12           **recycling equipment and facilities and for the remediation and closure of**  
14           **solid waste landfills.** The Treasurer of State is authorized, under  
16           the direction of the Governor, to issue bonds in the name and  
18           behalf of the State in an amount not exceeding \$8,500,000 to  
20           raise funds for the purchase of recycling equipment and  
22           facilities and for the remediation and closure of solid waste  
24           landfills, including municipal and abandoned landfills, as  
          authorized by section 6. The bonds are a pledge of the full  
          faith and credit of the State. The bonds may not run for a  
          period longer than 10 years from the date of the original issue  
          of the bonds. At the discretion of the Treasurer of State, with  
          the approval of the Governor, any issuance of bonds may contain a  
          call feature.

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

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

46           **Sec. 4. Interest and debt retirement.** The Treasurer of State  
48           shall pay interest due or accruing on any bonds issued under this  
          Act and all sums coming due for payment of bonds at maturity.

50           **Sec. 5. Disbursement of bond proceeds.** The proceeds of the  
          bonds must be expended as set out in section 6 under the

2 direction and supervision of the Department of Environmental  
Protection and the Maine Waste Management Agency.

4 **Sec. 6. Allocations from General Fund bond issue; purchase of**  
6 **recycling equipment and facilities and remediation and closure of solid**  
8 **waste landfills. The proceeds of the sale of bonds must be expended**  
as designated in the following schedule:

10	<b>ENVIRONMENTAL PROTECTION, DEPARTMENT OF</b>	
12	Site Evaluation and Planning Program	\$2,100,000
14	Municipal implementation grants program	1,400,000
16	<b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b>	
18	<b>TOTAL</b>	<hr/> \$3,500,000
20	<b>MAINE WASTE MANAGEMENT AGENCY</b>	
22	Grants and loans to municipalities and regional	
24	associations for the purchase of recycling	
26	equipment and facilities	\$5,000,000
28	<b>MAINE WASTE MANAGEMENT AGENCY</b>	
30	<b>TOTAL</b>	<hr/> \$5,000,000
32	<b>TOTAL ALLOCATIONS</b>	<hr/> \$8,500,000

34 **Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to  
6 do not become effective unless the people of the State have  
ratified the issuance of bonds as set forth in this Act.

36 **Sec. 8. Appropriation balances at year end.** At the end of each  
38 fiscal year, all unencumbered appropriation balances representing  
state money carry forward. Bond proceeds that have not been  
40 expended within 10 years after the date of the sale of the bonds  
lapse to General Fund debt service.

42 **Sec. 9. Bonds authorized but not issued.** Any bonds authorized  
44 but not issued, or for which bond anticipation notes are not  
issued within 5 years of ratification of this Act, are  
46 deauthorized and may not be issued; except that the Legislature  
may, within 2 years after the expiration of that 5-year period,  
48 extend the period for issuing any remaining unissued bonds or  
bond anticipation notes for an additional amount of time not to  
50 exceed 5 years.

