MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

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.

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.

STATE OF MAINE

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

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.



Preamble. Two thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of 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.

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

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- Sec. 1. Authorization of bonds to provide funds for the purchase of recycling equipment and facilities and for the remediation and closure of solid waste landfills. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$8,500,000 to raise funds for the purchase of recycling equipment and facilities and for the remediation and closure of solid waste including municipal and abandoned landfills, 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.
- Sec. 2. Records of bonds issued to be kept by the State Auditor and Treasurer of State. The State Auditor shall keep an account of the bonds, showing the number and amount of each, the date when 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.
- Sec. 3. Sale; how megotiated; proceeds appropriated. The Treasurer of State may negotiate the sale of the bonds by direction of the Governor, but no bond may be loaned, pledged or hypothecated on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid 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.
- Sec. 4. Interest and debt retirement. The Treasurer of State shall pay interest due or accruing on any bonds issued under this Act and all sums coming due for payment of bonds at maturity.
- Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds must be expended as set out in section 6 under the

2	Protection and supervision of the Department of Environmental Protection and the Maine Waste Management Agency.	
4	Sec. 6. Allocations from General Fund bond issurecycling equipment and facilities and remediation and	
6	waste landfills. The proceeds of the sale of bonds mu as designated in the following schedule:	
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10	ENVIRONMENTAL PROTECTION, DEPARTMENT OF	
12	Site Evaluation and Planning Program	\$2,100,000
14	Municipal implementation grants program	1,400,000
16	DEPARTMENT OF ENVIRONMENTAL PROTECTION	
18	TOTAL	\$3,500,000
20	MAINE WASTE MANAGEMENT AGENCY	
22	Grants and loans to municipalities and regional	
24	associations for the purchase of recycling equipment and facilities	\$5,000,000
26	equipment and facilities	φ3,000,000
28	MAINE WASTE MANAGEMENT AGENCY	
	TOTAL	\$5,000,000
30	TOTAL ALLOCATIONS	#B FOO 000
32	I O I AL ALLOCA I IONS	\$8,500,000
	Sec. 7. Contingent upon ratification of bond issue.	
34	6 do not become effective unless the people of the ratified the issuance of bonds as set forth in this A	
36	Sec. 8. Appropriation balances at year end. At the	d of anab
38	fiscal year, all unencumbered appropriation balances state money carry forward. Bond proceeds that h	representing
40	expended within 10 years after the date of the sale lapse to General Fund debt service.	
42	-	
44	Sec. 9. Bonds authorized but not issued. Any bonds authorized but not issued, or for which bond anticipation notes are not	
46	issued within 5 years of ratification of the deauthorized and may not be issued; except that the	e Legislature
48	may, within 2 years after the expiration of that 5 extend the period for issuing any remaining uniss bond anticipation notes for an additional amount of	ued bonds or
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Sec. 10. Referendum for ratification; submission at statewide election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at a statewide election held on the Tuesday following the first Monday of November following passage of this Act. The municipal officers of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

"Do you favor an \$8,500,000 bond issue to fund grants and loans to municipalities and regional associations for purchasing recycling equipment and facilities and for cleaning up and closing solid waste landfills that pose a hazard to public health and to ground water quality?"

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark placed within a corresponding square below the word "Yes" or "No." The ballots must be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if a majority of the legal votes are cast in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes effective 30 days after the date of the proclamation.

The Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this Act necessary to carry out the purpose of this referendum.

STATEMENT OF FACT

The funds provided by this bond issue, in the amount of \$8,500,000, will be used to assist municipalities and regional associations with purchasing 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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