MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2011

S.P. 812

In Senate, January 8, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26. Reference to the Committee on State and Local Government suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator VOSE of Washington Cosponsored by Representative BAILEY of Township 27 and Senator LUDWIG of Aroostook.

STATE OF MAINE

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

An Act Authorizing the Town of Vanceboro to Issue Bonds and Notes for Construction of an Elementary School.

(EMERGENCY)

Comment of the commen

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Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Town of Vanceboro has received concept approval from the State Board of Education for the construction of a new elementary school; and

Whereas, the Maine Revised Statutes, Title 30-A, sections 5702 and 5703 may be interpreted to impose a limit of municipal debt that would prevent the Town of Vanceboro from financing construction of its new elementary school; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. Authority to issue and sell bonds. Notwithstanding the Maine Revised Statutes, Title 30-A, sections 5702 and 5703, or any other provision of law, the municipal officers of the Town of Vanceboro may issue and sell to the Maine Municipal Bond Bank or other lending institution general obligation bonds or notes on behalf of the Town of Vanceboro for the purpose of financing the construction of a new elementary school for the town. The bonds or notes may not exceed a principal amount of \$1,100,000 and must be sold upon such terms and conditions as the municipal officers approve.

Sec. 2. Referendum; effective date. This Act must be submitted to the legal voters of the Town of Vanceboro at the regular town meeting in 1992 or at a special town meeting called for the purpose within 120 days of the approval of this Act. That special town meeting must be called, advertised and conducted according to the law relating to municipal elections, except that the municipal officers of the town are not required to prepare for posting, nor the town clerk to post, a new list of voters and, for the purpose of registration of voters, the board of voter registration must be in session on the secular day next preceding the special town meeting. The town clerk shall prepare the required ballots, on which the town clerk shall reduce the subject matter of this Act to the following question:

"Do you favor the issuance of bonds and notes for the purpose of financing the construction of a new elementary school in the Town of Vanceboro?"

2	The voters shall indicate by a cross or check mark placed
	against the words "Yes" or "No" their opinion of the same.
4	
	This Act takes effect upon its acceptance by a majority of
6	the legal voters voting at the election and if the total number
	of votes cast for and against the acceptance of this Act equals
8	or exceeds 20% of the total vote for all candidates for Governor
	cast in the town at the most recent gubernatorial election.
10	
	The result of the vote must be declared by the municipal
12	officers of the Town of Vanceboro and due certificate must be
1.4	filed by the town clerk with the Secretary of State.
14	Emorgonov cloude. In view of the average wither in the
16	Emergency clause. In view of the emergency cited in the
10	preamble, section 2 of this Act takes effect when approved.
18	
	STATEMENT OF FACT
20	
	This bill authorizes the Town of Vanceboro to issue bonds
22	and notes for financing the construction of a new elementary
	school. The bill, if enacted, becomes effective only upon
24	approval by the voters of the Town of Vanceboro.