

MAINE STATE LEGISLATURE

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OK
R. O. S.

L.D. 353

(Filing No. H- 148)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 275, L.D. 353, Bill, "An Act to Amend the Charter of the North Berwick Water District"

Amend the bill by inserting after the title and before the emergency preamble the following:

'Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.'

Further amend the bill by striking out all of section 1 and inserting in its place the following:

'Sec. 1. P&SL 1981, c. 54, §9, 2nd sentence, as amended by P&SL 1983, c. 26, §3, is further amended to read:

The district, by vote of its board of trustees, and without district vote except as otherwise provided in this section, is also authorized to issue, from time to time, bonds, notes or other evidences of indebtedness of the district in the an amount or amounts, not exceeding the sum of \$1,500,000 \$3,000,000 outstanding at any one time, except for indebtedness to fund projects specifically mandated by the State Government or Federal Government, bearing interest at such a rate or rates, and having such terms and provisions as the trustees shall determine, ~~provided that, except for not in excess of.~~ Except in the case of indebtedness not exceeding \$800,000 in principal amount of notes and bonds at any one time outstanding to be issued by vote

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 275, L.D. 353

2 of the trustees without district vote for the purpose purposes of
3 acquiring properties of the North Berwick Water Company and,
4 making certain improvements, and ~~for the purpose of~~ acquiring a
5 new water supply and making further improvements, in the case of
6 any other votes by the trustees to authorize bonds or notes to
7 pay for the acquisition of property, for the cost of a water
8 system or part thereof, for renewal or additions or for other
9 improvements in the nature of capital costs, the estimated cost
10 of which, singly or in the aggregate included in any one
11 financing, is \$150,000 or more, or for renewing or refunding
12 existing indebtedness, notice of the proposed debt and of the
13 general purpose or purposes for which it was authorized shall
14 must be given by the clerk by publication at least once in a
15 newspaper having a general circulation in the Town of North
16 Berwick.'

17 Further amend the bill by inserting at the end before the
18 statement of fact the following:

20 FISCAL NOTE

21 This bill requires local units of government to make
22 additional expenditures to pay for the cost of the required local
23 election. Pursuant to the Mandate Preamble, the votes of two
24 thirds of all members elected to each House exempt the State from
25 the constitutional requirement to fund 90% of the additional
26 local cost of these requirements.'

30 STATEMENT OF FACT

31 This amendment adds a municipal mandate preamble to the bill
32 providing that the costs associated with the mandate imposed
33 pursuant to the Constitution of Maine, Article IX, Section 21 by
34 the local referendum provision of the bill are not funded by the
35 State.

36 This amendment also replaces section 1 of the bill. Under
37 this amendment, as in the original bill, the debt limit of the
38 North Berwick Water District is increased from \$1,500,000 to
39 \$3,000,000. This amendment also makes certain clarifying changes
40 in the language of the charter and adds a fiscal note to the bill.

Reported by the Committee on Utilities
Reproduced and distributed under the direction of the Clerk of the
House
April 13, 1993 (Filing No. H-148)