

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1898

S.P. 700

In Senate, February 18, 1994

An Act to Authorize a General Fund Bond Issue in the Amount of \$21,000,000 to Provide Funds for Improved Access to State Facilities for Disabled Citizens and Employees, for Safety Improvements at the Baxter School for the Deaf and for Long-term Lease Cost Savings.

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 CARPENTER of York. (GOVERNOR'S BILL).
Cosponsored by Representative REED of Falmouth and
Senator: PEARSON of Penobscot, Representative: CARROLL of Gray.

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
8 on behalf of the State of Maine to provide funds for improved
10 access to state facilities for disabled citizens and employees,
12 for safety improvements at the Baxter School for the Deaf and for
14 long-term lease cost savings.

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

18 **Sec. 1. Authorization of bonds to provide for funds for improved**
20 **access to state facilities for disabled citizens and employees, for safety**
22 **improvements at the Baxter School for the Deaf and for long-term lease**
24 **cost savings.** The Treasurer of State is authorized, under the
26 direction of the Governor, to issue bonds in the name and behalf
28 of the State in an amount not exceeding \$21,000,000 to raise
30 funds for improved access to state facilities for disabled
32 citizens and employees, for safety improvements at the Baxter
34 School for the Deaf and for long-term lease cost savings as
36 authorized by section 6. The bonds are a pledge of the full
38 faith and credit of the State. The bonds may not run for a
40 period longer than 10 years from the date of the original issue
42 of the bonds. At the discretion of the Treasurer of State, with
44 the approval of the Governor, any issuance of bonds may contain a
46 call feature.

48 **Sec. 2. Records of bonds issued to be kept by the Treasurer of State.**
50 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 negotiated; 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
 direction

2 and supervision of the Department of Administrative and Financial
3 Services, the Judicial Department and the Department of Education.

4 **Sec. 6. Allocations from General Fund bond issue.** The proceeds
5 of the sale of bonds must be expended as designated in the
6 following schedule.

8 1994-95

10 **ADMINISTRATIVE AND FINANCIAL SERVICES,
11 DEPARTMENT OF**

12 **BUREAU OF GENERAL SERVICES**

14 Accessibility renovation to state
15 facilities \$6,000,000

18 **JUDICIAL DEPARTMENT**

20 Accessibility renovations to judicial
21 facilities \$3,000,000

22 **EDUCATION, DEPARTMENT OF**

24 Safety Improvements at the Baxter
25 School of the Deaf \$2,000,000

28 **ADMINISTRATIVE AND FINANCIAL SERVICES,
29 DEPARTMENT OF**

30 **BUREAU OF GENERAL SERVICES**

32 Long-term Lease Cost Savings Investments \$10,000,000

34
36 **TOTAL** \$21,000,000

38 **Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to
39 6 do not become effective unless the people of the State have
40 ratified the issuance of bonds as set forth in this Act.

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

48 **Sec. 9. Bonds authorized but not issued.** Any bonds authorized
49 but not issued, or for which bond anticipation notes are not

1 issued within 5 years of ratification of this Act, are
2 deauthorized and may not be issued; except that the Legislature
3 may, within 2 years after the expiration of that 5-year period,
4 extend the period for issuing any remaining unissued bonds or
5 bond anticipation notes for an additional amount of time not to
6 exceed 5 years.

8 **Sec. 10. Referendum for ratification; submission at general election;
9 form of question; effective date.** This Act must be submitted to the
10 legal voters of the State of Maine at the next general election
11 in the month of November following passage of this Act. The
12 municipal officers of this State shall notify the inhabitants of
13 their respective cities, towns and plantations to meet, in the
14 manner prescribed by law for holding a general election, to vote
15 on the acceptance or rejection of this Act by voting on the
16 following question:

18 "Do you favor a \$21,000,000 bond issue for renovations to
19 state facilities and judicial facilities for improved access
20 for disabled citizens and employees, for safety improvements
21 at the Baxter School for the Deaf and for long-term lease
22 cost savings?"

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

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

40
42 **STATEMENT OF FACT**

44 The funds provided by this bond issue, in the amount of
45 \$21,000,000, will be used to make renovations to state facilities
46 and judicial buildings that will begin to provide access to these
47 facilities for disabled citizens and employees. It will provide
48 \$6,000,000 to make accessibility improvements to state facilities
49 and \$3,000,000 for accessibility improvements to judicial
50 buildings. In addition, \$2,000,000 is provided to make critical
safety improvements at the Baxter School for the Deaf. Finally,

\$10,000,000 is provided to undertake facility renovations and purchases to achieve \$750,000 in annual lease cost savings.

2

4

6

8

10

This document has not yet been reviewed to determine the need for cross-reference, stylistic and other technical amendments to conform existing law to current drafting standards.