

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

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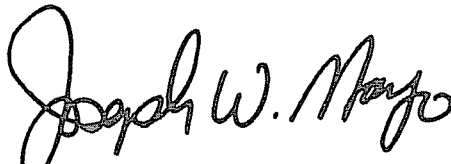
H.P. 1442

House of Representatives, March 8, 1994

An Act to Authorize a General Fund Bond Issue in the Amount of \$7,000,000 for Training Equipment for the Maine Technical College System.

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27. Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative CAMPBELL of Holden.
Cosponsored by Senator HANDY of Androscoggin and
Representatives: ADAMS of Portland, AHEARNE of Madawaska, ALIBERTI of Lewiston, ANDERSON of Woodland, AULT of Wayne, BAILEY of Township 27, BAILEY of Farmington, BARTH of Bethel, BOWERS of Washington, BRENNAN of Portland, BRUNO of Raymond, CAMERON of Rumford, CARLETON of Wells, CARON of Biddeford, CARROLL of Gray, CASHMAN of Old Town, CATHCART of Orono, CHASE of China, CHONKO of Topsham, CLARK of Millinocket, COFFMAN of Old Town, COLES of Harpswell, COTE of Auburn, CROSS of Dover-Foxcroft, DiPIETRO of South Portland, DONNELLY of Presque Isle, DORE of Auburn, DRISCOLL of Calais, DUTREMBLE of Biddeford, ERWIN of Rumford, FAIRCLOTH of Bangor, FARNSWORTH of Hallowell, FARNUM of South Berwick, FITZPATRICK of Durham, FOSS of Yarmouth, GEAN of Alfred, GOULD of Greenville, GREENLAW of Standish, GWADOSKY of Fairfield, HALE of Sanford, HATCH of Skowhegan, HEINÖ of Boothbay, HICHBORN of LaGrange, HOGLUND of Portland,

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HOLT of Bath, HUSSEY of Milo, JACQUES of Waterville, JALBERT of Lisbon, JOHNSON of South Portland, JOSEPH of Waterville, JOY of Island Falls, KERR of Old Orchard Beach, KETTERER of Madison, KILKELLY of Wiscasset, KNEELAND of Easton, KUTASI of Bridgton, LEMKE of Westbrook, LEMONT of Kittery, LIBBY of Kennebunk, LIBBY of Buxton, LIPMAN of Augusta, LOOK of Jonesboro, LORD of Waterboro, MacBRIDE of Presque Isle, MARSH of West Gardiner, MARSHALL of Eliot, MARTIN of Eagle Lake, MELENDY of Rockland, MICHAEL of Auburn, MICHAUD of East Millinocket, MITCHELL of Vassalboro, MITCHELL of Freeport, MORRISON of Bangor, MURPHY of Berwick, NORTON of Winthrop, O'GARA of Westbrook, OLIVER of Portland, OTT of York, PARADIS of Augusta, PENDEXTER of Scarborough, PENDLETON of Scarborough, PFEIFFER of Brunswick, PINEAU of Jay, PINETTE of Fort Kent, PLOURDE of Biddeford, PLOWMAN of Hampden, POULIOT of Lewiston, RAND of Portland, REED of Falmouth, REED of Dexter, RICHARDSON of Portland, ROTONDI of Athens, RUHLIN of Brewer, RYDELL of Brunswick, SAXL of Bangor, SIMONDS of Cape Elizabeth, SIMONEAU of Thomaston, SKOGLUND of St. George, SMALL of Bath, SPEAR of Nobleboro, STEVENS of Orono, STROUT of Corinth, SULLIVAN of Bangor, SWAZEY of Bucksport, TARDY of Palmyra, TAYLOR of Cumberland, THOMPSON of Lincoln, TOWNSEND of Portland, TOWNSEND of Eastport, TOWNSEND of Canaan, TRACY of Rome, TREAT of Gardiner, TRUE of Fryeburg, TUFTS of Stockton Springs, VIGUE of Winslow, WALKER of Blue Hill, WENTWORTH of Kennebunkport, WINN of Glenburn, YOUNG of Limestone, ZIRNKILTON of Mount Desert, Senators: AMERO of Cumberland, BALDACCI of Penobscot, BERUBE of Androscoggin, BUSTIN of Kennebec, BUTLAND of Cumberland, CAHILL of Sagadahoc, CAREY of Kennebec, CARPENTER of York, CIANCHETTE of Somerset, CONLEY of Cumberland, DUTREMBLE of York, ESTY of Cumberland, GOULD of Waldo, HALL of Piscataquis, LAWRENCE of York, McCORMICK of Kennebec, O'DEA of Penobscot, PARADIS of Aroostook, SUMMERS of Cumberland, TITCOMB of Cumberland.

2 **Preamble.** Two thirds of both Houses of the Legislature
3 deeming it necessary in accordance with the Constitution of
4 Maine, Article IX, Section 14, to authorize the issuance of bonds
5 on behalf of the State of Maine to provide funds for equipment
6 for the Maine Technical College System.

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

8
9 **Sec. 1. Authorization of bonds to provide for training equipment for**
10 **the Maine Technical College System.** The Treasurer of State is
11 authorized, under the direction of the Governor, to issue bonds
12 in the name and behalf of the State in an amount not exceeding
13 \$7,000,000 to raise funds for training equipment for the Maine
14 Technical College System as authorized by section 6. The bonds
15 are a pledge of the full faith and credit of the State. The
16 bonds may not run for a period longer than 20 years from the date
17 of the original issue of the bonds. At the discretion of the
18 Treasurer of State, with the approval of the Governor, any
19 issuance of bonds may contain a call feature.

20 **Sec. 2. Records of bonds issued to be kept by the Treasurer of State.**
21 The Treasurer of State shall keep an account of each bond showing
22 the number of the bond, the name of the successful bidder to whom
23 sold, the amount received for the bond, the date of sale and the
24 date when payable.

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

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

38 **Sec. 5. Disbursement of bond proceeds.** The proceeds of the
39 bonds must be expended as set out in section 6 under the
40 direction and supervision of the Board of Trustees of the Maine
41 Technical College System.

42 **Sec. 6. Allocations from General Fund bond issue; equipment**
43 **purchases.** The proceeds of the sale of bonds must be expended as
44 designated in the following schedule.
45
46
47
48

2 MAINE TECHNICAL COLLEGE SYSTEM \$4,500,000

4 Funds must be used for training equipment
6 purchases and must be allocated to all
8 campuses by a formula approved by the
trustees.

10 MAINE TECHNICAL COLLEGE SYSTEM
PROGRAM ENHANCEMENT \$2,500,000

12 Funds must be used for training equipment
14 purchases and must be allocated based on a
competitive request-for-proposal process
16 that addresses program enhancements or
research and development. Before any funds
18 may be allocated, the \$2,500,000 must be
matched on a one-to-one basis by private or
in-kind donations.

20 **Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to
22 6 do not become effective unless the people of the State have
ratified the issuance of bonds as set forth in this Act.

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

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

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

2 "Do you favor a \$7,000,000 bond issue to purchase new
training equipment at Maine's technical colleges of which
4 \$2,500,000 must be matched?"

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

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

22 STATEMENT OF FACT

24 The funds provided by this bond issue, in the amount of
\$7,000,000, \$2,500,000 of which must be matched by private or
26 in-kind amounts will be used to purchase training equipment for
the Maine Technical College System.
28

30
32
34 This document has not yet been reviewed to determine the
need for cross-reference, stylistic and other technical
36 amendments to conform existing law to current drafting standards.