

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1240

S.P. 381

In Senate, February 25, 1997

An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Assist Municipalities to Provide Water and Sewer Service to Areas Zoned by Municipalities for Industrial and Light Industrial Uses.

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 President LAWRENCE of York.
Cosponsored by Representative: WHEELER of Eliot and Representative WRIGHT of Berwick.

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 to assist
6 municipalities to provide water and sewer service to areas zoned
7 by municipalities for industrial and light industrial uses.

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

10 **Sec. 1. Authorization of bonds to assist municipalities to provide**
11 **water and sewer service to areas zoned by municipalities for industrial and**
12 **light industrial uses.** The Treasurer of State is authorized, under
13 the direction of the Governor, to issue bonds in the name and on
14 behalf of the State in an amount not exceeding \$5,000,000 to
15 raise funds to assist municipalities to provide water and sewer
16 service to areas zoned by municipalities for industrial and light
17 industrial uses as authorized by section 6. The bonds are a
18 pledge of the full faith and credit of the State. The bonds may
19 not run for a period longer than 20 years from the date of the
20 original issue of the bonds. At the discretion of the Treasurer
21 of State, with the approval of the Governor, any issuance of
22 bonds may contain a call feature.

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

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

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

43 **Sec. 5. Disbursement of bond proceeds.** The proceeds of the
44 bonds must be expended as set out in section 6 under the
45 direction and supervision of the Department of Economic and
46 Community Development to assist municipalities to provide water
47 and sewer service to areas zoned by municipalities for industrial
48 and light industrial uses.

2 The legal voters of each city, town and plantation shall
vote by ballot on this question and designate their choice by a
4 cross or check mark placed within a corresponding square below
the word "Yes" or "No." The ballots must be received, sorted,
6 counted and declared in open ward, town and plantation meetings
and returns made to the Secretary of State in the same manner as
8 votes for members of the Legislature. The Governor shall review
the returns and, if a majority of the legal votes are cast in
10 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.

12

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

16

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SUMMARY

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The funds provided by this bond issue, in the amount of
\$5,000,000, will be used by the Department of Economic and
22 Community Development to assist municipalities to provide water
and sewer service to areas zoned by municipalities for industrial
24 and light industrial uses.