

# MAINE STATE LEGISLATURE

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# 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

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Legislative Document

No. 271

H.P. 193

House of Representatives, January 11, 1999

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**An Act to Authorize a General Fund Bond Issue in the Amount of  
\$25,000,000 to Build or Rehabilitate Regional Psychiatric Facilities.**

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Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative BRENNAN of Portland.  
Cosponsored by Senator DAGGETT of Kennebec and  
Representatives: FULLER of Manchester, KANE of Saco, O'NEAL of Limestone, O'NEIL of  
Saco, POWERS of Rockport, QUINT of Portland, TESSIER of Fairfield, TOWNSEND of  
Portland.

2           **Preamble.** Two thirds of both Houses of the Legislature  
deeming it necessary in accordance with the Constitution of  
4           Maine, Article IX, Section 14, to authorize the issuance of bonds  
on behalf of the State of Maine to provide funds for the  
6           construction or rehabilitation of regional psychiatric facilities.

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

10           **Sec. 1. Authorization of bonds to provide for the construction or  
rehabilitation of regional psychiatric facilities.** The Treasurer of State  
is authorized, under the direction of the Governor, to issue  
12           bonds in the name and on behalf of the State in an amount not  
exceeding \$25,000,000 to raise funds for the construction or  
14           rehabilitation of regional psychiatric facilities as authorized  
by section 6. The bonds are a pledge of the full faith and  
16           credit of the State. The bonds may not run for a period longer  
than 10 years from the date of the original issue of the bonds.  
18           At the discretion of the Treasurer of State, with the approval of  
the Governor, any issuance of bonds may contain a call feature.

20           **Sec. 2. Records of bonds issued to be kept by the Treasurer of State.**  
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  
sold, the amount received for the bond, the date of sale and the  
24           date when payable.

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

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

42           **Sec. 5. Disbursement of bond proceeds.** The proceeds of the  
bonds must be expended as set out in section 6 under the  
44           direction and supervision of the Maine State Housing Authority.

46           **Sec. 6. Allocations from General Fund bond issue; construction or  
rehabilitation of regional psychiatric facilities.** The proceeds of the  
48           sale of bonds must be expended as designated in the following  
schedule.

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1999-00

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**MAINE STATE HOUSING AUTHORITY**

6

All Other

\$25,000,000

8

Provides funds for the construction or  
rehabilitation of regional psychiatric  
facilities.

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

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

22

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

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

42

"Do you favor a \$25,000,000 bond issue for the construction  
or rehabilitation of regional psychiatric facilities?"

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The legal voters of each city, town and plantation shall  
vote by ballot on this question and designate their choice by a  
cross or check mark placed within a corresponding square below  
the word "Yes" or "No." The ballots must be received, sorted,  
counted and declared in open ward, town and plantation meetings

2 and returns made to the Secretary of State in the same manner as  
votes for members of the Legislature. The Governor shall review  
4 the returns and, if a majority of the legal votes are cast in  
favor of the Act, the Governor shall proclaim the result without  
6 delay, and the Act becomes effective 30 days after the date of  
the proclamation.

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

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### 14 SUMMARY

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16 The funds provided by this bond issue, in the amount of  
\$25,000,000, will be used to construct or rehabilitate regional  
psychiatric facilities.