

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1928

S.P. 678

In Senate, March 17, 1999

**An Act to Authorize a General Fund Bond Issue for Repairs,
Renovations and Additions to Public Schools.**

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 TREAT of Kennebec.
Cosponsored by Representative WATSON of Farmingdale and
Senators: DAGGETT of Kennebec, NUTTING of Androscoggin, PINGREE of Knox,
Representatives: COWGER of Hallowell, FULLER of Manchester, McKEE of Wayne,
SHIAH of Bowdoinham.

2 **Sec. A-6. Allocations from General Fund bond issue; for repairs,**
renovations and additions to public schools. The proceeds of the sale
4 of bonds must be expended as designated in the following schedule.

6 **MAINE MUNICIPAL BOND BANK**

8 **School Revolving Renovation Fund**

10	For renovation and repair of	\$50,000,000
	public schools to correct health	
12	and safety violations and violations	
	of the federal Americans with	
14	Disabilities Act and to fund additions	
	to schools when made in combination	
16	with correcting the violations.	

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

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

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

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

2 "Do you favor a \$50,000,000 bond issue to renovate and
3 repair public schools to correct health and safety
4 violations and violations of the federal Americans with
Disabilities Act and to make additions to schools?"

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

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

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PART B

24

26 **Sec. B-1. 30-A MRSA §6006-F, sub-§3, ¶A,** as enacted by PL
1997, c. 787, §13, is amended to read:

28 A. To make loans to school administrative units for school
29 repair and renovation and additions.

30

32 (1) The following repair and renovation and addition
needs receive first priority status:

34 (a) Repair or replacement of a roof on a school
35 building;

36

38 (b) Bringing a school building into compliance
with the federal Americans with Disabilities Act,
42 United States Code, Section 12101 et seq.;

40

42 (c) Improving air quality in a school building;

44

46 (d) Removing asbestos from or abating asbestos in
a school building;

48

50 (e) Removing underground oil storage tanks on the
grounds of a school building; and

52

(f) Undertaking other health, safety and
compliance repairs; and

2 (g) Making an addition to a school building when
4 done in combination with a project under
 subparagraph (b) or (f).

6 (2) Repairs and improvements not related to health,
8 safety and compliance repairs receive 2nd priority
 status. Those repairs and improvements are limited to
10 a school building structure, windows and doors and to a
 school building water or septic system.

12 (3) Upgrade of learning spaces in school buildings and
14 small-scale capital improvements receive 3rd priority
 status.

16 (4) The Commissioner of Education may approve other
18 necessary repairs;

Sec. B-2. Contingent upon ratification of bond issue. This Part
20 takes effect only if the people of the State have ratified the
 issuance of bonds as set forth in Part A.

22

24

SUMMARY

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 This bill proposes a \$50,000,000 bond issue to be presented
28 to the voters in November 1999. The bond issue provides funds to
 be deposited into the School Revolving Renovation Fund
30 established in the Maine Revised Statutes, Title 30-A, section
 6006-F and must be used for the repair and renovation of public
32 schools to correct health and safety violations and violations of
 the federal Americans with Disabilities Act. It also allows
34 funds to be used for additions to public schools when those
 additions are made in combination with correcting those
36 violations.