

# MAINE STATE LEGISLATURE

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R 48

L.D. 2107

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DATE: 6-18-99

(Filing No. H- 768)

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
119TH LEGISLATURE  
FIRST REGULAR SESSION**

HOUSE AMENDMENT "A" to S.P. 748, L.D. 2107, Bill, "An Act to Authorize a General Fund Bond Issue in the Amount of \$20,500,000 to Construct Water Pollution Control Facilities and Make Other Environmental Improvements"

Amend the bill by striking out the title and substituting the following:

**'An Act to Authorize a General Fund Bond Issue in the Amount of \$17,000,000 to Construct Water Pollution Control Facilities and Make Other Environmental Improvements'**

Further amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

**'Sec. 1. Authorization of bonds to provide funds to construct water pollution control facilities and make other environmental improvements.** The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and on behalf of the State in an amount not exceeding \$17,000,000 to raise funds to construct water pollution control facilities; to close and clean up municipal solid waste landfills; to clean up tire stockpiles; to abate, clean up and mitigate threats to the public health and environment from uncontrolled hazardous substance sites or other hazardous waste discharges; to control polluted runoff; and to make drinking water system improvements as authorized by section 6. The bonds are a pledge of the full faith and 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. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature.

**HOUSE AMENDMENT**

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**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 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 and supervision of the Department of Environmental Protection, the Department of Human Services and the Department of Agriculture, Food and Rural Resources.

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

2000-01

**ENVIRONMENTAL PROTECTION,  
DEPARTMENT OF**

Construction of water pollution control facilities providing the state match for \$12,500,000 in federal funds. Of the \$7,000,000, \$2,500,000 is to construct water pollution control facilities; \$3,000,000 is for large facilities grants; and \$1,500,000 is for small community grants.	\$7,000,000
Grants to municipalities to close and clean up solid waste landfills.	\$3,500,000

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2 Clean up tire stockpiles to protect the public health and safety and the environment. \$2,500,000

4 Abatement, cleanup and mitigation of threats to the public health and environment from uncontrolled hazardous substance sites or other hazardous waste discharges. \$1,500,000

10 **AGRICULTURE, FOOD AND RURAL**  
12 **RESOURCES, DEPARTMENT OF**

14 Control polluted runoff. \$1,000,000

16 **HUMAN SERVICES, DEPARTMENT OF**

18 Construction of drinking water system improvements for public water supplies providing the state match for \$7,500,000 in federal funds. \$1,500,000

22 **24 TOTAL ALLOCATIONS** \$17,000,000

26 **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.

30 **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.

36 **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.

44 **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

**HOUSE AMENDMENT**

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HOUSE AMENDMENT "A" to S.P. 748, L.D. 2107

2 officers of this State shall notify the inhabitants of their  
3 respective cities, towns and plantations to meet, in the manner  
4 prescribed by law for holding a statewide election, to vote on  
5 the acceptance or rejection of this Act by voting on the  
6 following question:

7 "Do you favor a \$17,000,000 bond issue for the following  
8 purposes:

10 (1) \$7,000,000 to construct water pollution control  
11 facilities, providing the state match for \$12,500,000  
12 in federal funds;

14 (2) \$3,500,000 to protect the State's drinking water  
15 resources by granting funds to cities and towns for the  
16 closure and cleanup of their solid waste landfills;

18 (3) \$2,500,000 to protect the public health and safety  
19 and the environment by providing funds for the cleanup  
20 of tire stockpiles;

22 (4) \$1,500,000 to abate, clean up and mitigate threats  
23 to the public health and environment from uncontrolled  
24 hazardous substance sites or other hazardous waste  
25 discharges;

26 (5) \$1,500,000 to construct drinking water system  
27 improvements that address public health threats,  
28 providing the state match for \$7,500,000 in federal  
29 funds; and

32 (6) \$1,000,000 to construct new or to retrofit  
33 existing agricultural pollution control structures to  
34 protect the environment?"

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

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

# HOUSE AMENDMENT

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2 Further amend the bill by inserting at the end before the  
summary the following:

6 **FISCAL NOTE**

8 The estimated cost of sending this bond issue out to  
referendum will vary according to the total number of referenda  
10 enacted during the 119th First Regular Session to be submitted in  
November 1999. The estimated cost to the Secretary of State if  
12 one to 6 referenda are enacted is \$95,000. Each additional  
referendum costs an additional \$7,000.

14 If approved by the voters, the total cost of this bond issue  
16 is estimated to be \$20,927,000 with principal payments of  
\$17,000,000 and interest payments of approximately \$3,927,000.'

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20 **SUMMARY**

22 This amendment lowers the principal amount of the original  
bond issue proposal from \$20,500,000 to \$17,000,000.

24 It would fund the following issues:

26 1. \$7,000,000 to construct water pollution control  
28 facilities, providing the state match for \$12,500,000 in federal  
funds;

30 2. \$3,500,000 to protect the State's drinking water  
32 resources by granting funds to cities and towns for the closure  
and cleanup of their solid waste landfills;

34 3. \$2,500,000 to protect the public health and safety and  
36 the environment by providing funds for the cleanup of tire  
stockpiles;

38 4. \$1,500,000 to abate, clean up and mitigate threats to  
40 the public health and environment from uncontrolled hazardous  
substance sites or other hazardous waste discharges;

42 5. \$1,500,000 to construct drinking water system  
44 improvements that address public health threats, providing the  
state match for \$7,500,000 in federal funds; and

46 6. \$1,000,000 to construct new or to retrofit existing  
48 agricultural pollution control structures to protect the  
environment.

HOUSE AMENDMENT "A" to S.P. 748, L.D. 2107

This amendment also adds a fiscal note to the bill.

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SPONSORED BY: E. R. Townsend  
(Representative TOWNSEND)

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TOWN: Portland

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# HOUSE AMENDMENT