

MAINE STATE LEGISLATURE

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R.O.S.

L.D. 2120

DATE: *April 3, 2002* (Filing No. S-565)

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APPROPRIATIONS AND FINANCIAL AFFAIRS

8 Reported by:

10 Reproduced and distributed under the direction of the Secretary
12 of the Senate.

14 style="text-align: center;">**STATE OF MAINE**
SENATE
120TH LEGISLATURE
SECOND REGULAR SESSION

18 COMMITTEE AMENDMENT "**B**" to S.P. 783, L.D. 2120, Bill, "An
20 Act to Authorize a General Fund Bond Issue in the Amount of
22 \$19,300,000 to Construct and Upgrade Water Pollution Control
24 Facilities, to Remove Discharges, to Clean up Tire Stockpiles, to
26 Clean up Uncontrolled Hazardous Substance Sites, to Remediate
Solid Waste Landfills, to Make Drinking Water System
Improvements, to Address Household Hazardous Wastes and to
Promote Standardization and Use of Public Geographic Data"

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

32 **'An Act to Authorize a General Fund Bond Issue in the Amount of**
\$23,800,000 to Improve Water Pollution Control, Remove
Discharges, Clean up Hazardous Substances, Capitalize Dam Repair
and Reconstruction Fund, Remediate Landfills, Improve Drinking
Water, Address Household Hazardous Wastes, Promote Public
Geographic Data, Provide Pollution Control on Farms, Provide
Water for Crops, Recapitalize Potato Marketing Improvement Fund
and Address State Fish-rearing Facilities'

40 Further amend the bill by striking out everything after the
42 title and before the summary and inserting in its place the
following:

44 **'Preamble.** Two thirds of both Houses of the Legislature
46 deeming it necessary in accordance with the Constitution of
48 Maine, Article IX, Section 14 to authorize the issuance of bonds
50 on behalf of the State of Maine to provide funds to construct and
upgrade water pollution control facilities, to remove discharges,
to clean up uncontrolled hazardous substance sites, to remediate
solid waste landfills, to capitalize the Dam Repair and
Reconstruction Fund, to make drinking water system improvements,

COMMITTEE AMENDMENT

2 to address household hazardous wastes, to promote standardization
and use of public geographic data, to construct new or retrofit
4 existing pollution control structures on Maine farms to protect
the environment, to construct environmentally sound water sources
6 that help avoid drought damage to crops, to recapitalize the
Potato Marketing Improvement Fund and to make renovations and
8 enhance wastewater treatment at the Department of Inland
Fisheries and Wildlife's fish-rearing facilities.

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

12 **Sec. 1. Authorization of bonds to provide for funds to construct and**
14 **upgrade water pollution control facilities, to remove discharges, to make**
16 **renovations and enhance wastewater treatment at the Department of**
18 **Inland Fisheries and Wildlife's fish-rearing facilities, to clean up**
20 **uncontrolled hazardous substance sites, to remediate solid waste landfills,**
22 **to capitalize the Dam Repair and Reconstruction Fund, to make drinking**
24 **water system improvements, to develop public recycling and household**
26 **hazardous waste management infrastructure, to promote standardization**
28 **and use of public geographic data, to construct new or retrofit existing**
30 **pollution control structures on Maine farms to protect the environment, to**
32 **construct environmentally sound water sources that help avoid drought**
34 **damage to crops and to recapitalize the Potato Marketing Improvement**
36 **Fund.** 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 \$23,800,000, as authorized in
section 6 of this Act, to raise funds to construct and upgrade
water pollution control facilities, to remove discharges, to make
renovations and enhance wastewater treatment at the Department of
Inland Fisheries and Wildlife's fish-rearing facilities, to raise
funds to clean up uncontrolled hazardous substance sites, to
remediate solid waste landfills, to capitalize the Dam Repair and
Reconstruction Fund, to make drinking water system improvements,
to develop public recycling and household hazardous waste
management infrastructure, to promote standardization and use of
public geographic data, to construct new or retrofit existing
pollution control structures on Maine farms to protect the
environment, to construct environmentally sound water sources
that help avoid drought damage to crops and to recapitalize the
Potato Marketing Improvement Fund. 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.

46

Sec. 2. Records of bonds issued to be kept by the Treasurer of State.

2 The Treasurer of State shall keep an account of each bond showing
4 the number of the bond, the name of the successful bidder to whom
6 sold, the amount received for the bond, the date of sale and the
8 date when payable.

Sec. 3. Sale; how negotiated; proceeds appropriated.

8 The Treasurer of State may negotiate the sale of the bonds by
10 direction of the Governor, but no bond may be loaned, pledged or
12 hypothecated on behalf of the State. The proceeds of the sale of
14 the bonds, which must be held by the Treasurer of State and paid
16 by the Treasurer of State upon warrants drawn by the State
Controller, are appropriated solely for the purposes set forth in
this Part. Any unencumbered balances remaining at the completion
of the project in section 6 of this Act lapse to the debt service
account established for the retirement of these bonds.

Sec. 4. Interest and debt retirement.

18 The Treasurer of State shall pay interest due or accruing on any bonds issued under this
20 Act and all sums coming due for payment of bonds at maturity.

Sec. 5. Disbursement of bond proceeds.

22 The proceeds of the bonds must be expended as set out in section 6 of this Act under
24 the direction and supervision of the Department of Environmental
26 Protection, the Department of Inland Fisheries and Wildlife, the
28 Department of Human Services, the Department of Administrative
and Financial Services, the State Planning Office within the
Executive Department and the Department of Agriculture, Food and
Rural Resources.

30
32 **Sec. 6. Allocations from General Fund bond issue; to construct and
34 upgrade water pollution control facilities, to remove discharges and to
36 make renovations and enhance wastewater treatment at the Department of
38 Inland Fisheries and Wildlife's fish-rearing facilities, to clean up
40 uncontrolled hazardous substance sites, to remediate solid waste landfills,
42 to capitalize the Dam Repair and Reconstruction Fund, to make drinking
44 water system improvements, to develop public recycling and household
hazardous waste management infrastructure, to promote standardization
and use of public geographic data, to construct new or retrofit existing
pollution control structures on Maine farms to protect the environment, to
construct environmentally sound water sources that help avoid drought
damage to crops and to recapitalize the Potato Marketing Improvement
Fund.** The proceeds of the sale of the bonds must be expended as
designated in the following schedule.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

2		
4	Loans to construct and upgrade water pollution control facilities matched by \$12,500,000 in federal funds.	\$5,000,000
6		
8	Grants to municipalities, homeowners and businesses to remove overboard discharges.	1,000,000
10		
12	Grants to municipalities through the Small Communities Grants Program.	1,000,000
14		
16	Clean up uncontrolled hazardous substance sites.	1,000,000
18		
20	Remediate solid waste landfills.	500,000

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

22		
24	Renovations and enhancement of wastewater treatment at the Department of Inland Fisheries and Wildlife's fish-rearing facilities.	7,000,000

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

30		
32	Capitalize the Dam Repair and Reconstruction Fund	500,000

HUMAN SERVICES, DEPARTMENT OF

36		
38	Grants and loans for public drinking water system improvements matched by \$6,000,000 in federal funds.	1,800,000

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

42		
44	Establish an Internet-based Maine public library of geographic data, improve citizens' access to public geographic data, make grants to municipalities and participate in intergovernmental data development agreement matched by \$1,600,000 in federal funds.	2,000,000
46		
48		
50		

STATE PLANNING OFFICE

2	Support public recycling capital investment.	600,000
4		
6	Support household hazardous wastes management infrastructure.	900,000

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

10	Construction of new or retrofitting of existing manure pollution control structures on Maine farms to comply with Maine law. These state funds will be matched with federal and private funds.	1,500,000
12		
14		
16		
18	Construction of environmentally sound water sources that help avoid drought damage to crops.	500,000
20		
22	Recapitalize the Potato Marketing Improvement Fund. These state funds will match private funds and be used to construct potato storage facilities.	500,000
24		
26		

28 TOTAL ALLOCATIONS \$23,800,000

30 **Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to
32 6 of this Act do not become effective unless the people of the
State have ratified the issuance of the bonds as set forth in
this Act.

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

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

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Sec. 10. Referendum for ratification; submission at general election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at the next general election in the month 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 primary election, to vote on the acceptance or rejection of this Act by voting on the following question:

"Do you favor a \$23,800,000 bond issue for the following purposes:

1. The sum of \$5,000,000 to construct and upgrade water pollution control facilities, providing the state match for \$12,500,000 in federal funds;

2. The sum of \$1,000,000 to protect public health, safety and the environment by providing funds to remove overboard discharges;

3. The sum of \$7,000,000 to make renovations and enhance wastewater treatment at the Department of Inland Fisheries and Wildlife's fish-rearing facilities;

4. The sum of \$1,000,000 to protect public health, safety and the environment by providing funds to remove and replace failing septic systems;

5. The sum of \$1,000,000 to clean up uncontrolled hazardous substance sites;

6. The sum of \$500,000 to remediate solid waste landfills;

7. The sum of \$500,000 to capitalize the Dam Repair and Reconstruction Fund;

8. The sum of \$1,800,000 to support drinking water system improvements that address public health threats, providing the state match for \$6,000,000 in federal funds;

9. The sum of \$2,000,000 to acquire the technology and services required to establish an Internet-based Maine public library of geographic data, to improve citizens' access to public geographic data, to make grants to municipalities for voluntary automation of parcel and zoning maps to uniform standards, to provide the state match for at least \$1,600,000 in federal funds and to participate in intergovernmental data development agreements;

COMMITTEE AMENDMENT 'B' to S.P. 783, L.D. 2120

2 The State Planning Office within the Executive Department,
the Department of Administrative and Financial Services, the
4 Department of Environmental Protection, the Department of Inland
Fisheries and Wildlife, the Department of Agriculture, Food and
6 Rural Resources and the Department of Human Services will incur
some minor additional costs to administer the proceeds from this
bond issue. These costs can be absorbed within the departments'
8 existing budgeted resources.'

10
12

SUMMARY

The funds provided for in this bond issue, to be submitted
14 to the voters in November, 2002, in the amount of \$23,800,000
will be used for the following purposes:

16 1. The sum of \$5,000,000 to construct and upgrade water
18 pollution control facilities, providing the state match for
\$12,500,000 in federal funds;

20 2. The sum of \$1,000,000 to protect public health, safety
22 and the environment by providing funds to remove overboard
discharges;

24 3. The sum of \$7,000,000 to make renovations and enhance
26 wastewater treatment at the Department of Inland Fisheries and
Wildlife's fish-rearing facilities;

28 4. The sum of \$1,000,000 to protect public health, safety
30 and the environment by providing funds to remove and replace
failing septic systems;

32 5. The sum of \$1,000,000 to clean up uncontrolled hazardous
34 substance sites;

36 6. The sum of \$500,000 to remediate solid waste landfills;

38 7. The sum of \$500,000 to capitalize the Dam Repair and
40 Reconstruction Fund;

42 8. The sum of \$1,800,000 to support drinking water system
improvements that address public health threats, providing the
44 state match for \$6,000,000 in federal funds;

46 9. The sum of \$2,000,000 to acquire the technology and
services required to establish an Internet-based Maine public
48 library of geographic data, to improve citizens' access to public
geographic data, to make grants to municipalities for voluntary
automation of parcel and zoning maps to uniform standards, to

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "B" to S.P. 783, L.D. 2120

2 provide the state match for at least \$1,600,000 in federal funds
and to participate in intergovernmental data development
3 agreements;

4
6 10. The sum of \$1,500,000 to support public recycling and
household hazardous wastes management infrastructure;

8 11. The sum of \$1,500,000 to construct new or retrofit
existing pollution control structures on Maine farms to protect
10 the environment;

12 12. The sum of \$500,000 to construct environmentally sound
water sources that help avoid drought damage to crops; and

14 13. The sum of \$500,000 to recapitalize the Potato
16 Marketing Improvement Fund.

18 This amendment adds a fiscal note to the bill.