

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
120TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE OF CONFERENCE AMENDMENT "A" to S.P. 783, L.D. 2120, Bill, "An Act to Authorize a General Fund Bond Issue in the Amount of \$19,300,000 to Construct and Upgrade Water Pollution Control Facilities, to Remove Discharges, to Clean up Tire Stockpiles, to 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"

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 \$24,100,000 for Water Pollution Control, Drinking Water, Water for Crops and Fish-rearing Facilities, to Clean up Hazardous Substances and Tire Stockpiles, Promote Public Geographic Data, Recapitalize the Potato Marketing Fund and Capitalize the Dam Repair Fund'

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

'Preamble. Two thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14 to authorize the issuance of bonds 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 clean up tire stockpiles, to capitalize the Dam Repair and Reconstruction Fund, to make drinking water

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

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

11
 12 **Sec. 1. Authorization of bonds to provide for funds to construct and**
 13 **upgrade water pollution control facilities, to remove discharges, to make**
 14 **renovations and enhance wastewater treatment at the Department of**
 15 **Inland Fisheries and Wildlife's fish-rearing facilities, to clean up**
 16 **uncontrolled hazardous substance sites, to remediate solid waste landfills,**
 17 **to clean up tire stockpiles, to capitalize the Dam Repair and Reconstruction**
 18 **Fund, to make drinking water system improvements, to develop public**
 19 **recycling and household hazardous waste management infrastructure, to**
 20 **promote standardization and use of public geographic data, to construct**
 21 **new or retrofit existing pollution control structures on Maine farms to**
 22 **protect the environment, to construct environmentally sound water sources**
 23 **that help avoid drought damage to crops and to recapitalize the Potato**
 24 **Marketing Improvement Fund.** The Treasurer of State is
 25 authorized, under the direction of the Governor, to issue bonds
 26 in the name and on behalf of the State in an amount not exceeding
 27 \$24,100,000, as authorized in section 6 of this Act, to raise
 28 funds to construct and upgrade water pollution control
 29 facilities, to remove discharges, to make renovations and enhance
 30 wastewater treatment at the Department of Inland Fisheries and
 31 Wildlife's fish-rearing facilities, to raise funds to clean up
 32 uncontrolled hazardous substance sites, to remediate solid waste
 33 landfills, to clean up tire stockpiles, to capitalize the Dam
 34 Repair and Reconstruction Fund, to make drinking water system
 35 improvements, to develop public recycling and household hazardous
 36 waste management infrastructure, to promote standardization and
 37 use of public geographic data, to construct new or retrofit
 38 existing pollution control structures on Maine farms to protect
 39 the environment, to construct environmentally sound water sources
 40 that help avoid drought damage to crops and to recapitalize the
 41 Potato Marketing Improvement Fund. The bonds are a pledge of the
 42 full faith and credit of the State. The bonds may not run for a
 43 period longer than 10 years from the date of the original issue
 44 of the bonds. At the discretion of the Treasurer of State, with
 45 the approval of the Governor, any issuance of bonds may contain a
 46 call feature.

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
the number of the bond, the name of the successful bidder to whom
4 sold, the amount received for the bond, the date of sale and the
date when payable.

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

6 The Treasurer of State may negotiate the sale of the bonds by
8 direction of the Governor, but no bond may be loaned, pledged or
10 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
12 by the Treasurer of State upon warrants drawn by the State
Controller, are appropriated solely for the purposes set forth in
14 this Part. Any unencumbered balances remaining at the completion
of the project in section 6 of this Act lapse to the debt service
16 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
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
Protection, the Department of Inland Fisheries and Wildlife, the
26 Department of Human Services, the Department of Administrative
and Financial Services, the State Planning Office within the
28 Executive Department and the Department of Agriculture, Food and
Rural Resources.

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

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

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2	Loans to construct and upgrade water pollution control facilities matched by \$12,500,000 in federal funds.	\$5,000,000
4		
6	Grants to municipalities, homeowners and businesses to remove overboard discharges.	1,000,000
8		
10	Grants to municipalities through the Small Communities Grants Program.	1,000,000
12		
14	Clean up uncontrolled hazardous substance sites.	1,000,000
16		
18	Remediate solid waste landfills.	500,000
20		
22	Clean up tire stockpiles	500,000
24		
26	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF	
28		
30	Renovations and enhancement of wastewater treatment at the Department of Inland Fisheries and Wildlife's fish-rearing facilities.	7,000,000
32		
34	DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF	
36		
38	Provides funds for the Dam Repair and Reconstruction Fund established by the Maine Revised Statutes, Title 37-B, chapter 24 and for the renovation of and capital repairs and improvements to locks under the control of the Bureau of Parks and Lands. At least \$125,000 of the funds provided by this section must be in the form of a grant for those locks.	500,000
40		
42	HUMAN SERVICES, DEPARTMENT OF	
44		
46	Grants and loans for public drinking water system improvements matched by \$6,000,000 in federal funds.	1,800,000
48		
50	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF	
	Establish an Internet-based Maine public	2,300,000

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.

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 \$24,100,000 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 clean up tire stockpiles;
8. The sum of \$500,000 to provide funds for the Dam Repair and Reconstruction Fund and the renovation of and capital repairs and improvements to locks under the control of the Bureau of Parks and Lands;
9. 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;

2 10. The sum of \$2,300,000 to acquire the technology and
services required to establish an Internet-based Maine
4 public library of geographic data, to improve citizens'
access to public geographic data, to make grants to
6 municipalities for voluntary automation of parcel and zoning
maps to uniform standards, to provide the state match for at
8 least \$1,600,000 in federal funds and to participate in
intergovernmental data development agreements;

10 11. The sum of \$1,500,000 to support household hazardous
waste collection and public recycling;

14 12. The sum of \$1,000,000 to construct new or retrofit
existing pollution control structures on Maine farms to
16 protect the environment;

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

20 14. The sum of \$500,000 to recapitalize the Potato
Marketing Improvement Fund?"

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

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

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

42
44 ·FISCAL NOTE

46 The estimated cost of sending this bond issue out to
referendum will vary according to the total number of referenda
48 enacted during the Second Regular Session of the 120th
Legislature to be submitted to the voters in November. The
50 estimated cost to the Secretary of State if one to 6 referenda

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are enacted is \$121,392. Each additional referendum above the 6-question threshold costs an additional \$8,000. The length of the question for this bond issue will reduce the number of questions before the threshold is reached.

If approved by the voters, the total costs of these bond issues are estimated to be \$30,595,390 with principal payments of \$24,100,000 and interest payments of approximately \$6,495,390.

The State Planning Office within the Executive Department, the Department of Administrative and Financial Services, the Department of Environmental Protection, the Department of Inland Fisheries and Wildlife, the Department of Agriculture 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' existing budgeted resources.'

SUMMARY

This amendment is the unanimous report of the committee of conference. This amendment provides for a bond issue, to be submitted to the voters in November, 2002, in the amount of \$24,100,000 to be used 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 clean up tire stockpiles;

- 2 8. The sum of \$500,000 to provide funds for the Dam Repair
and Reconstruction Fund and the renovation of and capital repairs
4 and improvements to locks under the control of the Bureau of
Parks and Lands;
- 6 9. The sum of \$1,800,000 to support drinking water system
improvements that address public health threats, providing the
8 state match for \$6,000,000 in federal funds;
- 10 10. The sum of \$2,300,000 to acquire the technology and
services required to establish an Internet-based Maine public
12 library of geographic data, to improve citizens' access to public
geographic data, to make grants to municipalities for voluntary
14 automation of parcel and zoning maps to uniform standards, to
provide the state match for at least \$1,600,000 in federal funds
16 and to participate in intergovernmental data development
agreements;
- 18 11. The sum of \$1,000,000 to support public recycling and
household hazardous wastes management infrastructure;
- 22 12. The sum of \$1,000,000 to construct new or retrofit
existing pollution control structures on Maine farms to protect
24 the environment;
- 26 13. The sum of \$500,000 to construct environmentally sound
water sources that help avoid drought damage to crops; and
- 28 14. The sum of \$500,000 to recapitalize the Potato
Marketing Improvement Fund.
- 30 14. The sum of \$500,000 to recapitalize the Potato
Marketing Improvement Fund.
- 32 This amendment also adds a fiscal note to the bill.