

# MAINE STATE LEGISLATURE

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# 120th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2002

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Legislative Document

No. 2120

S.P. 783

In Senate, February 20, 2002

**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.**

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Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Pamela L. Cahill".

PAMELA L. CAHILL  
Secretary of the Senate

Presented by President Pro Tem MICHAUD of Penobscot. (GOVERNOR'S BILL).  
Cosponsored by Senators: DAVIS of Piscataquis, MARTIN of Aroostook, SAVAGE of Knox,  
SAWYER of Penobscot, Representatives: COWGER of Hallowell, NASS of Acton.

2           **Preamble.** Two thirds of both Houses of the Legislature  
3           deeming it necessary in accordance with the Constitution of  
4           Maine, Article IX, Section 14 to authorize the issuance of bonds  
5           on behalf of the State of Maine to provide funds to construct and  
6           upgrade water pollution control facilities, to remove discharges,  
7           to clean up tire stockpiles, to clean up uncontrolled hazardous  
8           substance sites, to remediate solid waste landfills, to make  
9           drinking water system improvements, to address household  
10          hazardous wastes and to promote standardization and use of public  
11          geographic data.

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

13           **Sec. 1. Authorization of bonds to provide for funds to construct and**  
14           **upgrade water pollution control facilities, to remove discharges, to clean up**  
15           **tire stockpiles, to clean up uncontrolled hazardous substance sites, to**  
16           **remediate solid waste landfills, to make drinking water system**  
17           **improvements, to address household hazardous wastes and to promote**  
18           **standardization and use of public geographic data.** The Treasurer of  
19           State is authorized, under the direction of the Governor, to  
20           issue bonds in the name and on behalf of the State in an amount  
21           not exceeding \$19,300,000, as authorized in Section 6, to raise  
22           funds to construct and upgrade water pollution control  
23           facilities, to remove discharges, to clean up tire stockpiles, to  
24           clean up uncontrolled hazardous substance sites, to remediate  
25           solid waste landfills, to make drinking water system  
26           improvements, to address household hazardous wastes and to  
27           promote standardization and use of public geographic data. The  
28           bonds are a pledge of the full faith and credit of the State.  
29           The bonds may not run for a period longer than 10 years from the  
30           date of the original issue of the bonds. At the discretion of  
31           the Treasurer of State, with the approval of the Governor, any  
32           issuance of bonds may contain a call feature.

33           **Sec. 2. Records of bonds issued to be kept by the Treasurer of State.**  
34           The Treasurer of State shall keep an account of each bond showing  
35           the number of the bond, the name of the successful bidder to whom  
36           sold, the amount received for the bond, the date of sale and the  
37           date when payable.

38           **Sec. 3. Sale; how negotiated; proceeds appropriated.** The  
39           Treasurer of State may negotiate the sale of the bonds by  
40           direction of the Governor, but no bond may be loaned, pledged or  
41           hypothecated on behalf of the State. The proceeds of the sale of  
42           the bonds, which must be held by the Treasurer of State and paid  
43           by the Treasurer of State upon warrants drawn by the State  
44           Controller, are appropriated solely for the purposes set forth in  
45           this Act. Any unencumbered balances remaining at the completion  
46           of the sale of the bonds shall be available for the same purposes.

2 of the project in section 6 lapse to the debt service account  
2 established for the retirement of these bonds.

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

8 **Sec. 5. Disbursement of bond proceeds.** The proceeds of the  
8 bonds must be expended as set out in section 6 under the  
10 direction and supervision of the Department of Environmental  
10 Protection, the Department of Human Services, the Department of  
12 Administrative and Financial Services and the State Planning  
12 Office.

14 **Sec. 6. Allocations from General Fund bond issue; to construct and**  
16 **upgrade water pollution control facilities, to remove discharges, to clean up**  
18 **tire stockpiles, to clean up uncontrolled hazardous substance sites, to**  
18 **remediate solid waste landfills, to make drinking water system**  
20 **improvements, to address household hazardous wastes and to promote the**  
20 **standardization and use of public geographic information.** The proceeds  
22 of the sale of the bonds must be expended as designated in the  
22 following schedule.

24 **ENVIRONMENTAL PROTECTION,**  
24 **DEPARTMENT OF**

26	Loans to construct and upgrade water pollution	
28	control facilities matched by \$12,500,000 in	
30	federal funds.	\$8,000,000
32	Grants to municipalities, homeowners and	
32	businesses to remove overboard discharges.	1,000,000
34	Grants to municipalities through the Small	
36	Communities Grants Program.	1,000,000
38	Clean up of tire stockpiles to protect the	
38	public health and safety and the environment.	500,000
40	Clean up uncontrolled hazardous substance sites.	1,000,000
42	Remediate solid waste landfills.	500,000

44 **HUMAN SERVICES,**  
44 **DEPARTMENT OF**

46 Grants and loans for public drinking water  
48 system improvements matched by \$6,000,000 in

federal funds. 1,800,000

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**ADMINISTRATIVE AND FINANCIAL SERVICES,  
DEPARTMENT OF**

4

6

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

4,000,000

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**STATE PLANNING OFFICE,  
EXECUTIVE DEPARTMENT**

16

Support hazardous waste public recycling.

750,000

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Support household hazardous wastes management infrastructure.

750,000

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**TOTAL ALLOCATIONS**

\$19,300,000

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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 the 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.

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**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 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 general

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2 election, to vote on the acceptance or rejection of this Act by  
3 voting on the following question:

4 "Do you favor a \$19,300,000 bond issue for the following  
5 purposes:

6 (1) The sum of \$8,000,000 to construct and upgrade water  
7 pollution control facilities, providing the state match for  
8 \$12,500,000 in federal funds;

9 (2) The sum of \$1,000,000 to protect public health, safety  
10 and the environment by providing funds to remove and replace  
11 overboard discharges;

12 (3) The sum of \$1,000,000 to protect public health, safety  
13 and the environment by providing funds to remove and replace  
14 failing septic systems;

15 (4) The sum of \$500,000 to protect public health, safety  
16 and the environment by providing funds for the clean up of  
17 tire stockpiles;

18 (5) The sum of \$1,000,000 to clean up uncontrolled  
19 hazardous substance sites;

20 (6) The sum of \$500,000 to remediate solid waste landfills;

21 (7) The sum of \$1,800,000 to support drinking water system  
22 improvements that address public health threats, providing  
23 the State match for \$6,000,000 in federal funds;

24 (8) The sum of \$4,000,000 to acquire the technology and  
25 services required to establish an Internet-based Maine  
26 public library of geographic information, improve citizens'  
27 access to public geographic information, make grants to  
28 municipalities for voluntary automation of parcel and zoning  
29 maps to uniform standards, provide the State match for at  
30 least \$1,600,000 in federal funds and participate in  
31 intergovernmental data development agreements; and

32 (9) The sum of \$1,500,000 to support household hazardous  
33 waste collection?"

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

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

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## SUMMARY

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13 The funds provided by this bond issue, in the amount of  
14 \$19,300,000, will be used for the following purposes:

15 1. The sum of \$8,000,000 to construct and upgrade water  
16 pollution control facilities, providing the state match for  
17 \$12,500,000 in federal funds;

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

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

24 4. The sum of \$500,000 to protect public health, safety and  
25 the environment by providing funds for the clean up of tire  
26 stockpiles;

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

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

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

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37 8. The sum of \$4,000,000 to acquire the technology and  
38 services required to establish an Internet-based Maine public  
39 library of geographic information, improve citizens' access to  
40 public geographic information, make grants to municipalities for  
41 voluntary automation of parcel and zoning maps to uniform  
42 standards, provide the State match for at least \$1,600,000 in  
43 federal funds and participate in intergovernmental data  
44 development agreements; and  
45  
46  
47  
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2           9.   The sum of \$1,500,000 to support household hazardous  
waste collection.