

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

M
R. of S.

L.D. 2128

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46
48
50

DATE: 4-8-02

(Filing No. H-1108)

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
SECOND REGULAR SESSION**

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1628, L.D. 2128, Bill, "An Act to Authorize a General Fund Bond Issue in the Amount of \$15,000,000 to Capitalize the School Revolving Renovation Fund for Repairs and Improvements in Public School Facilities to Address Health, Safety and Compliance Deficiencies; General Renovation Needs; and Learning Space Upgrades"

Amend the amendment by striking out the substitute title and replacing it with the following:

'An Act to Authorize a General Fund Bond Issue in the Amount of \$28,500,000 to Capitalize the School Revolving Renovation Fund, to Provide Grants to Public Educational Institutions to Install Sprinkler Systems in Dormitories, to Renovate the Harlow Office Building and to Provide a Center for Homeless Teenagers'

Further amend the amendment by striking out all of the last 4 lines of the Preamble (page 1, line 48 and page 2, lines 1 to 4 in amendment) and inserting in their place the following: 'school facilities, to provide grants to public educational institutions to install sprinkler systems in dormitories, to renovate the Harlow Office Building and to provide a center for homeless teenagers'

Further amend the amendment by striking out all of Part B and inserting in its place the following:

'PART B

Sec. B-1. Authorization of bonds to make capital repairs and improvements in public facilities. 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 \$28,500,000 to raise funds to capitalize the School Revolving Renovation Fund for repairs and improvements to school facilities

HOUSE AMENDMENT

2 to address serious health, safety and compliance deficiencies,
3 including those related to indoor air quality, roof system
4 integrity, asbestos and accessibility; support other repairs and
5 improvements related to structural integrity, heating systems,
6 doors and windows; and provide for other learning space upgrades
7 such as improvements to science labs, vocational space and
8 increased classroom flexibility; to provide grants to public
9 educational institutions to install sprinkler systems in
10 dormitories; to renovate the Harlow Office Building; and to
11 provide a center for homeless teenagers as authorized by section
12 6 of this Part. The bonds are a pledge of the full faith and
13 credit of the State. The bonds may not run for a period longer
14 than 10 years from the date of the original issue of the bonds.
15 At the discretion of the Treasurer of State, with the approval of
16 the Governor, any issuance of bonds may contain a call feature.

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

18 The Treasurer of State shall keep an account of each bond showing
19 the number of the bond, the name of the successful bidder to whom
20 sold, the amount received for the bond, the date of sale and the
21 date when payable.

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

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

Sec. B-4. Interest and debt retirement.

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

Sec. B-5. Disbursement of bond proceeds.

38 The proceeds of the bonds must be expended as set out in section 6 of this Part under
39 the direction and supervision of the Maine Municipal Bond Bank as
40 designated by the Commissioner of Education in accordance with
41 the provisions of the Maine Revised Statutes, Title 30-A, section
42 6006-F, governing the School Revolving Renovation Fund; the
43 Commissioner of Administrative and Financial Services; the Board
44 of Trustees of the University of Maine System and the Board of
45 Trustees of the Maine Technical College System.

H.O.S.

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1628,
L.D. 2128

2 **Sec. B-6. Allocations from General Fund bond issue; capital**
3 **construction, repairs and improvements in public schools, grants for**
4 **installation of sprinklers in dormitories of public educational institutions,**
5 **renovation of the Harlow Office Building and funding for center for**
6 **homeless teenagers.** The proceeds of the sale of the bonds must be
7 expended as designated in the following schedule.

8 **EDUCATION, DEPARTMENT OF**

10 Provides funds for renovation of and \$13,000,000
11 capital repairs and improvements to public
12 school facilities to address health, safety
13 and compliance deficiencies; general
14 renovation needs; and learning space
15 upgrades.

16 **UNIVERSITY OF MAINE SYSTEM**

18 Provides funding for public educational 5,807,000
19 institutions for the purchase and
20 installation of automatic sprinkler systems
21 in dormitories. A public educational
22 institution that applies for funds under
23 this section must prove to the Board of
24 Trustees of the University of Maine System
25 that reasonable progress towards meeting the
26 requirements of the federal Americans with
27 Disabilities Act of 1990 has been made on
28 that campus.

30 **MAINE TECHNICAL COLLEGE SYSTEM**

32 Provides funding for public educational 1,193,000
33 institutions for the purchase and
34 installation of automatic sprinkler systems
35 in dormitories. A public educational
36 institution that applies for funds under
37 this section must prove to the Board of
38 Trustees of the Maine Technical College
39 System that reasonable progress towards
40 meeting the requirements of the federal
41 Americans with Disabilities Act of 1990 has
42 been made on that campus.

44 **ADMINISTRATIVE AND FINANCIAL SERVICES,**
45 **DEPARTMENT OF**

48 Provides funding for renovation of a 500,000
49 building in the Portland area to establish a
50 center for homeless teens.

H. of S.

2 **ADMINISTRATIVE AND FINANCIAL SERVICES,**
4 **DEPARTMENT OF**

6 Provides funding for renovation of the 8,000,000
8 Augusta East Campus Harlow Building,
10 including all electrical, water and
12 mechanical systems, roof replacement and
asbestos and mold abatement, and other
necessary improvements and equipment related
to the occupation of the building by
employees.

14 **TOTAL ALLOCATIONS** \$28,500,000

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

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

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

36 **Sec. B-10. Referendum for ratification; submission at primary**
38 **election; form of question; effective date.** This Part must be submitted
to the legal voters of the State of Maine at the next primary
40 election in the month of June following passage of this Act. The
municipal officers of this State shall notify the inhabitants of
42 their respective cities, towns and plantations to meet, in the
manner prescribed by law for holding a general election, to vote
44 on the acceptance or rejection of this Part by voting on the
following question:

46 "Do you favor a \$28,500,000 bond issue to capitalize the
48 State's School Revolving Renovation Fund for repairs and
improvements in public school facilities to address health,
safety and compliance deficiencies, general renovation needs
50 and learning space upgrades; to provide grants to public

R. of S.

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1628,
L.D. 2128

2 educational institutions to install sprinkler systems in
dormitories; to renovate the Augusta East Campus Harlow
4 Office Building; and to provide a center for homeless
teenagers in the Portland Area?"

6 The legal voters of each city, town and plantation shall
vote by ballot on this question and designate their choice by a
8 cross or check mark placed within a corresponding square below
the word "Yes" or "No." The ballots must be received, sorted,
10 counted and declared in open ward, town and plantation meetings
and returns made to the Secretary of State in the same manner as
12 votes for members of the Legislature. The Governor shall review
the returns and, if a majority of the legal votes are cast in
14 favor of this Part, the Governor shall proclaim the result
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
city, town and plantation all ballots, returns and copies of this
20 Part necessary to carry out the purpose of this referendum.'

22

FISCAL NOTE

24

The estimated cost of sending this bond issue out to
26 referendum will vary according to the total number of referenda
enacted during the Second Regular Session of the 120th
28 Legislature to be submitted to the voters in June. The estimated
cost to the Secretary of State if one to 6 referenda are enacted
30 is \$121,392. Each additional referendum above the 6-question
threshold costs an additional \$8,000. The length of the question
32 for this bond issue will reduce the number of questions before
the threshold is reached.

34

If approved by the voters, the total costs of these bond
36 issues are estimated to be \$35,679,150 with principal payments of
\$28,500,000 and interest payments of approximately \$7,179,150.

38

The Department of Administrative and Financial Services, the
40 Department of Education, the Board of Trustees of the Maine
Technical College System and the Board of Trustees of the
42 University of Maine System will incur some minor additional costs
to administer the proceeds from this bond issue. These costs can
44 be absorbed within the departments' and boards' existing budgeted
resources.

46

48

SUMMARY

50

This amendment amends Committee Amendment "A" to retain the
provisions of the amendment to require public educational

HOUSE AMENDMENT

R.O.S

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1628,
L.D. 2128

2 institutions to install automatic sprinkler systems in their
dormitories, but only if the bond issue in Part B is approved by
4 the voters.


6 Part B of this amendment provides for a bond issue in the
amount of \$28,500,000, to be used for the following purposes:

8 1. The sum of \$13,000,000 to capitalize the School
10 Revolving Renovation Fund for repairs and improvements in public
school facilities to address health, safety and compliance
12 deficiencies; general renovation needs; and learning space
upgrades;

14 2. The sum of \$7,000,000 to provide funds to be
16 administered by the Board of Trustees of the University of Maine
System and the Board of Trustees of the Maine Technical College
18 System to public educational institutions for the purchase and
installation of automatic sprinkler systems in dormitories. The
20 grants may be awarded only to those institutions that demonstrate
to the Board of Trustees of the University of Maine System and
22 the Board of Trustees of the Maine Technical College System that
reasonable progress has been made towards meeting the
24 requirements of the federal Americans with Disabilities Act of
1990 on each institution's campus;

26 3. The sum of \$500,000 for the renovation of a building in
the Portland area to establish a center for homeless teenagers;
28 and

30 4. The sum of \$8,000,000 to renovate the Augusta East
Campus Harlow Building.

32
34 SPONSORED BY: 
36 (Representative R. BERRY)

38 TOWN: Livermore

40