

# MAINE STATE LEGISLATURE

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L.D. 1572

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DATE: 8/21/03

(Filing No. H-619)

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
121ST LEGISLATURE  
FIRST SPECIAL SESSION**

HOUSE AMENDMENT "H" to COMMITTEE AMENDMENT "A" to S.P. 531, L.D. 1572, Bill, "An Act To Authorize Department of Transportation Bond Issues in the Amount of \$75,000,000 for Improvements to Highways; Bridges; Airports; State-owned Ferry Vessels; Ferry and Port Facilities; Port and Harbor Structures; Development of Rail Corridors; Improvements to Railroad Structures and Intermodal Facilities; Investment in Public Transportation Fleet and Public Park and Ride and Service Facilities; and Statewide Trail and Pedestrian Improvements"

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

**'An Act To Authorize Bond Issues for Ratification by the Voters at the November 2003 Election'**

Further amend the amendment by striking out all of Parts A to C and inserting in their place the following:

**PART A**

**Sec. A-1. Authorization of bonds.** 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 \$4,200,000 for the purposes described in section 6 of this Part. 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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2           **Sec. A-2. Records of bonds issued kept by Treasurer of State.** The  
Treasurer of State shall keep an account of each bond showing the  
4           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  
6           date when payable.

8           **Sec. A-3. Sale; how negotiated; proceeds appropriated.** 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  
hypothesized on behalf of the State. The proceeds of the sale of  
12           the bonds, which must be held by the Treasurer of State and paid  
by the Treasurer of State upon warrants drawn by the State  
14           Controller, are appropriated solely for the purposes set forth in  
this Part. Any unencumbered balances remaining at the completion  
16           of the project in this Part lapse to the debt service account  
established for the retirement of these bonds.

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

22           **Sec. A-5. Disbursement of bond proceeds.** The proceeds of the  
24           bonds must be expended as set out in this Part under the  
direction and supervision of the Department of Environmental  
26           Protection and the Department of Human Services.

28           **Sec. A-6. Allocations from General Fund bond issue.** The proceeds  
of the sale of the bonds authorized by this Part must be expended  
30           as designated in the following schedule.

32	<b>ENVIRONMENTAL PROTECTION,</b>	
	<b>DEPARTMENT OF</b>	
34	Loans to construct and upgrade water	
36	pollution control facilities matched	\$2,500,000
	by \$12,500,000 in federal funds	
38		
40	<b>HUMAN SERVICES,</b>	
	<b>DEPARTMENT OF</b>	
42	Grants and loans for public drinking	
44	water system improvements matched by	\$1,700,000
	\$5,865,000 in federal funds	
46	<b>TOTAL ALLOCATIONS</b>	<u>\$4,200,000</u>

48           **Sec. A-7. Contingent upon ratification of bond issue.** Sections 1  
to 6 of this Part do not become effective unless the

# HOUSE AMENDMENT

people of the State ratify the issuance of the bonds as set forth  
in this Part.

**Sec. A-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.

**Sec. A-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 Part, 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.

**Sec. A-10. Referendum for ratification; submission at statewide  
election; form of question; effective date.** This Part must be submitted  
to the legal voters of the State at a statewide election held on  
the Tuesday following the first Monday 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 statewide election, to vote on the acceptance or rejection of  
this Part by voting on the following question:

"Do you favor a \$4,200,000 bond issue for the following  
purposes:

(1) The sum of \$2,500,000 to construct and upgrade water  
pollution control facilities, providing the state match for  
\$12,500,000 in federal funds; and

(2) The sum of \$1,700,000 to support drinking water system  
improvements that address public health threats, providing  
the state match for \$5,865,000 in federal funds?"

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

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HOUSE AMENDMENT "H" to COMMITTEE AMENDMENT "A" to S.P. 531, L.D. 1572

without delay, and this Part becomes effective 30 days after the date of the proclamation.

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

Further amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment strikes out Parts A to C of Committee Amendment "A" and replaces them with language that authorizes the issuance of bonds in the amount of \$4,200,000 as follows:

1. The sum of \$2,500,000 to construct and upgrade water pollution control facilities, providing the state match for \$12,500,000 in federal funds; and

2. The sum of \$1,700,000 to support drinking water system improvements that address public health threats, providing the state match for \$5,865,000 in federal funds.

FISCAL NOTE REQUIRED (See attached)

SPONSORED BY: [Signature] (Representative ROSEN)

TOWN: Bucksport

**121st Maine Legislature  
Office of Fiscal and Program Review**

**LD 1572**

**An Act To Authorize Bond Issues for Ratification by the Voters at the  
November 2003 Election**

**LR 2068(29)**

**Fiscal Note for House Amendment ~~17~~ to Committee Amendment "A"**

**Sponsor: Rep. Rosen**

**Fiscal Note Required: Yes**

## Fiscal Note

**Fiscal Detail and Notes**

This amendment reduces the amount of bonds authorized by \$89,600,000 to a new total of \$4,200,000. All transportation and education related bonds are eliminated and the environmental related bonds are decreased by \$3,300,000. The net change is expressed below.

<b>Bond Issues</b>	<b>Term(years)</b>	<b>Principal</b>	<b>Rate (%)</b>	<b>Interest</b>	<b>Total Cost</b>
General Fund - Non-taxable	10	(\$76,600,000)	4.1%	(\$17,273,300)	(\$93,873,300)
Highway Fund - Non-taxable	10	(\$13,000,000)	4.1%	(\$2,931,500)	(\$15,931,500)