

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2006

Legislative Document

No. 1960

H.P. 1372

House of Representatives, January 10, 2006

An Act To Authorize a General Fund Bond Issue To Create a Block Grant Program To Promote Economic and Cultural Development

Approved for introduction by a majority of the Legislative Council Pursuant to Joint Rule 203.

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

Millicent M. MacFarland

MILLICENT M. MacFARLAND

Clerk

Presented by Representative CUMMINGS of Portland.
Cosponsored by Senator MARTIN of Aroostook and
Representatives: ASH of Belfast, BLISS of South Portland, BRAUTIGAM of Falmouth,
BRYANT of Windham, CLARK of Millinocket, DUCHESNE of Hudson, DUNN of Bangor,
DUPLESSIE of Westbrook, EBERLE of South Portland, FAIRCLOTH of Bangor, FISCHER
of Presque Isle, GROSE of Woolwich, HUTTON of Bowdoinham, JACKSON of Fort Kent,
LERMAN of Augusta, LUNDEEN of Mars Hill, MARRACHÉ of Waterville, MAZUREK of
Rockland, MILLER of Somerville, MILLS of Farmington, PARADIS of Frenchville, PIOTTI
of Unity, SCHATZ of Blue Hill, THOMPSON of China, WEBSTER of Freeport, Senator:
BRYANT of Oxford.

1 **Preamble.** Two thirds of both Houses of the Legislature deeming it necessary in
2 accordance with the Constitution of Maine, Article IX, Section 14 to authorize the
3 issuance of bonds on behalf of the State of Maine to provide funds as described in this
4 Act,

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

6 **Sec. 1. Authorization of bonds.** The Treasurer of State is authorized, under the
7 direction of the Governor, to issue bonds in the name and on behalf of the State in an
8 amount not exceeding \$50,000,000 for the purposes described in section 6 of this Act.
9 The bonds are a pledge of the full faith and credit of the State. The bonds may not run for
10 a period longer than 10 years from the date of the original issue of the bonds. At the
11 discretion of the Treasurer of State, with the approval of the Governor, any issuance of
12 bonds may contain a call feature.

13 **Sec. 2. Records of bonds issued kept by Treasurer of State.** The Treasurer
14 of State shall keep an account of each bond showing the number of the bond, the name of
15 the successful bidder to whom sold, the amount received for the bond, the date of sale and
16 the date when payable.

17 **Sec. 3. Sale; how negotiated; proceeds appropriated.** The Treasurer of State
18 may negotiate the sale of the bonds by direction of the Governor, but no bond may be
19 loaned, pledged or hypothecated on behalf of the State. The proceeds of the sale of the
20 bonds, which must be held by the Treasurer of State and paid by the Treasurer of State
21 upon warrants drawn by the State Controller, are appropriated solely for the purposes set
22 forth in this Act. Any unencumbered balances remaining at the completion of the project
23 in this Act lapse to the debt service account established for the retirement of these bonds.

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

27 **Sec. 5. Disbursement of bond proceeds.** The proceeds of the bonds must be
28 expended as set out in this Act under the direction and supervision of the Department of
29 Economic and Community Development.

30 **Sec. 6. Allocations from General Fund bond issue.** The proceeds of the sale
31 of the bonds authorized under this Act must be expended as designated in the following
32 schedule.

33 **ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**

34
35 Provides funds for the creation of a block grant program to \$50,000,000
36 promote economic and cultural development.

37 **Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to 6 do not
38 become effective unless the people of the State ratify the issuance of the bonds as set
39 forth in this Act.

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

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

11 **Sec. 10. Referendum for ratification; submission at general election;
12 form of question; effective date.** This Act must be submitted to the legal voters of
13 the State at the next general election in the month of November following passage of this
14 Act. The municipal officers of this State shall notify the inhabitants of their respective
15 cities, towns and plantations to meet, in the manner prescribed by law for holding a
16 general election, to vote on the acceptance or rejection of this Act by voting on the
17 following question:

18 "Do you favor a \$50,000,000 bond issue to authorize the Department of
19 Economic and Community Development to create a block grant program
20 to promote economic and cultural development?"

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

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

32 **SUMMARY**

33 The funds provided by this bond issue, in the amount of \$50,000,000, will be used to
34 create a block grant program to promote economic and cultural development.