

MAINE STATE LEGISLATURE

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Legislative Document

No. 1256

H.P. 884

House of Representatives, March 8, 2007

An Act To Authorize a General Fund Bond Issue for Community Recycling and Household Hazardous Waste Collection

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative TREAT of Farmingdale.
Cosponsored by Senator BARTLETT of Cumberland and
Representatives: BERRY of Bowdoinham, HANLEY of Gardiner, KOFFMAN of Bar Harbor,
MAKAS of Lewiston, PATRICK of Rumford, PRIEST of Brunswick, RECTOR of
Thomaston, Senator: GOOLEY of Franklin.

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 \$6,000,000 for the purposes described in section 6 of this Act. The
9 bonds are a pledge of the full faith and credit of the State. The bonds may not run for a
10 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 Executive
29 Department, State Planning Office and the Department of Environmental Protection.

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 **STATE PLANNING OFFICE**

1
2 Provides funds to continue funding the \$6,000,000
3 program for technical and financial
4 assistance for waste reduction and
5 recycling and the household hazardous
6 waste collection and disposal program,
7 with emphasis given to providing
8 planning and coordination assistance to
9 encourage regional recycling efforts by
10 multiple municipalities and giving
11 priority to a municipality that has a goal
12 of recycling more than 50% of the waste
13 generated in that municipality.

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

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

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

27 **Sec. 10. Referendum for ratification; submission at election; form of**
28 **question; effective date.** This Act must be submitted to the legal voters of the State at
29 a statewide election held in the month of November following the passage of this Act.
30 The municipal officers of this State shall notify the inhabitants of their respective cities,
31 towns and plantations to meet, in the manner prescribed by law for holding a statewide
32 election, to vote on the acceptance or rejection of this Act by voting on the following
33 question:

34 "Do you favor a \$6,000,000 bond issue to continue funding the program
35 for technical and financial assistance for waste reduction and recycling
36 and the household hazardous waste collection and disposal program, with
37 emphasis given to providing planning and coordination assistance to
38 encourage regional recycling efforts by multiple municipalities and
39 giving priority to a municipality that has a goal of recycling more than
40 50% of the waste generated in that municipality?"

