

MAINE STATE LEGISLATURE

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P. M. G.

Date: 6/13/19 Majority

(Filing No. H-583)

APPROPRIATIONS AND FINANCIAL AFFAIRS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 631, L.D. 913, Bill, "An Act To Authorize Bond Issues for Ratification by the Voters for the November 2009 and June 2010 Elections"

Amend the bill by striking out the title and substituting the following:

'An Act To Authorize Bond Issues for Ratification by the Voters for the November 2009 and June and November 2010 Elections'

Amend the bill by striking out everything after the enacting clause and before the summary and inserting 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 \$71,250,000 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.

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 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 date when payable.

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

COMMITTEE AMENDMENT

R. 8. 8.

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

4 **Sec. A-5. Disbursement of bond proceeds.** The proceeds of the bonds must be
5 expended as set out in this Part under the direction and supervision of the Department of
6 Transportation and the Department of Economic and Community Development.

7 **Sec. A-6. Allocations from Highway Fund and General Fund bond issue.**
8 The proceeds of the sale of the bonds authorized under this Part must be expended as
9 designated in the following schedule.

10 **DEPARTMENT OF**
11 **TRANSPORTATION**

12 **Highway Fund**

13 Highway and bridge · \$50,000,000

14 **General Fund**

15 Highway and bridge \$5,000,000

16 Railroad \$4,000,000

17 Ports (including funds for port \$5,750,000
18 improvements in Eastport and Searsport)

19 Ferry \$1,000,000

20 Island Explorer Phase II. \$400,000

21 Aviation - FAA \$2,000,000

22 Island Airport Program \$400,000

23 Augusta Airport Upgrade \$200,000

24 The LifeFlight Foundation \$1,000,000

25 **DEPARTMENT OF ECONOMIC AND**
26 **COMMUNITY DEVELOPMENT**

27 **Gulf of Maine Research Institute**

28 Provides funding to rebuild a bulkhead and \$1,500,000
29 wharf at the Gulf of Maine Research
30 Institute

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1 **Sec. A-7. Contingent upon ratification of bond issue.** Sections 1 to 6 do not
2 become effective unless the people of the State ratify the issuance of the bonds as set
3 forth in this Part.

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

8 **Sec. A-9. Bonds authorized but not issued.** Any bonds authorized but not
9 issued, or for which bond anticipation notes are not issued within 5 years of ratification of
10 this Part, are deauthorized and may not be issued, except that the Legislature may, within
11 2 years after the expiration of that 5-year period, extend the period for issuing any
12 remaining unissued bonds or bond anticipation notes for an additional amount of time not
13 to exceed 5 years.

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

20 "Do you favor a \$71,250,000 bond issue for improvements to highways
21 and bridges, airports, public transit facilities, ferry and port facilities,
22 including port and harbor structures, as well as funds for the LifeFlight
23 Foundation that will make the State eligible for over \$148,000,000 in
24 federal and other matching funds?"

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

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

36 **PART B**

37 **Sec. B-1. Authorization of bonds.** The Treasurer of State is authorized, under
38 the direction of the Governor, to issue bonds in the name and on behalf of the State in an
39 amount not exceeding \$25,000,000 for the purposes described in section 6 of this Part.
40 The bonds are a pledge of the full faith and credit of the State. The bonds may not run for
41 a period longer than 10 years from the date of the original issue of the bonds. At the

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1 discretion of the Treasurer of State, with the approval of the Governor, any issuance of
2 bonds may contain a call feature.

3 **Sec. B-2. Records of bonds issued kept by Treasurer of State.** The
4 Treasurer of State shall keep an account of each bond showing the number of the bond,
5 the name of the successful bidder to whom sold, the amount received for the bond, the
6 date of sale and the date when payable.

7 **Sec. B-3. Sale; how negotiated; proceeds appropriated.** The Treasurer of
8 State may negotiate the sale of the bonds by direction of the Governor, but no bond may
9 be loaned, pledged or hypothecated on behalf of the State. The proceeds of the sale of the
10 bonds, which must be held by the Treasurer of State and paid by the Treasurer of State
11 upon warrants drawn by the State Controller, are appropriated solely for the purposes set
12 forth in this Part. Any unencumbered balances remaining at the completion of the project
13 in this Part lapse to the debt service account established for the retirement of these bonds.

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

17 **Sec. B-5. Disbursement of bond proceeds.** The proceeds of the Historic
18 Preservation Revolving Fund must be expended, under the direction and supervision of
19 the Maine Historic Preservation Commission, for acquisition and resale subject to
20 preservation easements or covenants of significant endangered historic buildings by
21 qualified nonprofit historic preservation organizations in the State. The proceeds of the
22 bonds must be expended as set out in this Part under the direction and supervision of the
23 Department of Economic and Community Development and Finance Authority of Maine.

24 **Sec. B-6. Allocations from General Fund bond issue.** The proceeds of the
25 sale of the bonds authorized under this Part must be expended as designated in the
26 following schedule.

27	MAINE HISTORIC PRESERVATION	
28	COMMISSION	
29		
30	Establishes a revolving fund for the	\$1,500,000
31	purpose of acquiring significant historic	
32	properties.	
33		
34	DEPARTMENT OF ECONOMIC AND	
35	COMMUNITY DEVELOPMENT	
36		
37	Provides funds to make investments under	\$3,500,000
38	the Communities for Maine's Future	
39	Program in competitive community and	
40	economic revitalization projects, which	
41	must be matched with at least \$3,500,000.	
42		
43	Maine Technology Institute	

COMMITTEE AMENDMENT

1		
2	Provides funds for research and	\$3,000,000
3	development and commercialization as	
4	prioritized by the Office of Innovation's	
5	current Science and Technology Action	
6	Plan for Maine. The funds must be	
7	allocated to environmental and renewable	
8	energy technology, biomedical an	
9	biotechnology, aquaculture and marine	
10	technology, composite materials	
11	technology, advanced technologies for	
12	forestry and agriculture, information	
13	technology and precision manufacturing	
14	technology through a competitive process	
15	and must be awarded to Maine-based	
16	public and private institutions and must be	
17	awarded to leverage matching funds of at	
18	least \$3,000,000.	
19		
20	Brunswick Naval Air Station	
21	Redevelopment	
22		
23	Provides for redevelopment projects at the	\$8,000,000
24	Brunswick Naval Air Station, including the	
25	rehabilitation of buildings, federal	
26	Americans with Disabilities Act and fire	
27	code compliance and other site	
28	improvements, including up to \$4,750,000	
29	for the development of a higher education	
30	engineering and economic development	
31	center. These funds will leverage	
32	\$32,500,000 in federal funds.	
33		
34	FINANCE AUTHORITY OF MAINE	
35		
36	Provides grants for food processing for	\$1,000,000
37	fishing, agricultural, dairy and lumbering	
38	industries within the State.	
39		
40	Economic Recovery Loan Program	\$3,000,000
41		
42	Small Enterprise Growth Fund	

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Provides funds for disbursements to \$5,000,000
qualifying small businesses in the State
seeking to pursue eligible projects.

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

Sec. B-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. B-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. B-10. Referendum for ratification; submission at election; form of question; effective date. This Part must be submitted to the legal voters of the State at a statewide election held in June 2010 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 \$25,000,000 bond issue to provide capital investment to stimulate economic development and job creation by making investments under the Communities for Maine's Future Program and in historic properties; providing funding for research and development investments awarded through a competitive process; providing funds for disbursements to qualifying small businesses; and providing grants for food processing for fishing, agricultural, dairy and lumbering businesses within the State and redevelopment projects at the Brunswick Naval Air Station that will make the State eligible for over \$39,000,000 in federal and other matching 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. If a majority of the legal votes are cast in favor of this Part, the Governor shall proclaim the result without delay and this Part becomes effective 30 days after the date of the proclamation.

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

4 **PART C**

5 **Sec. C-1. Authorization of bonds.** The Treasurer of State is authorized, under
6 the direction of the Governor, to issue bonds in the name and on behalf of the State in an
7 amount not exceeding \$10,250,000 for the purposes described in section 6 of this Part.
8 The bonds are a pledge of the full faith and credit of the State. The bonds may not run for
9 a period longer than 10 years from the date of the original issue of the bonds. At the
10 discretion of the Treasurer of State, with the approval of the Governor, any issuance of
11 bonds may contain a call feature.

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

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

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

26 **Sec. C-5. Disbursement of bond proceeds.** The proceeds of the bonds must be
27 expended as set out in this Part under the direction and supervision of the Department of
28 Agriculture, Food and Rural Resources, the Department of Environmental Protection and
29 the Department of Health and Human Services.

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

33 **DEPARTMENT OF HEALTH AND**
34 **HUMAN SERVICES**

35
36 **Safe Drinking Water Revolving Loan**
37 **Fund**
38

1	Provides funds for a drinking water	\$3,400,000
2	revolving loan fund to acquire, design,	
3	plan, construct, enlarge, repair, protect or	
4	improve drinking water supplies or	
5	treatment systems to be matched by	
6	\$17,000,000 in other funds.	

7

8 **DEPARTMENT OF**

9 **ENVIRONMENTAL PROTECTION**

10

11 **Small Community Grant Program**

12	Provides funding for grants to towns to	\$1,000,000
13	help replace malfunctioning septic systems	
14	that are polluting a water body or causing a	
15	public nuisance.	

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18 **Wastewater Treatment Facility State**

19 **Revolving Loan Fund**

20	Provides funds for a wastewater treatment	\$3,000,000
21	facility state revolving loan fund to be	
22	matched by \$15,000,000 in other funds.	

23

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25 **Uncontrolled Sites**

26	Provides funds to investigate and clean up	\$750,000
27	uncontrolled hazardous substance	
28	contamination at sites posing unacceptable	
29	threats to public health and water quality.	

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32 **Wastewater Treatment Facility**

33 **Construction Grants**

34	Provides funds for wastewater treatment	\$600,000
35	facility construction grants to be matched	
36	by \$900,000 in other funds.	

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39 **Overboard Discharge**

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1 Provides funds to assist homeowners \$500,000
 2 whose homes are serviced by substandard
 3 or malfunctioning waste water treatment
 4 systems, including straight pipe discharges,
 5 individual overboard discharge systems,
 6 subsurface waste water disposal systems,
 7 septic tanks, leach fields and cesspools,
 8 which systems result in direct discharges of
 9 domestic pollutants to the surface waters of
 10 the State.

11
 12 **DEPARTMENT OF AGRICULTURE,**
 13 **FOOD AND RURAL RESOURCES**

14
 15 **Agriculture Water Source Development**
 16 **Program**

17
 18 Provides funds to assist farmers in the \$1,000,000
 19 development of environmentally sound
 20 water sources to manage weather-related
 21 risk and to comply with in-stream flow
 22 rules that will leverage \$350,000 in other
 23 funds.

24 **Sec. C-7. Contingent upon ratification of bond issue.** Sections 1 to 6 do not
 25 become effective unless the people of the State ratify the issuance of the bonds as set
 26 forth in this Part.

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

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

37 **Sec. C-10. Referendum for ratification; submission at election; form of**
 38 **question; effective date.** This Part must be submitted to the legal voters of the State at
 39 a statewide election held in June 2010 following passage of this Act. The municipal
 40 officers of this State shall notify the inhabitants of their respective cities, towns and
 41 plantations to meet, in the manner prescribed by law for holding a statewide election, to
 42 vote on the acceptance or rejection of this Part by voting on the following question:

1 "Do you favor a \$10,250,000 bond issue to improve water quality,
2 support drinking water programs and the construction of wastewater
3 treatment facilities and to assist farmers in the development of
4 environmentally sound water sources that will leverage \$33,250,000 in
5 federal and other funds?"

6 The legal voters of each city, town and plantation shall vote by ballot on this question
7 and designate their choice by a cross or check mark placed within a corresponding square
8 below the word "Yes" or "No." The ballots must be received, sorted, counted and
9 declared in open ward, town and plantation meetings and returns made to the Secretary of
10 State in the same manner as votes for members of the Legislature. The Governor shall
11 review the returns. If a majority of the legal votes are cast in favor of this Part, the
12 Governor shall proclaim the result without delay and this Part becomes effective 30 days
13 after the date of the proclamation.

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

17 **PART D**

18 **Sec. D-1. Authorization of bonds.** The Treasurer of State is authorized, under
19 the direction of the Governor, to issue bonds in the name and on behalf of the State in an
20 amount not exceeding \$33,500,000 for the purposes described in section 6 of this Part.
21 The bonds are a pledge of the full faith and credit of the State. The bonds may not run for
22 a period longer than 10 years from the date of the original issue of the bonds. At the
23 discretion of the Treasurer of State, with the approval of the Governor, any issuance of
24 bonds may contain a call feature.

25 **Sec. D-2. Records of bonds issued kept by Treasurer of State.** The
26 Treasurer of State shall keep an account of each bond showing the number of the bond,
27 the name of the successful bidder to whom sold, the amount received for the bond, the
28 date of sale and the date when payable.

29 **Sec. D-3. Sale; how negotiated; proceeds appropriated.** The Treasurer of
30 State may negotiate the sale of the bonds by direction of the Governor, but no bond may
31 be loaned, pledged or hypothecated on behalf of the State. The proceeds of the sale of the
32 bonds, which must be held by the Treasurer of State and paid by the Treasurer of State
33 upon warrants drawn by the State Controller, are appropriated solely for the purposes set
34 forth in this Part. Any unencumbered balances remaining at the completion of the project
35 in this Part lapse to the debt service account established for the retirement of these bonds.

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

39 **Sec. D-5. Disbursement of bond proceeds.** The proceeds of the bonds must be
40 expended as set out in this Part under the direction and supervision of the Public Utilities
41 Commission, University of Maine System, the Maine Maritime Academy, the Maine

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Community College System and the Department of Administrative and Financial Services.

Sec. D-6. Allocations from General Fund bond issue. The proceeds of the sale of the bonds authorized under this Part must be expended as designated in the following schedule.

PUBLIC UTILITIES COMMISSION

Public Utilities Commission

Provides funds for weatherization and energy efficiency programs for low and middle income households and small businesses. If the energy efficiency programs of the commission are transferred to another entity established by the Legislature, the commission shall transfer all unexpended funds to that entity. \$12,000,000

UNIVERSITY OF MAINE SYSTEM

University of Maine System

Provides funds for energy and infrastructure upgrades at all campuses of the University of Maine System. \$9,500,000

MAINE COMMUNITY COLLEGE SYSTEM

Maine Community College System

Provides funds for energy and infrastructure upgrades at all campuses of the Maine Community College System. \$5,000,000

MAINE MARITIME ACADEMY

Maine Maritime Academy

Provides funds for energy and infrastructure upgrades at the Maine Maritime Academy. \$1,000,000

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES

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**Maine Marine Wind Energy
Demonstration Site Fund**

Provides funds for research, development \$6,000,000
and product innovation associated with
developing one or more ocean wind energy
demonstration sites.

10 **Sec. D-7. Contingent upon ratification of bond issue.** Sections 1 to 6 do not
11 become effective unless the people of the State ratify the issuance of the bonds as set
12 forth in this Part.

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

17 **Sec. D-9. Bonds authorized but not issued.** Any bonds authorized but not
18 issued, or for which bond anticipation notes are not issued within 5 years of ratification of
19 this Part, are deauthorized and may not be issued, except that the Legislature may, within
20 2 years after the expiration of that 5-year period, extend the period for issuing any
21 remaining unissued bonds or bond anticipation notes for an additional amount of time not
22 to exceed 5 years.

23 **Sec. D-10. Referendum for ratification; submission at election; form of**
24 **question; effective date.** This Part must be submitted to the legal voters of the State at
25 a statewide election held in June 2010 following passage of this Act. The municipal
26 officers of this State shall notify the inhabitants of their respective cities, towns and
27 plantations to meet, in the manner prescribed by law for holding a statewide election, to
28 vote on the acceptance or rejection of this Part by voting on the following question:

"Do you favor a \$33,500,000 bond issue to provide for investments in
weatherization and energy efficiency projects; for infrastructure and
energy efficiency upgrades at campuses of the University of Maine
System, the Maine Community College System and the Maine Maritime
Academy; and for the creation of a fund to develop one or more ocean
wind energy demonstration sites?"

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

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

4 **PART E**

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

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

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

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

26 **Sec. E-5. Disbursement of bond proceeds.** The proceeds of the bonds must
27 be expended as set out in this Part under the direction and supervision of the Executive
28 Department, State Planning Office and the Department of Conservation. The proceeds of
29 the bonds for the Land for Maine's Future Board must be expended for acquisition of land
30 and interest in land for conservation, water access, outdoor recreation, wildlife and fish
31 habitat, farmland preservation in accordance with the provisions for such acquisitions
32 under the Maine Revised Statutes, Title 5, chapter 353 and working waterfront
33 preservation in accordance with the terms of this Part, including all costs associated with
34 such acquisitions, except that use of the proceeds of these bonds is subject to the
35 following conditions and requirements.

36 1. Hunting, fishing, trapping and public access may not be prohibited on land
37 acquired with bond proceeds, except to the extent of applicable state, local or federal
38 laws, rules and regulations and except for working waterfront projects and farmland
39 protection projects.

40 2. Payment from bond proceeds for acquisitions of local or regional significance, as
41 determined by the Land for Maine's Future Board, may be made directly to cooperating
42 entities as defined in Title 5, section 6201, subsection 2 for acquisition of land and

1 interest in land by cooperating entities, subject to terms and conditions enforceable by the
2 State to ensure its use for the purposes of this Part. In addition to the considerations
3 required under Title 5, chapter 353, the board shall give a preference to acquisitions under
4 this subsection that achieve benefits for multiple towns and that address regional
5 conservation needs including public recreational access, wildlife, open space and
6 farmland.

7 3. The bond funds expended for conservation, recreation, farmland and water access
8 must be matched with at least \$6,500,000 in public and private contributions. Seventy
9 percent of that amount must be in the form of cash or other tangible assets, including the
10 value of land and real property interest acquired by or contributed to cooperating entities,
11 as defined in Title 5, section 6201, subsection 2, when property interests have a direct
12 relationship to the property proposed for protection, as determined by the Land for
13 Maine's Future Board. The remaining 30% may be matching contributions and may
14 include the value of project-related, in-kind contributions of goods and services to and by
15 cooperating entities.

16 4. Of the bond proceeds allocated to the Land for Maine's Future Board, \$1,000,000
17 must be made available to protect farmland in accordance with Title 5, section 6207.

18 5. Of the bond proceeds allocated to the Land for Maine's Future Board, \$2,000,000
19 must be made available to protect working waterfront properties in accordance with
20 Public Law 2005, chapter 462, Part B, section 6.

21 6. To the extent the purposes are consistent with the disbursement provisions in this
22 Part, 100% of the bond proceeds may be considered as state match for any federal
23 funding to be made available to the State.

24 **Sec. E-6. Allocations from General Fund bond issue.** The proceeds of the
25 sale of the bonds authorized under this Part must be expended as designated in the
26 following schedule.

27 **EXECUTIVE DEPARTMENT**

28 **State Planning Office**

29 **Land for Maine's Future Board**

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31
32 Provides funds in order to leverage \$6,500,000
33 \$6,500,000 in other funds to be used for the
34 acquisition of land and interest in land for
35 conservation; water access, wildlife and
36 fish habitat; outdoor recreation, including
37 hunting and fishing; and farmland
38 preservation.

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41 Provides funds to be used for working \$1,000,000
42 farmland preservation in order to leverage
43 \$1,000,000 in other funds.
44

1 Provides funds to be used for working \$2,000,000
2 waterfront preservation in order to leverage
3 \$2,000,000 in other funds.

4
5 **DEPARTMENT OF CONSERVATION**

6
7 **Bureau of Parks and Lands**

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9 Provides funds to preserve state parks and \$500,000
10 properties managed by the Department of
11 Conservation.

12 **Sec. E-7. Contingent upon ratification of bond issue.** Sections 1 to 6 do not
13 become effective unless the people of the State ratify the issuance of the bonds as set
14 forth in this Part.

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

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

25 **Sec. E-10. Referendum for ratification; submission at election; form of**
26 **question; effective date.** This Part must be submitted to the legal voters of the State at
27 a statewide election held in November 2010 following passage of this Act. The
28 municipal officers of this State shall notify the inhabitants of their respective cities, towns
29 and plantations to meet, in the manner prescribed by law for holding a statewide election,
30 to vote on the acceptance or rejection of this Part by voting on the following question:

31 "Do you favor a \$10,000,000 bond issue to invest in land conservation
32 and working waterfront preservation and to preserve state parks to be
33 matched by \$9,500,000 in federal and other funds?"

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

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

4 **PART F**

5 **Sec. F-1. Rulemaking.** The Finance Authority of Maine shall establish rules to
6 administer funds for food processing for the fishing and agricultural industries in this
7 State for grants. Rules adopted pursuant to this section are routine technical rules as
8 defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

9 **Sec. F-2. Contingent effective date.** This Part takes effect only if the General
10 Fund bond issue proposed in Part B is approved by the voters of the State.

11 **PART G**

12 **Sec. G-1. 5 MRSA §13056-D** is enacted to read:

13 **§13056-D. Communities for Maine's Future Program**

14 **1. Program established; administration.** The Communities for Maine's Future
15 Program, referred to in this section as "the program," is established within the department
16 to assist and encourage communities to revitalize and to promote community
17 development and enhance projects. The department shall administer the program to
18 provide funding for the rehabilitation, revitalization and enhancement of downtowns and
19 village centers and main streets in the State. All funds received for this program must be
20 deposited into the Communities for Maine's Future Fund established in subsection 7.

21 **2. Review panel.** The Community for Maine's Future Review Panel, referred to in
22 this section as "the panel," is established to evaluate proposals and determine funding
23 under the program. The panel consists of:

24 A. The commissioner;

25 B. The Director of the Maine Historic Preservation Commission;

26 C. The Director of the State Planning Office within the Executive Department; and

27 D. Four members of the public, one with experience in economic and community
28 development, one with experience in historic preservation, one with experience in
29 downtown revitalization and one with experience in tourism development and
30 promotion. The first 2 of these members are appointed by the President of the Senate
31 and the remaining 2 by the Speaker of the House.

32 **3. Review process.** The panel shall review proposals for funding under the program
33 in accordance with this subsection.

34 A. The panel shall establish the deadline by which proposals must be postmarked
35 and received.

36 B. Department staff shall undertake the initial review and preliminary scoring of
37 proposals.

1 C. A subcommittee appointed by the panel to score proposals shall review and
2 determine the final score for the proposals.

3 D. A subcommittee appointed by the panel to nominate finalists shall review all of
4 the proposals, identify issues for full review and discussion by the panel and
5 recommended project finalists to the full panel for detailed review and consideration.

6 E. The panel shall review all the proposals submitted, select the finalists and allocate
7 funding.

8 In reviewing proposals, the panel shall use the scoring system established in subsection 5.

9 **4. Applicant requirements.** An applicant for funding under this section must:

10 A. Be a city or town; and

11 B. Demonstrate the capacity to undertake the project with a reasonable prospect of
12 bringing it to a successful conclusion. In assessing an applicant's ability to meet the
13 requirements of this paragraph, the panel may consider all relevant factors, including but
14 not limited to the applicant's level of debt; fund-raising ability; past economic and
15 community development activities; grants from federal, state or local sources; previous
16 historic preservation, rehabilitation or enhancement activity; organizational history; scope
17 of economic or revitalization vision; and evidence of success in previous efforts.

18 **5. Scoring system.** The department and the panel shall develop a scoring system for
19 use by the panel in evaluating proposals under this section. The scoring system must be
20 designed to identify those projects that are most aligned with the State's economic and
21 community development and historic preservation and enhancement priorities. The
22 scoring system must assign points according to the relative value of:

23 A. The economic significance of the proposed project to the immediate vicinity and
24 to the State as a whole;

25 B. The level of compatibility with the historic community character;

26 C. The value of the proposed project with respect to historic preservation and
27 rehabilitation;

28 D. The value of the proposed project with respect to downtown revitalization;

29 E. The value of the proposed project to encourage or accomplish sustainable, mixed-
30 use, pedestrian-oriented or transit-oriented development;

31 F. The extent to which the proposed project meets or exceeds minimum energy
32 efficiency standards, uses green building practices or materials, or both;

33 G. The value of the proposed project with respect to tourism promotion and
34 development;

35 H. The degree of community support for the proposed investment;

36 I. The extent to which the proposed project involves other preservation partnerships
37 and meets multiple criteria within this section;

38 J. The match provided by the applicant; and

39 K. Related public funding sources supporting the project.

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6. Additional criteria. In addition to evaluating the proposals using the scoring system established in subsection 5, the panel shall also consider criteria in reviewing a proposal:

A. The level to which a proposal supports the open space or recreation objectives, or both, of a local comprehensive plan;

B. The extent to which a project is consistent with an adopted comprehensive plan that meets the standards of the laws governing growth management pursuant to Title 30-A, chapter 187;

C. The extent to which a project is consistent with an existing strategic plan for downtown or village center revitalization;

D. The current and anticipated demand for use and diversity of uses of this site;

E. The extent to which the project is consistent with any relevant regional economic development plan or other relevant regional plan; and

F. Any additional benefits that contribute to the character of the town or region in which the project is situated, including the rehabilitation or renovation of mills and other buildings in the community.

7. Communities for Maine's Future Fund created. The Communities for Maine's Future Fund, known as "the fund," is established to provide funding for the rehabilitation, revitalization and enhancement of downtowns and village centers and main streets in the State. The fund is dedicated, nonlapsing fund, and all revenues deposited in the fund remain in the fund and must be disbursed in accordance with this section.

8. Rules. The department may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. G-2. 5 MRSA §13056-E is enacted to read:

§13056-E. Assistance from Communities for Maine's Future Fund

1. Application for downtown improvement or asset grants. In addition to the other forms of financial assistance available, an eligible municipality or group of municipalities may apply for a downtown and community development grant from the Communities for Maine's Future Fund established in section 13056-D, subsection 7 and referred to in this section "the fund," the proceeds of which must be used to acquire, design, plan, construct, enlarge, repair, protect or enhance downtown improvements or assets. The department may prescribe an application form or procedure for an eligible municipality or group of municipalities to apply for a grant under this section. The application must include all information necessary for the purpose of implementing this section.

2. Eligibility certification. In addition to criteria established in section 13056-D:

A. The applicant must certify that it has secured all permits, licenses and approvals necessary to construct the improvements to be financed by the grant;

B. The department must affirm that the applicant has met the conditions of this paragraph.

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(1) A municipality is eligible to receive a grant if that municipality has adopted a growth management program certified under Title 30-A, section 4347-A that includes a capital improvement program composed of:

(a) An assessment of all public facilities and services, including, but not limited to, roads and other transportation facilities, sewers, schools, parks and open space, fire departments and police departments;

(b) An annually reviewed 5-year plan for the replacement and expansion of existing public facilities or the construction of such new facilities as are required to meet expected growth and economic development. The plan must include projections of when and where those facilities will be required; and

(c) An assessment of the anticipated costs for replacement, expansion or construction of public facilities, an identification of revenue sources available to meet these costs and recommendations for meeting costs required to implement the plan.

Subject to the limitations of this subsection, 2 or more municipalities that each meet the requirements of divisions (a), (b) or (c) may jointly apply for assistance under this section; and

C. The department must affirm that the applicant has met the conditions of this paragraph. A municipality is eligible to receive a downtown improvement grant if that municipality has:

- (1) Shown broad-based support for downtown revitalization;
- (2) Established a comprehensive downtown revitalization work plan, including a definition and a map of the affected area;
- (3) Developed measurable goals and objectives;
- (4) Demonstrated a historic preservation ethic;
- (5) Developed the capacity to report on the progress of the downtown program; and
- (6) Established the ability and willingness to support integrated marketing efforts for retailers, services, activities and events.

3. Criteria; conditions for downtown village center grants. The department shall develop criteria and conditions for the award of downtown and village center grants to eligible municipalities subject to the requirements of this section, including:

- A. Basic criteria for redevelopment or revitalization of a downtown growth area as defined under Title 30-A, section 4301, subsection 6-C or village;
- B. A preference for capital investment projects that provide substantial regional benefits;
- C. The adoption of other criteria as the department determines necessary to ensure that grants made under this section maximize the ability of municipalities to accommodate planned growth and economic development;

1 D. Consistency with the municipality's comprehensive plan or local growth
2 management program;

3 E. Leveraging of other private, federal or local dollars; and

4 F. Economic gain to the community, including tax income and jobs created.

5 **4. Coordination.** The department shall coordinate the grants made under this
6 section with community assistance loans and grants administered by the department and
7 with other state assistance programs designed to accomplish similar objectives, including
8 those administered by the Department of Education, the Department of Transportation,
9 the Executive Department, State Planning Office, the Finance Authority of Maine, the
10 Maine State Housing Authority, the Maine Historic Preservation Commission, the
11 Department of Administrative and Financial Services, the Department of Conservation
12 and the Department of Environmental Protection.

13 **5. Report to the Legislature.** The department shall report to the joint standing
14 committee of the Legislature having jurisdiction over economic development matters no
15 later than January 1st of each odd-numbered year on the grants program. The department
16 may make any recommendations it finds necessary to more effectively achieve the
17 purposes of this section, including the appropriation of any necessary additional funds.

18 **Sec. G-3. 5 MRSA §13056-F** is enacted to read:

19 **§13056-F. Historic Preservation Revolving Fund**

20 **1. Fund established; administration.** The Historic Preservation Revolving Fund,
21 referred to in this section as "the revolving fund," is established within the Maine Historic
22 Preservation Commission, referred to in this section as "the commission," in order to
23 provide funds to qualified nonprofit historic preservation organizations in the State for the
24 purpose of acquisition of endangered historic properties of local, state or national
25 significance, as determined by the commission, for resale to new owners who agree to
26 preserve, rehabilitate or restore the properties as necessary, subject to preservation
27 easements or covenants held by the qualified organization. The commission may provide
28 funds to the qualified organization for purposes outlined in subsection 4.

29 All funds received must be deposited into the revolving fund.

30 **2. Review process.** The commission shall review proposals for acquisition of
31 historic properties by qualified organizations with funds from the revolving fund in
32 accordance with this subsection.

33 **3. Applicant requirements.** An applicant for funding under this section must be a
34 qualified nonprofit historic preservation organization. For purposes of this section,
35 "qualified nonprofit historic preservation organization" or "qualified organization" means
36 a nonprofit preservation or historical organization whose purposes include preservation of
37 historic property or a governmental body. A qualified organization must also demonstrate
38 previous historic preservation, rehabilitation or acquisition activity; availability of staff
39 with demonstrated professional training and experience in administration of historic
40 preservation programs; and familiarity with preservation standards and with acquisition
41 and resale of historic property.

1 The qualified organization must also demonstrate the capacity to undertake the project
2 with a reasonable prospect of bringing it to a successful conclusion. In assessing an
3 applicant's ability to meet the requirements of this subsection, the commission may
4 consider all relevant factors, including but not limited to the applicant's organizational
5 purpose; organizational history; previous historic preservation, rehabilitation or
6 acquisition activity; scope of economic or revitalization vision; and evidence of success
7 in previous efforts.

8 **4. Revolving fund expenditures.** Payment from the revolving fund is made by the
9 commission to qualified nonprofit historic preservation organizations for the purpose of
10 preservation of significant endangered historic properties through acquisition and resale.
11 Payments may include all costs associated with such an acquisition and carrying costs, as
12 well as stabilization, rehabilitation and completion of a conditions study by the qualified
13 organization for approval by the commission and may also include a fee for establishing a
14 preservation easement or covenant to be held by the qualified organization. When
15 possible, the qualified organization shall seek to secure the qualified property by option to
16 be executed at closing to minimize carrying costs. The qualified organization shall seek to
17 resell the property at fair market value to a new private, nonprofit or public owner who
18 agrees to preserve, rehabilitate or restore the property as provided in the easement or
19 covenant. Net proceeds from the resale of properties must be returned to the revolving
20 fund within the commission. Funds returned to the revolving fund are to be used
21 exclusively for the acquisition of additional historic properties, except that no more than
22 5% of the fund balance may be used by the commission to fund administration of the
23 program by cooperating organizations.

24 **5. Evaluation criteria.** The commission shall evaluate proposals under this section.
25 The commission shall seek to fund those proposals that best meet its historic preservation
26 priorities for the State and region and that support its economic and community
27 development and enhancement priorities and shall evaluate properties in such proposals
28 relative to:

- 29 A. The level of historic or architectural significance;
- 30 B. The value with respect to historic preservation and rehabilitation;
- 31 C. The degree to which the property is endangered;
- 32 D. The economic significance to the immediate vicinity and to the State;
- 33 E. The value with respect to downtown revitalization, open space conservation or
34 other public purposes;
- 35 F. The availability at fair market value;
- 36 G. The degree to which the property is available below fair market value;
- 37 H. The potential marketability;
- 38 I. The feasibility of rehabilitation or restoration and reuse;
- 39 J. The value of the proposed property with respect to tourism promotion and
40 development;
- 41 K. The degree of community support; and

1 L. The extent to which the proposed project involves partnerships or meets multiple
2 criteria.

3 6. Rules. The commission may adopt rules to implement this section. Rules adopted
4 to implement this section are routine technical rules as defined in Title 5, chapter 375,
5 subchapter 2-A.

6 **Sec. G-4. Appropriations and allocations.** The following appropriations and
7 allocations are made.

8 **ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**
9 **Communities for Maine's Future Fund N064**

10 Initiative: Establishes base allocations for the Communities for Maine's Future Program
11 to assist and encourage communities to revitalize and to promote community
12 development and enhance projects.

13	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
14	All Other	\$500	\$500
15			
16	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$500</u>	<u>\$500</u>

17	ECONOMIC AND COMMUNITY		
18	DEVELOPMENT, DEPARTMENT OF		
19	DEPARTMENT TOTALS	2009-10	2010-11
20			
21	OTHER SPECIAL REVENUE FUNDS	\$500	\$500
22			
23	DEPARTMENT TOTAL - ALL FUNDS	<u>\$500</u>	<u>\$500</u>

24 **HISTORIC PRESERVATION COMMISSION, MAINE**
25 **Historic Preservation Revolving Fund N063**

26 Initiative: Establishes base allocations for the Historic Preservation Revolving Fund in
27 order to provide funds to qualified nonprofit historic preservation organizations to acquire
28 significant historic properties.

29	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
30	All Other	\$500	\$500
31			
32	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$500</u>	<u>\$500</u>

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HISTORIC PRESERVATION COMMISSION, MAINE		
DEPARTMENT TOTALS	2009-10	2010-11
OTHER SPECIAL REVENUE FUNDS	\$500	\$500
DEPARTMENT TOTAL - ALL FUNDS	<u>\$500</u>	<u>\$500</u>
SECTION TOTALS	2009-10	2010-11
OTHER SPECIAL REVENUE FUNDS	\$1,000	\$1,000
SECTION TOTAL - ALL FUNDS	<u>\$1,000</u>	<u>\$1,000</u>

Sec. G-5. Contingent effective date. This Part takes effect only if the General Fund bond issue proposed in Part B is approved by the voters of the State.

PART H

Sec. H-1. Establishment of ocean wind energy demonstration sites

1. Fund established. The Maine Marine Wind Energy Demonstration Site Fund is established to provide the basic investment necessary to obtain matching funds and competitive grants and other funding from federal, state and private sources for research, development and product innovation associated with developing one or more ocean wind energy demonstration sites.

2. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

- A. "Fund" means the Maine Marine Wind Energy Demonstration Site Fund.
- B. "Research and development" means applied engineering and scientific research and related commercial development conducted by the University of Maine, acting on behalf of the University of Maine System and its employees and students in the target areas and in conjunction with federal, state and local partners from the private, nonprofit and government sectors.
- C. "Demonstration sites" means geographic locations within the jurisdiction of this State where applied research and development is considered most likely to produce significant benefits to the people and economy of the State.

3. Administration of fund. The University of Maine, acting on behalf of the Board of Trustees of the University of Maine System, shall administer the fund. The university may utilize the assets of the fund to carry out and effectuate the purposes, duties and responsibilities of this Part, including, but not limited to:

- A. To conduct siting studies for offshore wind sites, giving first priority to developments in state waters but also consider siting studies for developments in federal waters that could provide renewable and sustainable power for the State or

1 provide significant economic opportunity. The siting studies will include
2 consideration of wind resource, bathymetry, geophysical conditions, transmission and
3 distribution infrastructure, engineering, environmental effects, multi-use potential,
4 identification of exclusion zones and cost of energy from each site;

5 B. Using siting information collected under subsection 1, the University of Maine,
6 acting on its own behalf or in conjunction with partners in the private, nonprofit or
7 government sectors, may apply for all federal, state and local approvals necessary to
8 develop a demonstration site to be used for research and development to evaluate new
9 technologies and monitor environmental impacts. The University of Maine will
10 construct and operate this site in a manner consistent with applicable federal, state
11 and local laws and related licenses, permits or other authorizations. The university
12 may contract, subcontract or collaborate with another public or private entity for any
13 activity authorized by this subsection;

14 C. To design, prototype and test offshore structures composites components that
15 could be manufactured by companies in this State; and

16 D. To provide a report to the Governor and the Legislature by March 1, 2010 setting
17 forth:

18 (1) The operations and accomplishments of the fund during the most recent
19 fiscal year;

20 (2) The results of monitoring of the effects of any structures placed in the waters
21 on the environment and fish and wildlife, including marine mammals; and

22 (3) The assets and liabilities of the fund at the end of the most recent fiscal year.

23 **Sec. H-2. Appropriations and allocations.** The following appropriations and
24 allocations are made.

25 **UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE**

26 **Maine Marine Wind Energy Demonstration Site Fund N065**

27 Initiative: Establishes a base allocation for the Maine Marine Wind Energy
28 Demonstration Site Fund for funds received for research, development and product
29 innovation associated with developing one or more ocean wind energy demonstration
30 sites.

31	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
32	All Other	\$500	\$500
33			
34	OTHER SPECIAL REVENUE FUNDS TOTAL	\$500	\$500

35 **Sec. H-3. Contingent effective date.** This Part takes effect only if the General
36 Fund bond issue proposed in Part D is approved by the voters of this State.'

37 **SUMMARY**
38 **PART A**

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This Part authorizes a bond issue for improvements to highways and bridges, airports, public transit facilities, ferry and port facilities, including port and harbor structures, as well as funds for the LifeFlight Foundation, that will make the State eligible for federal and other matching funds. Part A requires a November 2009 referendum.

PART B

This Part authorizes a bond issue to provide capital investment to stimulate economic development and job creation by making investments under the Communities for Maine's Future Program and establishing a revolving fund for the purpose of acquiring significant historic properties to be matched by public and private contributions; providing funding for research and development investments administered by the Maine Technology Institute to be matched by other funds; providing funds for disbursements to qualifying small businesses; and providing grants for food processing for fishing, agricultural, dairy and lumbering businesses within the State and redevelopment projects at the Brunswick Naval Air Station that will make the State eligible for federal and other matching funds. Part B requires a June 2010 referendum.

PART C

This Part authorizes a bond issue to provide funds for a drinking water revolving loan fund and wastewater revolving loan fund; for wastewater grants to small communities and wastewater treatment facility construction grants; to investigate and clean up hazardous waste in uncontrolled sites; to provide assistance to homeowners whose homes are serviced by substandard or malfunctioning wastewater treatment systems; and to assist farmers in renovating or constructing pollution control structures and in developing sustainable water sources and distribution systems to be matched by federal and other funds. Part C requires a June 2010 referendum.

PART D

This Part authorizes a bond issue to provide for investments in weatherization and energy efficiency projects and green energy workforce development; for infrastructure and energy efficiency upgrades at campuses of the University of Maine System, the Maine Community College System and the Maine Maritime Academy; and for the creation of a fund to develop one or more ocean wind energy demonstration sites. Part D requires a June 2010 referendum.

PART E

This Part authorizes a bond issue to invest in land conservation and working waterfront preservation and to improve state parks to be matched by federal and other funds. Part E requires a November 2010 referendum.

PART F

COMMITTEE AMENDMENT "A" to H.P. 631, L.D. 913

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This Part requires the Finance Authority of Maine to establish rules to administer funds for grants and loans for food processing for the fishing and agricultural industries contingent on approval of the bond issue authorized for that purpose.

PART G

This Part establishes the Communities for Maine's Future Program and an accompanying fund and the Historic Preservation Revolving Fund contingent on approval of the bond issue authorized for those purposes.

PART H

This Part establishes the Maine Marine Wind Energy Demonstration Site Fund and language to implement a demonstration site contingent on the passage of the bond issue authorized for that purpose.

FISCAL NOTE REQUIRED

(See attached)



124th MAINE LEGISLATURE

LD 913

LR 1931(02)

An Act To Authorize Bond Issues for Ratification by the Voters for the November 2009 and June 2010 Elections

Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Appropriations and Financial Affairs
Fiscal Note Required: Yes

Fiscal Note

Potential current biennium cost increase - General Fund

	2009-10	2010-11	Projections 2011-12	Projections 2012-13
Appropriations/Allocations				
Other Special Revenue Funds	\$1,500	\$1,500	\$1,500	\$1,500

Bond Issues	Term (years)	Principal	Rate (%)	Interest	Total Cost
General Fund - Non-Taxable	10	\$53,500,000	4.5%	\$13,241,250	\$66,741,250
General Fund - Taxable	10	\$46,500,000	5.0%	\$12,787,500	\$59,287,500
Highway Fund - Non-Taxable	10	\$50,000,000	4.5%	\$12,375,000	\$62,375,000

Referendum Costs	Month/Year	Election Type	Question	Length
	Nov-09	General	Bond Issue	Standard
	Jun-10	General	Bond Issue	Standard
	Nov-10	General	Bond Issue	Standard

The Department of the Secretary of State has budgeted \$173,500 to conduct each scheduled referendum election for the 2009-2010 election cycle. This proposal requires a June 2010 referendum election which will require an All Other appropriation of \$173,500 in fiscal year 2010. Included in this is the cost to produce and deliver ballots of a standard size to the 503 municipalities, along with the costs of producing, distributing and advertising the Citizen's Guide to the Referendum Election and producing and providing other forms, materials and instructions. For a referendum-only election a standard-sized ballot of 14 inches can accommodate up to 12 questions. If the size or number of the ballot questions in either November 2009 or 2010, or June 2010, exceeds these parameters and requires the production and delivery of a second referendum ballot the cost would increase by \$107,250.

Fiscal Detail and Notes

Part G of this bill includes Other Special Revenue Funds base allocations of \$500 per year beginning in fiscal year 2009-10 to the Department of Economic and Community Development to establish the Communities for Maine's Future Fund. The purpose of the fund is to provide funding for the rehabilitation, revitalization and enhancement of downtowns and village centers and main streets in the State. The additional costs to the Department of Economic and Community Development associated with administering the program can be absorbed within existing budgeted resources.

CA(H-583)

Part G of this bill also includes Other Special Revenue Funds base allocations of \$500 per year beginning in fiscal year 2009-10 to the Maine Historic Preservation Commission to establish the Historic Preservation Revolving Fund. The purpose of the fund is to provide funds to qualified nonprofit historic preservation organizations in the State to acquire endangered historic properties. Additional costs to the Commission to administer the Fund and to serve on the Community for Maine's Future Review Panel can be absorbed within existing budgeted resources.

Part H of this bill includes Other Special Revenue Funds base allocations of \$500 per year beginning in fiscal year 2009-10 to the University of Maine System to establish the Maine Marine Wind Energy Demonstration Site Fund for research, development and product innovation associated with developing one or more ocean wind energy demonstration sites. Additional costs to the System to implement the demonstration site and administer the Fund can be absorbed within existing budgeted resources.