

# MAINE STATE LEGISLATURE

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# 125th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2011

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Legislative Document

No. 895

S.P. 283

In Senate, March 8, 2011

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**An Act To Allow the City of Bangor To Replace the Bangor  
Auditorium and Civic Center at the Bass Park Complex**

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Reference to the Committee on State and Local Government suggested and ordered printed.

*Joseph G. Carleton Jr.*

JOSEPH G. CARLETON, JR.  
Secretary of the Senate

Presented by Senator FARNHAM of Penobscot.  
Cosponsored by Representative DAMON of Bangor and  
Representatives: DILL of Old Town, FOSTER of Augusta, GOODE of Bangor, JOHNSON of  
Eddington, PARKER of Veazie, RIOUX of Winterport, STEVENS of Bangor, WINTLE of  
Garland.

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

2 **Sec. 1. Certain debt of City of Bangor not subject to limitations on**  
3 **municipal debt.** Notwithstanding any other provision of law, any bonded indebtedness  
4 incurred by the City of Bangor and financed in whole or in part by the proceeds from a  
5 tax increment financing district in order to fund a replacement building or structure for  
6 the existing Bangor Auditorium and Civic Center is not subject to the limitations on  
7 municipal debt contained in the Maine Revised Statutes, Title 30-A, section 5702.

8 **Sec. 2. Certain debt of City of Bangor excluded from aggregate value of**  
9 **debt in Penobscot County.** Notwithstanding the Maine Revised Statutes, Title 30-A,  
10 section 5223, subsection 3, paragraph D, any bonded indebtedness incurred by the City of  
11 Bangor and financed in whole or in part by the proceeds from a tax increment financing  
12 district in order to fund a replacement building or structure for the existing Bangor  
13 Auditorium and Civic Center is excluded from the aggregate value of municipal general  
14 obligation indebtedness within Penobscot County.

15 **Sec. 3. Time limit for construction does not apply.** Notwithstanding any  
16 other provision of law, the 5-year time limit set forth in the Maine Revised Statutes, Title  
17 30-A, section 5223, subsection 3, paragraph D, subparagraph (2) does not apply to the  
18 acquisition, construction and installment of all real and personal property improvements,  
19 buildings, structures, fixtures and equipment needed to replace the existing Bangor  
20 Auditorium and Civic Center, regardless of whether the improvements are financed  
21 through bonded indebtedness incurred by the City of Bangor and financed in whole or in  
22 part by the proceeds from a tax increment financing district.

23 **Sec. 4. Bonds may mature within 30 years from date of issue.**  
24 Notwithstanding the bond financing provisions contained in the Maine Revised Statutes,  
25 Title 30-A, section 5231, with respect to any bonded indebtedness incurred by the City of  
26 Bangor and financed in whole or in part by the proceeds from a tax increment financing  
27 district in order to fund a replacement building or structure for the Bangor Auditorium  
28 and Civic Center, the City of Bangor may authorize, issue and sell such bonds, including,  
29 but not limited to, general obligation or revenue bonds or notes, that mature within 30  
30 years from the date of issue.

31 **SUMMARY**

32 This bill facilitates the City of Bangor's ability to incur bonded indebtedness in order  
33 to fund a replacement building or structure for the existing Bangor Auditorium and Civic  
34 Center. The bill exempts the bonded indebtedness for the project from counting towards  
35 the city's statutory debt limit and Penobscot County's aggregate value of municipal  
36 general obligation indebtedness financed by the proceeds from tax increment financing  
37 districts. The bill also removes a 5-year deadline for completion of the project and  
38 extends the 20-year time limit to 30 years for bonded indebtedness incurred by the City of  
39 Bangor to finance the project.