

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 942

S.P. 319

In Senate, March 7, 2013

**An Act To Authorize a General Fund Bond Issue To Invest in
Deficient State Highways, Bridges and Aviation, Marine, Rail and
Transit Facilities**

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

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator MAZUREK of Knox.

Cosponsored by Representative THERIAULT of Madawaska and

Senators: President ALFOND of Cumberland, CAIN of Penobscot, COLLINS of York, GERZOFSKY of Cumberland, GOODALL of Sagadahoc, HILL of York, JACKSON of Aroostook, JOHNSON of Lincoln, SAVIELLO of Franklin, VALENTINO of York, YOUNGBLOOD of Penobscot, Representatives: BERRY of Bowdoinham, CAREY of Lewiston, CHASE of Wells, DICKERSON of Rockland, FREDETTE of Newport, GILLWAY of Searsport, KESCHL of Belgrade, KNIGHT of Livermore Falls, McLEAN of Gorham, PARRY of Arundel, PEOPLES of Westbrook, WERTS of Auburn, WILLETTE of Mapleton.

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 \$120,000,000 for the purposes described in section 5 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.

11 **Sec. 2. Records of bonds issued; Treasurer of State.** The Treasurer of State
12 shall ensure that an account of each bond is kept showing the number of the bond, the
13 name of the successful bidder to whom sold, the amount received for the bond, the date of
14 sale and the date when payable.

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

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

26 **Sec. 5. Disbursement of bond proceeds from General Fund bond issue.**
27 The proceeds of the sale of the bonds authorized under this Act must be expended as
28 designated in the following schedule under the direction and supervision of the agencies
29 and entities set forth in this section.

30 **TRANSPORTATION, DEPARTMENT**
31 **OF**

32 Provides funds to reconstruct or rehabilitate state highways graded poor or
33 unacceptable under the Maine Revised Statutes, Title 23, section 73, subsection 7.
34 Total \$60,000,000

35 Provides funds to reconstruct or rehabilitate state aid minor collector highways under
36 the Secondary Road Program Fund established in the Maine Revised Statutes, Title
37 23, section 1803-C.
38 Total \$8,000,000

1	Provides funds to rehabilitate or replace bridges.	
2	Total	\$31,000,000
3	Provides funds for industrial rail facility and passenger rail improvements.	
4	Total	\$6,000,000
5	Provides funds for ports and marine facilities.	
6	Total	\$9,500,000
7	Provides funds for transit bus replacement.	
8	Total	\$2,000,000
9	Provides funds to reconstruct and rehabilitate aviation facilities.	
10	Total	\$2,000,000
11	Provides funds for pedestrian and bicycle facilities.	
12	Total	\$1,500,000

13 **Sec. 6. Contingent upon ratification of bond issue.** Sections 1 to 5 do not
14 become effective unless the people of the State ratify the issuance of the bonds as set
15 forth in this Act.

16 **Sec. 7. Appropriation balances at year-end.** At the end of each fiscal year, all
17 unencumbered appropriation balances representing state money carry forward. Bond
18 proceeds that have not been expended within 10 years after the date of the sale of the
19 bonds lapse to the Office of the Treasurer of State to be used for the retirement of general
20 obligation bonds.

21 **Sec. 8. Bonds authorized but not issued.** Any bonds authorized but not issued
22 within 5 years of ratification of this Act are deauthorized and may not be issued, except
23 that the Legislature may, within 2 years after the expiration of that 5-year period, extend
24 the period for issuing any remaining unissued bonds for an additional amount of time not
25 to exceed 5 years.

26 **Sec. 9. Referendum for ratification; submission at election; form of**
27 **question; effective date.** This Act must be submitted to the legal voters of the State at
28 a statewide election held in the month of November following passage of this Act. The
29 municipal officers of this State shall notify the inhabitants of their respective cities, towns
30 and plantations to meet, in the manner prescribed by law for holding a statewide election,
31 to vote on the acceptance or rejection of this Act by voting on the following question:

32 "Do you favor a \$120,000,000 bond issue for improvements to highways
33 and bridges and rail, marine, pedestrian and bicycle and aviation
34 facilities, as well as funding for transit buses, which will make the State
35 eligible for at least \$173,000,000 in federal and other matching funds?"

