

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 scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONLY
RECORDS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

Date: 6/7/17

L.D. 143
(Filing No. H-452)

EDUCATION AND CULTURAL AFFAIRS

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 101, L.D. 143, Bill, "An Act To Provide Funding for Upgrades of Learning Spaces and Other Projects Funded by the School Revolving Renovation Fund"

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

'An Act To Authorize a General Fund Bond Issue To Provide Funding for Upgrades of Learning Spaces and Other Projects Funded by the School Revolving Renovation Fund'

Amend the bill by striking out everything after the title and before the summary and inserting the following:

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

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

Sec. 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 \$25,000,000 in fiscal year 2017-18 and \$25,000,000 in fiscal year 2018-19 for the purposes described in section 5 of this Act. 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.

Sec. 2. Records of bonds issued; Treasurer of State. The Treasurer of State shall ensure that an account of each bond is kept 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. 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

COMMITTEE AMENDMENT

KOFS

1 bonds, which must be held by the Treasurer of State and paid by the Treasurer of State
2 upon warrants drawn by the State Controller, are appropriated solely for the purposes set
3 forth in this Act. Any unencumbered balances remaining at the completion of the project
4 in this Act lapse to the Office of the Treasurer of State to be used for the retirement of
5 general obligation bonds.

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

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

13 **MAINE MUNICIPAL BOND BANK**

14 Provides \$25,000,000 in fiscal year 2017-18 and \$25,000,000 in fiscal year 2018-19
15 for deposit in the School Revolving Renovation Fund to be used to upgrade learning
16 spaces in school buildings and for other necessary repairs approved by the
17 Commissioner of Education pursuant to the Maine Revised Statutes, Title 30-A,
18 section 6006-F, subsection 3, paragraph A.

19 Total \$50,000,000

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

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

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

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

39 "Do you favor a \$25,000,000 bond issue for fiscal year 2017-18 and a
40 \$25,000,000 bond issue for fiscal year 2018-19 to provide funds to the

ROFS

1 School Revolving Renovation Fund for the purpose of providing funds to
2 public schools to upgrade learning spaces in school buildings and make
3 other necessary repairs?"

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

12 The Secretary of State shall prepare and furnish to each city, town and plantation all
13 ballots, returns and copies of this Act necessary to carry out the purposes of this
14 referendum.'

15 **SUMMARY**

16 This amendment replaces the bill, which provides a General Fund appropriation to
17 the Maine Municipal Bond Bank of \$25,000,000 in both fiscal years 2017-18 and 2018-
18 19 to be deposited in the School Revolving Renovation Fund, with a bond issue. The
19 funds provided by this bond issue, in the amount of \$25,000,000 in each of the 2 fiscal
20 years, will be used to provide funds to the School Revolving Renovation Fund for the
21 purpose of providing funds to public schools to upgrade learning spaces in school
22 buildings and make other necessary repairs.

23 **FISCAL NOTE REQUIRED**

24 (See attached)



128th MAINE LEGISLATURE

LD 143

LR 1154(02)

An Act To Provide Funding for Upgrades of Learning Spaces and Other Projects Funded by the School Revolving Renovation Fund

Fiscal Note for Bill as Amended by Committee Amendment *(ACH-452)*

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

Bond Issues	Term (years)	Principal	Rate (%)	Interest	Total Cost
General Fund - Non-Taxable	10	\$50,000,000	4.25%	\$11,687,500	\$61,687,500

Referendum Costs	Month/Year	Election Type	Question	Length
	Nov-17	General	Bond Issue	Standard

The Secretary of State's budget includes sufficient funds to accommodate one ballot of average length for the general election in November. If the number or size of the referendum questions requires production and delivery of a second ballot, an additional appropriation of \$107,250 may be required.