

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fourth Legislature

OF THE

STATE OF MAINE

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THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1969

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Third Legislature
AT THE
SPECIAL SESSIONS

October 2-3, 1967

January 9-26, 1968

September 18, 1968

biennial meetings of said inhabitants for the election of Senators and Representatives at a special state-wide election to be held on June 17, 1968, to give in their vote upon the acceptance or rejection of the foregoing Act, and the question shall be:

“Shall the State provide for construction and modernization of school facilities at the three Indian reservations and construct water and sewage facilities at Indian Township Reservation in Princeton by issuing bonds in the amount of \$384,000, passed at the Second Special Session of the 103rd Legislature?”

The inhabitants of said cities, towns and plantations shall indicate by a cross or check mark placed within a square upon their ballots their opinion of the same, those in favor of ratification voting “Yes” and those opposed to ratification voting “No” and the ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same and if it shall appear that a majority of the inhabitants voting on the question are in favor of said Act, the Governor shall forthwith make known the fact by his proclamation, and the Act shall thereupon become effective in 30 days after the date of said proclamation.

Secretary of State shall prepare ballots. The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with the foregoing Act, accompanied by a copy thereof.

Effective April 26, 1968

Chapter 224

AN ACT to Authorize Bond Issue in the Amount of \$850,000 for Dormitory Facilities at Maine Maritime Academy and Bond Issue in the Amount of \$955,000 for Self-liquidating Dormitory Facilities at Farmington State College.

Preamble. Two-thirds of both Houses of Legislature deeming it necessary in accordance with Section 14 of Article IX of the Constitution to authorize the issuance of bonds on behalf of the State of Maine to provide for dormitory facilities at Farmington State College and Maine Maritime Academy.

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

CHAPTER A

Sec. 1. Issue of bonds to provide for dormitory facilities at Maine Maritime Academy. The Treasurer of State is authorized, under the direction of the Governor and Council, to issue from time to time serial coupon bonds in the name and behalf of the State to an amount not exceeding \$850,000 for the purpose of raising funds to provide for dormitory facilities at Maine Maritime Academy as authorized by section 6. Said bonds shall be deemed a pledge of the faith and credit of the State. Said bonds shall not run for a longer period than 20 years from the date of the original issue thereof. Any issuance of bonds

may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor and Council.

Sec. 2. Records of bonds issued to be kept by State Auditor and Treasurer. The State Auditor shall keep an account of such bonds, showing the number and amount of each, the date of countersigning, the date when payable and the date of delivery thereof to the Treasurer of State, who shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received for the same, 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 such bonds by direction of the Governor and Council; but no such bond shall be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sales of such bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the Governor and Council, are appropriated to be used solely for the purposes set forth in chapter A of this Act. Any unencumbered balances remaining at the completion of the projects listed in section 6 shall lapse to the debt service account established for the retirement of these bonds.

Sec. 4. Interest and debt retirement. Interest due or accruing upon any bonds issued under the provisions of chapter A of this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State from any money in the treasury not otherwise appropriated.

Sec. 5. Disbursement of bond proceeds. The proceeds of such bonds shall be expended under the direction and supervision of the Director of Public Improvements.

Sec. 6. Allocations from General Fund Bond Issue.

Maine Maritime Academy
Dormitory

\$850,000

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 of this Act shall not become effective unless and until the people of the State of Maine shall have ratified the issuance of bonds as set forth in chapter A of this Act.

Sec. 8. Referendum for ratification. The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives at a special state-wide election to be held on June 17, 1968, to give in their vote upon the acceptance or rejection of chapter A of this Act, and the question shall be:

“Shall the State provide dormitory facilities at Maine Maritime Academy to allow for increased enrollment and improved housing by issuing bonds in the amount of \$850,000, as passed by the Second Special Session of the 103rd Legislature?”

The inhabitants of said cities, towns and plantations shall indicate by a cross or check mark placed within a square upon their ballots their opinion of the same, those in favor of ratification voting "Yes" and those opposed to ratification voting "No" and the ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same and if it shall appear that a majority of the inhabitants voting on the question are in favor of chapter A of said Act, the Governor shall forthwith make known the fact by his proclamation, and chapter A of the Act shall thereupon become effective in 30 days after the date of said proclamation.

Secretary of State shall prepare ballots. The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with chapter A of this Act, accompanied by a copy thereof.

CHAPTER B

Sec. 1. Women's dormitory at Farmington State College. The State Board of Education, hereinafter in Chapter B of this Act called the "state board", is authorized to construct at Farmington State College a women's dormitory in an amount not to exceed \$955,000.

The cost of such housing facilities, including any expenses incurred in the financing thereof, shall be taken and appropriated from the proceeds of bonds issued under the authority of chapter B of this Act. Expenses of financing shall include the interest payments required on the bonds issued for the purposes of such construction until the dormitory so constructed shall have been completed and occupied.

Sec. 2. Operation. The state board shall operate such housing facility when constructed, as a self-liquidating project until all the bonds issued as provided by chapter B of this Act shall be retired. The state board shall charge and collect such room fees or rentals for the use of said housing facility as may from time to time be determined as necessary for the amortization of the principal of and the interest on the bonds issued and shall deposit to the credit of the Treasurer of State, in a separate account to be established by the State Controller on the books of the State, all of the fees and rentals so charged and collected. The rates for room charged and collected for the amortization of the principal of and the interest on the bonds issued with the authority of chapter B of this Act shall be established to take effect not later than the beginning of the college or school year next following the date of ratification of chapter B of this Act, and the fees and rentals so charged and collected shall be pledged to the amortization of principal and payment of interest on the bonds issued under the authority of chapter B of this Act.

Sec. 3. Treasurer of State to issue bonds. The Treasurer of State is directed, as requested by the state board with the approval of the Governor and Council, to issue bonds from time to time in the name and on behalf of the State to an amount not exceeding \$955,000 for the purpose of raising funds for the construction of said housing facility as provided in chapter B of this Act. Such bonds shall be general obligations of the State of Maine and the full faith and credit of the State shall be pledged to the payment of interest and redemption of the bonds.

The bonds shall be dated, shall mature at such time or times not exceeding 30 years from their date, and may be made redeemable before maturity, at the option of the Treasurer of State, at such price or prices and under such terms and conditions as may be approved by the Governor and Council prior to the issuance of the bonds, and shall bear interest at such rate or rates not exceeding 5% per year, as may be determined by the Treasurer of State with the approval of the state board.

The Treasurer of State, with the approval of the Governor and Council, shall determine the form of the bonds including any interest coupons to be attached thereto, and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest, which may include any bank or trust company within or without the State.

The bonds shall be signed by the Treasurer of State and countersigned by the State Auditor and any interest coupons attached thereto shall be executed with the facsimile signature of the Treasurer of State. In case any officer whose signature or a facsimile of whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes, the same as if he had remained in office until such delivery. The bonds may be issued in coupon or registered form, or both, as the Treasurer of State may determine, and provisions may be made for the registration of any coupon bonds as to principal alone and also as to both principal and interest, for the reconversion into coupon bonds of any bonds registered as to both principal and interest, and for the interchange of coupon and registered bonds.

Sec. 4. Records of bonds issued to be kept by State Auditor and Treasurer of State. The State Auditor shall keep an account of such bonds, showing the number and amount of each, the date of countersigning, the date when payable and the date of delivery thereof to the Treasurer of State, who shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of sale and the date when payable.

Sec. 5. Sale, how negotiated; proceeds appropriated. The Treasurer of State may negotiate the sale of such bonds by direction of the state board with the approval of the Governor and Council. The proceeds of the sales of such bonds which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller at the order of the state board or of its authorized representative are appropriated to be used solely for the purposes set forth in chapter B of this Act. Any balances unexpended shall not lapse, but shall be carried forward to the same account to be used only for the purposes set forth herein. Any unencumbered balances remaining at the completion of the projects shall lapse to the debt service account established for the retirement of these bonds.

Sec. 6. Proceeds of bonds not available for other purposes; must be kept separate from other funds. The proceeds of all bonds issued under the authority of chapter B of this Act, and the funds made available for interest and debt retirement thereunder shall at all times be kept distinct from all other moneys of the State and shall not be drawn upon or be available for any other purpose.

Sec. 7. Interest and debt retirement. Interest due or accruing upon any bonds issued under chapter B of this Act and all sums coming due for payment

of bonds at maturity shall be paid by the Treasurer of State.

Sec. 8. Disbursement of bond proceeds. The proceeds of such bonds shall be expended under the direction and supervision of the state board upon the approval of the Director of Public Improvements.

Sec. 9. Other sources of funds. Chapter B of this Act shall not in any manner preclude the state board from obtaining construction funds in any other ways or from any other sources; or from accepting from any authorized agency of the Federal Government loans or grants for the planning, construction or acquisition of any project; or from entering into agreements with such agency respecting any such loans or grants.

Sec. 10. Contingent upon ratification of bond issue. No action shall be taken or liability incurred under chapter B of this Act unless and until the electors of the State of Maine shall have ratified the issuance of bonds in behalf of the State at such time and in such amount as set forth in chapter B of this Act for the purpose of constructing a student housing facility at Farmington State College.

Referendum for ratification. The aldermen of cities, the selectmen of towns and the assessors of the several plantations of this State are empowered and directed to notify the inhabitants of their respective cities, towns and plantations to meet in the manner prescribed by law for calling and holding biennial meetings of said inhabitants for the election of Senators and Representatives at a special state-wide election to be held on June 17, 1968 to give in their votes upon the acceptance or rejection of chapter B of this Act, and the question shall be:

“Shall the State provide women’s dormitory facilities at Farmington State College by issuing bonds in the amount of \$955,000, as passed by the Second Special Session of the 103rd Legislature?”

The inhabitants of said cities, towns and plantations shall vote by ballot on said question and shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same. The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings, and return made to the office of the Secretary of State in the same manner as votes for Governor and Members of the Legislature, and the Governor and Council shall review the same, and if it shall appear that a majority of the inhabitants voting on the question are in favor of chapter B of this Act, the Governor shall forthwith make known the fact by his proclamation, and chapter B of this Act shall become effective in 30 days after the date of said proclamation.

Secretary of State shall prepare ballots. The Secretary of State shall prepare and furnish to the several cities, towns and plantations ballots and blank returns in conformity with chapter B of this Act, accompanied by a copy thereof.