

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 453-End

AND AT THE
FIRST SPECIAL SESSION
September 6, 1983 to September 7, 1983
Chapters 583-588

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION
and
FIRST SPECIAL SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
1983

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, insufficient funding is currently allocated to continue the functions assigned to the Bureau of Air Quality Control through the remainder of fiscal year 1983; and

Whereas, the United States Environmental Protection Agency has increased its grant to the department under the United States Public Law 95-95, Section 105, as amended, in order to enable the Bureau of Air Quality Control to carry out its responsibilities; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Allocation. In addition to allocations made previously under the Air Pollution Control Program Grant, the following funds are allocated:

1982-1983

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Air Quality Control, Bureau of

All Other	\$18,000
Capital Expenditures	<u>25,000</u>
Total	\$43,000

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective June 17, 1983.

CHAPTER 40

S.P. 415 - L.D. 1262

AN ACT to Authorize Bond Issue in the Amount of \$24,600,000 for Highway and Bridge Improvements to Match Federal Funds and to Accelerate the Improvement of Town Way Bridges.

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 for the purpose of improving state highways and bridges and to accelerate the improvement of town way bridges.

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

Sec. 1. Bond issue of \$24,600,000 authorized. In addition to state highway and bridge bonds heretofore authorized, the Treasurer of State is authorized, under the direction of the Governor, to issue from time to time, serial coupon bonds in the name and behalf of the State to an amount not exceeding \$24,600,000 payable serially at the Treasury Department within 20 years from date of issue. The bonds and coupons shall be of such denomination and form and upon such terms and conditions, not inconsistent herewith, as the Governor shall direct. The proceeds from the sale of bonds shall be used for highway and bridge improvements in accordance with allocations made by the Legislature. The bonds shall be deemed a pledge of the faith and credit of the State. The bonds shall be issued from time to time so as to meet the needs of highway and bridge improvements. The bonds, when paid at maturity or otherwise retired, shall not be reissued, but may be refunded on terms more favorable to the State than those in the original issue. Any bonds authorized but not issued, or for which bond anticipation notes have not been issued within 5 years of the ratification of this Act, shall be deauthorized and may not be issued, provided 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. 2. Allocation of Highway Fund bond issue. Receipt of the Highway Fund for the fiscal years, from July 1, 1983, to June 30, 1984, and from July 1, 1984, to June 30, 1985, from the proceeds of the sale of bonds shall be segregated, apportioned and expended as designated in the following schedule:

1983-84

1984-85

Policy Area

Identity Program

Transportation

TRANSPORTATION, DEPARTMENT OF

	<u>1983-84</u>	<u>1984-85</u>
Highway-Highway and Bridge Improvements	\$10,800,000	\$10,800,000
Highway-Town Way Bridge Improvements	<u>1,500,000</u>	<u>1,500,000</u>
Total Allocations	\$12,300,000	\$12,300,000

Sec. 3. Contingent upon ratification of bond issue. Sections 1 and 2 of this Act shall not become effective unless the people of the State shall have ratified the issuance of bonds as set forth in this Act.

Sec. 4. Statutory referendum procedure; submission at statewide election; effective date. This Act shall be submitted to the legal voters of the State of Maine at a special statewide election to be held on the Tuesday following the first Monday of November following passage of this Act. The city aldermen, town selectmen and plantation assessors 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 Act by voting on the following question:

"Shall a bond issue be ratified in the amount of \$24,600,000 for bridge and highway improvements?"

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within a corresponding square below the word "Yes" or "No". The ballots shall 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 and, if it appears that a majority of the legal votes are in favor of the Act, the Governor shall proclaim that fact without delay, and the Act shall become effective 30 days after the date of the proclamation.

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