

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
  
ONE HUNDRED AND TWELFTH LEGISLATURE

**SECOND REGULAR SESSION**  
January 8, 1986 to April 16, 1986

**SECOND SPECIAL SESSION**  
May 28, 1986 to May 30, 1986

AND AT THE

**THIRD SPECIAL SESSION**  
October 17, 1986

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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

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**PRIVATE AND  
SPECIAL LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE

**SECOND REGULAR SESSION**

of the

ONE HUNDRED AND TWELFTH LEGISLATURE

1985

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

Sec. 1. P&SL 1985, c. 79, §1, sub-§2, last sentence is amended to read:

The commission shall make recommendations to the ~~Sec-ond-Regular-Session-of-the-112th~~ Legislature by January 31, 1987, including recommended changes in the laws, administration and appropriations.

Sec. 2. P&SL 1985, c. 79, §1, sub-§4 is amended by adding at the end a new sentence to read:

Members of the Legislature serving on the commission shall receive per diem compensation. Other members of the commission shall be compensated for expenses only.

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1986-87

LEGISLATURE

Special Select Commission on the Administration and Financing of General Assistance

All Other \$3,000

Effective July 16, 1986.

**CHAPTER 132**

S.P. 895 - L.D. 2250

AN ACT to Authorize a General Fund Bond Issue in the Amount of \$10,000,000 for Coastal Access, Harbor Improvements, Maine State Ferry Improvements and Marine Laboratory Improvements.

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 coastal access and marine laboratory improvements.

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

Sec. 1. Authorization of bonds to provide for coastal access, harbor improvements and marine laboratory improvements. The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and on behalf of the State to an amount not exceeding \$10,000,000, for the purpose of raising funds to provide for coastal access, harbor improvements, Maine State Ferry improvements and improvements to the Department of Marine Resources' Laboratory at McKown Point as authorized by section 6. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 15 years from the date of the original issue of the bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

Sec. 2. Records of bonds issued to be kept by the State Auditor and Treasurer of State. The State Auditor shall keep an account of the bonds, showing the number and amount of each, the date when payable and the date of delivery of the bonds to the Treasurer of State who shall keep an account of each bond 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 such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects 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 this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State.

Sec. 5. Disbursement of bonds proceeds. The proceeds of the bonds set out in section 6 for coastal access and marine laboratory improvements shall be expended under the direction and supervision of the Director of Public Improvements while those for harbor improvements and Maine State Ferry improvements shall be expended under the direction and supervision of the Commissioner of Transportation.

Sec. 6. Allocations from General Fund bond issue - coastal access, harbor improvements, Maine State Ferry improvements and marine laboratory improvements. The proceeds of the sale of bonds shall be expended as designated in the following schedule.

Acquisition and development of land for coastal access	\$3,250,000
Harbor improvements	4,000,000
Maine State Ferry improvements	2,000,000
Improvements to Marine Laboratory at McKown Point, Boothbay Harbor	750,000
Total	<u>\$10,000,000</u>

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

Sec. 8. Appropriation balances at year end. At the end of each fiscal year, all unencumbered appropriation balances representing state money shall carry forward from year to year. Bond proceeds which have not been expended within 10 years after the date of the sale of the bonds shall lapse to General Fund debt service.

Sec. 9. Bonds authorized but not issued. 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. 10. Statutory referendum procedure; submission at statewide election; form of question; effective date. This Act shall be submitted to the legal voters of the State of Maine at the next general election in the month 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 \$10,000,000 bond issue be approved to provide for acquisition of land for coastal access, harbor improvements, Maine State Ferry improvements and improvements to the State's Marine Laboratory at McKown Point, Boothbay Harbor?

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 voters 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 purpose of this referendum.

Effective pending referendum.

## CHAPTER 133

S.P. 913 - L.D. 2280

### AN ACT to Authorize Additional Facilities for Long-term Care and Other Provisions Necessary for the Proper Operations of State Government.

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

Whereas, there is an immediate need to make available additional funds for the Home Base Care - Elderly Medicaid Waiver financial programs; and