

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

FIRST SPECIAL SESSION

July 11, 1991 to July 18, 1991

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 9, 1991

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

J.S. McCarthy Company
Augusta, Maine
1991

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST REGULAR SESSION

of the

ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

CHAPTER 57

H.P. 1358 - L.D. 1950

An Act to Authorize a General Fund Bond Issue in the Amount of \$7,500,000 to Provide for the Maine Street Investment Program

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

Sec. 1. Authorization of bonds to provide for the Maine Street Investment Program. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$7,500,000 to raise funds for downtown and business district revitalization as authorized by section 6. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer than 20 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature. The bonds must be issued from time to time so as to meet the needs of the Maine Street Investment Program, the Natural Resources Capital Investment Fund and the Economic Opportunity Fund. The bonds, when paid at maturity or otherwise retired, may not be reissued, but may be refunded on terms more favorable to the State than those in the original issue.

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. The Treasurer of State 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 bond may be loaned, pledged or hypothecated on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act.

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

Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds must be expended as set out in section 6 under the direction and supervision of the Finance Authority of Maine.

Sec. 6. Allocations from General Fund bond issue; downtown and business district revitalization. The proceeds of the sale of bonds must be expended as designated in the following schedule.

FINANCE AUTHORITY OF MAINE

Maine Street Investment Program	\$3,000,000
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Provides funds for the capitalization of the Maine Street Investment Program. The program may provide loans to businesses for investments in downtown and business districts. The fund and the program are administered by the Finance Authority of Maine.

Natural Resources Capital Investment Fund	\$1,500,000
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Provides funds for job retention and job creation in Maine's natural resource and other industries.

FINANCE AUTHORITY OF MAINE TOTAL	<u>\$4,500,000</u>
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ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Economic Opportunity Fund	\$3,000,000
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DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TOTAL	<u>\$3,000,000</u>
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TOTAL ALLOCATIONS	<u>\$7,500,000</u>
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Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 do not become effective unless 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 carry forward. Bond proceeds that have not been expended within 10 years after the date of the sale of the bonds lapse to General Fund debt service.

Sec. 9. Taxable bond option. The Treasurer of State, at the direction of the Governor, may covenant and consent that the interest on some or all of the bonds is includable, under the United States Internal Revenue Code, in the gross income of the holders of the bonds to the same extent and in the same manner that the interest on bills, bonds, notes and other obligations of the United States is includable in the gross income of the holders under the United States Internal Revenue Code

or any subsequent law. The powers conferred by this section may not be subject to any limitations or restrictions of any law that may limit the power to so covenant and consent.

Sec. 10. Bonds authorized but not issued. Any bonds authorized but not issued, or for which bond anticipation notes are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except 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. 11. Referendum for ratification; submission at statewide election; form of question; effective date. This Act must be submitted to the legal voters of the State of Maine at a statewide election held on the Tuesday following the first Monday of November following passage of this Act. The municipal officers 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:

“Do you favor a \$7,500,000 bond issue for use in providing financing assistance to Maine’s natural resource and other industries for job retention and job creation?”

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No.” The ballots must 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 a majority of the legal votes are cast in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes 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 58

H.P. 543 - L.D. 780

An Act to Provide Operating Funds for the Casco Bay Island Transit District

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

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

	1991-92	1992-93
TRANSPORTATION, DEPARTMENT OF		
Transportation Services		
All Other	\$20,000	\$20,000
Provides funds for operating costs of the Casco Bay Island Transit District for fiscal year 1991-92 and fiscal year 1992-93.		

See title page for effective date.

CHAPTER 59

S.P. 658 - L.D. 1734

An Act to Increase Access to Federal Health Care Benefits

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

Sec. 1. Authorization to expend funds. The Department of Human Services is authorized to expend up to \$20,000 from the General Assistance -- Reimbursement to Cities and Towns account and up to \$10,000 from the Aid to Families with Dependent Children account in fiscal year 1991-92 and up to \$30,000 from the General Assistance -- Reimbursement to Cities and Towns account and \$10,000 from the Aid to Families with Dependent Children account in fiscal year 1992-93 for the purpose of reimbursing Pine Tree Legal Assistance, Inc. and Legal Services for the Elderly, Inc. for legal work done to assist state residents who, prior to the legal work, had been receiving General Assistance or Aid to Families with Dependent Children to become qualified to receive federally funded disability benefits.

Sec. 2. Report. By March 1, 1992 the Department of Human Services shall submit a report to the joint standing committee of the Legislature having jurisdiction over human resources matters regarding its activities under this Act. The report must include the number of people assisted, the number who have become qualified for federal disability assistance and the estimated savings to the State.

See title page for effective date.