

ELECTIONS - 1995 (NOV.)

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MAINE CITIZEN'S GUIDE TO THE
REFERENDUM ELECTION
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AUGUSTA, MAINE

Tuesday, November 7, 1995



In Accordance with
the July 17, 1995
Proclamation of the Governor
and with the Acts and Resolutions
Passed by the 11th Legislature
at the First Regular Session

Bill Diamond
Secretary of State

Appropriation 010-29A-3213-012

OCT 24 1995

STATE OF MAINE
Referendum Election, November 7, 1995
LISTING OF
REFERENDUM QUESTIONS

Question 1: Citizen Initiative

"Do you favor the changes in Maine law limiting protected classifications, in future state and local laws to race, color, sex, physical or mental disability, religion, age, ancestry, national origin, familial status, and marital status, and repealing existing laws which expand these classifications as proposed by citizen petition?"

Question 2: Bond Issue

"Do you favor a \$58,900,000 bond issue for economic development for improvements to highways, state and local bridges, airports and cargo ports that makes the State eligible for up to \$138,000,000 in matching federal funds?"

Total Estimated Debt Service of \$93,842,425 of which Principal is \$58,900,000, Estimated Interest at 5.65% over 20 years is \$34,942,425.

Question 3: Bond Issue

"Do you favor a \$15,000,000 bond issue to fund local telecommunications infrastructure and classroom technology equipment to enhance interactive telecommunications capabilities and student learning opportunities in the State's schools?"

Total Estimated Debt Service of \$19,042,500 of which Principal is \$15,000,000, Estimated Interest at 4.90% over 10 years is \$4,042,500.

Question 4: Bond Issue

"Do you favor a \$4,000,000 bond issue for the acquisition, construction or rehabilitation of housing, including subsidized apartments for people with mental illness?"

Total Estimated Debt Service of \$4,528,000 of which Principal is \$4,000,000, Estimated Interest at 4.40% over 5 years is \$528,000.

Question 5: Bond Issue

"Do you favor a \$14,000,000 bond issue for the following purposes: \$10,000,000 to protect the State's drinking water resources by granting funds to cities and towns for the proper capping of their solid waste landfills; \$1,000,000 for the small community program; and \$3,000,000 for the removal of state-owned underground storage tanks?"

Total Estimated Debt Service of \$17,773,000 of which Principal is \$14,000,000, Estimated Interest at 4.90% over 10 years is \$3,773,000.

Question 6: Constitutional Amendment

"Do you favor amending the Constitution of Maine to require sound funding of the Maine State Retirement System, to require paying off the current unfunded liability in 31 years and to prohibit the creation of new unfunded liabilities?"

Question 7: Constitutional Amendment

"Do you favor amending the Constitution of Maine to give the Governor a line-item veto over expenditures of state funds, providing that vetoed items may be passed over the Governor's veto by a majority of all of the elected members of the Senate and the House of Representatives?"

Question 8: Referendum

"Do you favor requiring all persons to use safety belts in motor vehicles?"

Treasurer's Statement

The issuing of bonds by the State of Maine is the way in which the State borrows money for purposes designated in the legislation authorizing the issue. The following is a summary of the bonded indebtedness of the State of Maine as of June 30, 1995.

Bonds Outstanding and Unpaid to Mature Through 2008

Highway fund	\$136,950,000
General fund	<u>\$379,110,000</u>
Total	<u>\$516,060,000</u>

Interest to be Repaid on Bonds Issued

Highway fund	\$ 36,854,648
General fund	<u>\$ 88,968,068</u>
Total	<u>\$125,822,716</u>

Total to be Repaid on Bonds Issued \$641,882,716

Additional Bonds Authorized But Not Yet Issued \$ 36,800,600

Limit of Contingent Bonds Liability Authorized by
Constitution and Laws But Unissued \$ 99,000,000

Total Bonds Authorized But Unissued \$135,800,600

Total Additional Bonds to be Authorized if
Ratified by Voters \$ 91,900,000

Potential New Estimate of Interest \$ 43,285,925

When money is borrowed by issuing bonds, the State must repay not only the principal amount of the bonds but interest on the amount as well. The amount of interest to be paid will vary depending upon the rate of interest and the years of maturity at the time of issuance; an estimate of the total interest that may reasonably be expected to be paid on the issues submitted herewith for ratification is \$43,285,925 if the bonds are issued for the full statutory debt retirement period. The total principal and interest to be repaid over the life of the bonds on the issues submitted herewith if ratified is thus estimated to be \$135,185,925. The amount that must be paid in the present fiscal year (July 1, 1995 to June 30, 1996) for debt already outstanding is \$77,070,000 in principal and \$26,978,950 in interest, a total of \$104,048,950.



Samuel D. Shapiro
Treasurer of State

Question 1: Citizen Initiative

"Do you favor the changes in Maine law limiting protected classification, in future state and local laws to race, color, sex, physical or mental disability, religion, age, ancestry, national origin, familial status, and marital status, and repealing existing laws which expand these classifications as proposed by citizen petition?"

STATE OF MAINE

To the Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the undersigned electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified, hereby respectfully propose to the Legislature for its consideration the following entitled bill:

"An Act to Limit Protected Classes Under Maine Law."

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

Sec. 1. 5 MRSA §4552-A is enacted to read:

§4552-A. Limitation of protected class status

Notwithstanding any provision of this chapter or any other provision of law, protected classes or suspect classifications under state or local human rights laws, rules, regulations, ordinances, charter provisions or policies are limited to race, color, sex, physical or mental disability, religion, age, ancestry, national origin, familial status, and marital status. Any provision of State or local law, rule, regulation, ordinance, charter provision or policy inconsistent with this section is void and unenforceable.

This section, being necessary for the welfare of the State and the inhabitants of Maine, shall be liberally construed to accomplish its purpose and is not to be interpreted or applied as a limitation or restriction on authority as enumerated in the Maine Constitution.

STATEMENT OF FACT

This initiated bill provides that protected classes under Maine law are limited to race, color, sex, physical or mental disability, religion, age, ancestry, national origin, familial status and marital status.

STATE OF MAINE

Proclamation

WHEREAS, written petitions bearing the signatures of 60,683 electors of this State, which number is in excess of ten percent of the total vote cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State within fifty days after the convening of the One Hundred and Seventeenth Legislature in the First Regular Session, requesting that the Legislature consider an act entitled "An Act to Limit Protected Classes Under Maine Law"; and

WHEREAS, on May 25, 1995 the Maine House of Representatives accepted the Unanimous Ought Not to Pass Report of the Joint Standing Committee on Judiciary on the initiated act, known as Legislative Document 310; and

WHEREAS, on May 25, 1995 the Maine Senate accepted the Unanimous Ought Not to Pass Report of the Joint Standing Committee on Judiciary on the initiated act, known as Legislative Document 310; and

WHEREAS, under the provisions of Article IV, Part Third, Section 18 of the Constitution of Maine, if such an initiated bill proposed to the Legislature is not enacted without change, the measure must be, by proclamation, referred to the people of Maine so that the initiated bill shall go to referendum vote; and

WHEREAS, under the provisions of Article IV, Part Third, Section 18 of the Constitution of Maine, an election must be held in November of the year in which the petition is filed, by proclamation;

NOW, THEREFORE, I, ANGUS S. KING, Jr., Governor of the State of Maine, in pursuance of the provisions of Article IV, Part Third, Section 18 of the Constitution of Maine, do hereby proclaim that an election shall be called for Tuesday, November 7, 1995 so that "An Act to Limit Protected Classes Under Maine Law" be submitted to the people of this State for a referendum vote.



IN TESTIMONY WHEREOF, I have caused the Great Seal of the State to be hereunto affixed. Given under my hand at Augusta this seventeenth day of July in the year One Thousand Nine Hundred and Ninety-Five.

ANGUS S. KING, Jr.
Governor

BILL DIAMOND
Secretary of State

Intent and Content

This citizen initiated legislation would limit protected classes or suspect classifications in state or local human rights laws to the following: race, color, sex, physical or mental disability, religion, age, ancestry, national origin, familial status, and marital status. Any existing state or local law which protects any other class of persons, and any future local law which seeks to protect any other class of persons, would, under the initiated legislation, be void.

A "YES" vote approves the initiative question and limits protected classes or suspect classifications in future local laws to race, color, sex, physical or mental disability, religion, age, ancestry, national origin, familial status and marital status and repeals existing state and local laws which expand these classifications.

A "NO" vote disapproves the initiative question.

Question 2: Bond Issue

"Do you favor a \$58,900,000 bond issue for economic development for improvements to highways, state and local bridges, airports and cargo ports that makes the State eligible for up to \$138,000,000 in matching federal funds?"

STATE OF MAINE

Chapter 498

Public Laws of 1995

"An Act to Authorize Department of Transportation Bond Issues in the Amount of \$58,900,000 to Match up to \$138,000,000 in Federal Funds for Improvements to Highways, State and Local Bridges, Airports and Ports"

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 to match available federal funds for highway, bridge, airport and port improvements.

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

PART A

Sec. A-1. Authorization of bonds to provide for highway, bridge, airport and port improvements. 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 \$58,900,000 to raise funds to match, in whole or in part, available federal funds for surface, port and air transportation improvements 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.

Sec. A-2. Records of bonds issued to be kept by 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. A-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 Part. Any unencumbered balances remaining at the completion of the project in section 6 lapse to the debt service account established for the retirement of these bonds.

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

Sec. A-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 Commissioner of Transportation.

Sec. A-6. Allocations from General Fund And Highway Fund bond issues. The following proceeds of the sale of bonds must be expended as designated in the following schedule.

ELECTIONS - 1995
(NOV)

Bureau of Corporations, Elections and Commissions

*Department of
the Secretary of State*

Rebecca Wyke
Assistant Secretary of State

Gary Cooper
Deputy Secretary of State



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Bill Diamond
Secretary of State

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**REFERENDUM ELECTION
TABULATION**

for the Election of

November 7, 1995

Official Vote for

**INITIATIVE QUESTION,
BOND ISSUES,
CONSTITUTIONAL AMENDMENTS
and REFERENDUM QUESTION**

Prepared by
Bureau of Corporations, Elections, and Commissions
Election Section

STATE OF MAINE
Referendum Election, November 7, 1995
Statewide Results

Citizen Initiative

Question 1 "Do you favor the changes in Maine law limiting protected classifications, in future state and local laws to race, color, sex, physical or mental disability, religion, age, ancestry, national origin, familial status, and marital status, and repealing existing laws which expand these classifications as proposed by citizen petition?"

YES 193,938 NO 221,562

Public Laws, Chapter 498

Question 2 "Do you favor a \$58,900,000 bond issue for economic development for improvements to highways, state and local bridges, airports and cargo ports that makes the State eligible for up to \$138,000,000 in matching federal funds?"

YES 289,614 NO 121,983

Private & Special Laws, Chapter 48

Question 3 "Do you favor a \$15,000,000 bond issue to fund local telecommunications infrastructure and classroom technology equipment to enhance interactive telecommunications capabilities and student learning opportunities in the State's schools?"

YES 245,464 NO 165,129

Private & Special Laws, Chapter 47

Question 4 "Do you favor a \$4,000,000 bond issue for the acquisition, construction or rehabilitation of housing, including subsidized apartments for people with mental illness?"

YES 230,359 NO 177,836

Private & Special Laws, Chapter 45

Question 5 "Do you favor a \$14,000,000 bond issue for the following purposes: \$10,000,000 to protect the State's drinking water resources by granting funds to cities and towns for the proper capping of their solid waste landfills; \$1,000,000 for the small community program; and \$3,000,000 for the removal of state-owned underground storage tanks?"

YES 250,574 NO 156,996

Constitutional Resolutions, Chapter 2

Question 6 "Do you favor amending the Constitution of Maine to require sound funding of the Maine State Retirement System, to require paying off the current unfunded liability in 31 years and to prohibit the creation of new unfunded liabilities?"

YES 274,786 NO 123,208

Constitutional Resolutions, Chapter 1

Question 7 "Do you favor amending the Constitution of Maine to give the Governor a line-item veto over expenditures of state funds, providing that vetoed items may be passed over the Governor's veto by a majority of all of the elected members of the Senate and the House of Representatives?"

YES 286,929 NO 115,216

Public Laws, Chapter 432

Question 8 "Do you favor requiring all persons to use safety belts in motor vehicles?"

YES 208,164 NO 204,928