



# 126th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2014

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Legislative Document

No. 1725

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S.P. 685

In Senate, January 14, 2014

**An Act To Provide for the 2014 and 2015 Allocations of the State  
Ceiling on Private Activity Bonds**

(EMERGENCY)

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Submitted by the Finance Authority of Maine pursuant to Joint Rule 204.  
Reference to the Committee on Labor, Commerce, Research and Economic Development  
suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator CUSHING of Penobscot.  
Cosponsored by Representative WILLETTE of Mapleton and  
Senators: FLOOD of Kennebec, KATZ of Kennebec, PLUMMER of Cumberland,  
WHITTEMORE of Somerset, Representatives: CLARK of Easton, FREDETTE of Newport.

1           **Emergency preamble.** Whereas, acts and resolves of the Legislature do not  
2 become effective until 90 days after adjournment unless enacted as emergencies; and

3           **Whereas,** the Maine Revised Statutes, Title 10, section 363 and Private and Special  
4 Law 2013, chapter 2 make a partial allocation of the state ceiling on private activity  
5 bonds to some issuers for calendar year 2014 but leave a portion of the state ceiling  
6 unallocated and do not provide sufficient allocations for certain types of private activity  
7 bonds that may require an allocation prior to the effective date of this Act if not enacted  
8 on an emergency basis; and

9           **Whereas,** if these bond issues must be delayed due to the lack of available state  
10 ceiling, the rates and terms under which these bonds may be issued may be adversely  
11 affected, resulting in increased costs to beneficiaries or even unavailability of financing  
12 for certain projects; and

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

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

18           **Sec. 1. Allocation to the Treasurer of State.** The \$5,000,000 of the state  
19 ceiling on private activity bonds for calendar year 2014 previously allocated to the  
20 Treasurer of State remains allocated to the Treasurer of State to be used or reallocated in  
21 accordance with the Maine Revised Statutes, Title 10, section 363, subsection 5 for  
22 calendar year 2014. Five million dollars of the state ceiling for calendar year 2015 is  
23 allocated to the Treasurer of State to be used or reallocated in accordance with Title 10,  
24 section 363, subsection 5.

25           **Sec. 2. Allocation to the Finance Authority of Maine.** The \$40,000,000 of  
26 the state ceiling on private activity bonds for calendar year 2014 previously allocated to  
27 the Finance Authority of Maine remains allocated to the Finance Authority of Maine to  
28 be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section  
29 363, subsection 6 for calendar year 2014. Forty million dollars of the state ceiling for  
30 calendar year 2015 is allocated to the Finance Authority of Maine to be used or  
31 reallocated in accordance with Title 10, section 363, subsection 6.

32           **Sec. 3. Allocation to the Maine Municipal Bond Bank.** The \$10,000,000 of  
33 the state ceiling on private activity bonds for calendar year 2014 previously allocated to  
34 the Maine Municipal Bond Bank remains allocated to the Maine Municipal Bond Bank to  
35 be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section  
36 363, subsection 7 for calendar year 2014. Ten million dollars of the state ceiling for  
37 calendar year 2015 is allocated to the Maine Municipal Bond Bank to be used or  
38 reallocated in accordance with Title 10, section 363, subsection 7.

39           **Sec. 4. Allocation to the Maine Educational Loan Authority.** The  
40 \$15,000,000 of the state ceiling on private activity bonds for calendar year 2014

1 previously allocated to the Maine Educational Loan Authority remains allocated to the  
2 Maine Educational Loan Authority to be used or reallocated in accordance with the  
3 Maine Revised Statutes, Title 10, section 363, subsection 8 for calendar year 2014.  
4 Fifteen million dollars of the state ceiling for calendar year 2015 is allocated to the Maine  
5 Educational Loan Authority to be used or reallocated in accordance with Title 10, section  
6 363, subsection 8.

7 **Sec. 5. Allocation to the Maine State Housing Authority.** The \$50,000,000  
8 of the state ceiling on private activity bonds for calendar year 2014 previously allocated  
9 to the Maine State Housing Authority remains allocated to the Maine State Housing  
10 Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title  
11 10, section 363, subsection 4 for calendar year 2014. Fifty million dollars of the state  
12 ceiling for calendar year 2015 is allocated to the Maine State Housing Authority to be  
13 used or reallocated in accordance with Title 10, section 363, subsection 4.

14 **Sec. 6. Unallocated state ceiling.** One hundred seventy-six million eight  
15 hundred twenty-five thousand dollars of the state ceiling on private activity bonds for  
16 calendar year 2014 is unallocated and must be reserved for future allocation in  
17 accordance with applicable laws. One hundred seventy-six million eight hundred  
18 twenty-five thousand dollars of the state ceiling for calendar year 2015 is unallocated and  
19 must be reserved for future allocation in accordance with applicable laws.

20 **Emergency clause.** In view of the emergency cited in the preamble, this  
21 legislation takes effect when approved.

22 **SUMMARY**

23 This bill establishes the allocations of the state ceiling on issuance of tax-exempt  
24 private activity bonds for calendar years 2014 and 2015 among the state-level issuers of  
25 tax-exempt bonds.