



TOWN OF KENNEBUNK

VOTER GUIDE

NOVEMBER 7, 2017 ELECTION

6:00am TO 8:00pm

TOWN HALL AUDITORIUM

TABLE OF CONTENTS

ADDITIONAL VOTING HOURS.....	1
WARRANT.....	2
LIST OF STATE BALLOT QUESTIONS.....	3
SAMPLE MUNICIPAL BALLOT.....	4
TOWN Question #1.....	5-8
TOWN Question #2.....	9
SAMPLE STATE BALLOT.....	10
STATE OF MAINE TREASURER'S REPORT.....	11
STATE QUESTION #1.....	12-15
STATE QUESTION #2.....	16-17
STATE QUESTION #3.....	18-19
STATE QUESTION #4.....	20-21

**PLEASE DO NOT HESITATE TO CALL FOR
ADDITIONAL INFORMATION 207 604-1326**

/

**ADDITIONAL VOTING HOURS
FOR
11-7-2017 ELECTION**

10-10-2017 TO 11-01-2017	8:00 AM TO 4:30 PM
11-02-2017	8:00 AM TO 7:30 PM
10-28-2017 (SATURDAY)	9:00AM TO 11:00AM
10-29-2017 (SUNDAY)	9:00AM TO 11:00AM

This voting takes place in the Town Clerk's Office.

Call 604-1326 if you have any questions.

WARRANT FOR SPECIAL TOWN MEETING
TOWN OF KENNEBUNK
NOVEMBER 7, 2017

2

To Carrie Weeman, a resident of the Town of Kennebunk, you are hereby required to notify and warn the inhabitants of the Town of Kennebunk, County of York and State of Maine, qualified by law to vote in Town affairs, to assemble in the Edward C. Winston Auditorium in said Town on Tuesday, November 7, 2017, A.D., at six (6:00) o'clock in the morning then and there to act on the following articles:

ARTICLE 1:

To choose a Moderator to preside at said meeting.

ARTICLE 2: Referendum Question 1

Shall an ordinance entitled "2017 Amendment to the Town of Kennebunk Park Use Ordinance to revise the Text in Sec. 3 and Sec. 14" be enacted?

Board of Selectmen recommends approval.

(A copy of the proposed ordinance amendments is available for review and inspection at the Town Clerk's Office, on the Town's website at www.kennebunkmaine.us, and at the polling place prior to voting.)

ARTICLE 3: Referendum Question 2

To see if the Town will vote to accept as a Town Way, Mabry Lane, as depicted on the Subdivision Plan of Mabry Estates for Maine Exteriors, LLC by Northeast Civil Solutions approved June 9, 2014 by the Kennebunk Planning Board and as recorded in the York County Registry of Deeds in Plan Book 368, Page 6 on June 19, 2014.

Board of Selectmen recommends approval.

(Additional information is available for review and inspection at the Town Clerk's Office, on the Town's website at www.kennebunkmaine.us, and at the polling place prior to voting.)

Dated this ____ day of September, 2017.

A majority of the Municipal Officers of Kennebunk, Maine

ATTEST: A True Copy

Merton Brown, Town Clerk

Return

Pursuant to the within warrant, to me directed, I have notified and warned the inhabitants of the Town of Kennebunk, in the County of York and State of Maine, qualified by law to vote in Town affairs, to assemble at the time and place and for the purpose within named by posting up on the ____ day of September, 2017, an attested copy of the within warrant in the Town Hall Lobby and on the Town's electronic website [www.kennebunkmaine.us], both being public and conspicuous places in the Town of Kennebunk, Maine.

Carrie Weeman, Resident of Kennebunk

**State of Maine
Referendum Election, November 7, 2017
Listing of Referendum Questions**

Question 1: Citizen's Initiative

Do you want to allow a certain company to operate table games and/or slot machines in York County, subject to state and local approval, with part of the profits going to the specific programs described in the initiative?

Question 2: Citizen's Initiative

Do you want Maine to expand Medicaid to provide healthcare coverage for qualified adults under age 65 with incomes at or below 138% of the federal poverty level, which in 2017 means \$16,643 for a single person and \$22,412 for a family of two?

Question 3: Bond Issue

Do you favor a \$105,000,000 bond issue for construction, reconstruction and rehabilitation of highways and bridges and for facilities or equipment related to ports, harbors, marine transportation, freight and passenger railroads, aviation, transit and bicycle and pedestrian trails, to be used to match an estimated \$137,000,000 in federal and other funds, and for the upgrade of municipal culverts at stream crossings?

Question 4: Constitutional Amendment

Do you favor amending the Constitution of Maine to reduce volatility in state pension funding requirements caused by the financial markets by increasing the length of time over which experience losses are amortized from 10 years to 20 years, in line with pension industry standards?

4

**SAMPLE BALLOT
MUNICIPAL ELECTION
TOWN OF KENNEBUNK
NOVEMBER 7, 2017**

INSTRUCTIONS TO VOTERS

- ◆ Fill in the oval next to your choice, like this: ●
- ◆ To vote in favor of a question, fill in the **YES** oval. To vote against a question, fill in the **NO** oval.
- ◆ If you make a mistake, ask for a new ballot.
- ◆ To have your vote count, do not spoil your ballot by erasing or crossing out your choice.

Referendum Question 1:

Shall an Ordinance entitled "2017 Amendment to the Town of Kennebunk Park Use Ordinance to revise the Text in Sec. 3 and Sec. 14" be enacted?

Board of Selectmen recommends approval.

Yes

No

Referendum Question 2:

To see if the Town will vote to accept as a Town Way, Mabry Lane, as depicted on the Subdivision Plan of Mabry Estates for Maine Exteriors, LLC by Northeast Civil Solutions approved June 9, 2014 by Kennebunk Planning Board and as recorded in the York County Registry of Deeds in Plan Book 368, Page 6 on June 19, 2014.

Board of Selectmen recommends approval.

Yes

No

TOWN OF KENNEBUNK PARK USE ORDINANCE

5

1. PURPOSE

The purpose of this ordinance is to provide open spaces and facilities for educational and recreational purposes to all residents of Kennebunk and those visiting. These Rules and Regulations are intended to assist the Town of Kennebunk in its management of its Properties and Facilities to ensure that all residents of the Town of Kennebunk have safe and equal access to its Properties and Facilities, which include:

- Beaches: Gooch's Beach, Middle Beach and Kennebunk Beach (aka Mother's Beach)
- Cannon Park, corner of Main and Fletcher Streets
- Dog Park, 36 Sea Road
- Ethelyn Stuart Marthia Park, 128 Beach Avenue
- Intervale Road River Park with Boat Launch, Intervale Road
- Lafayette Park, 9 Storer Street
- Lloyd G. Nedeau Memorial Park, 1 Clearbrook Crossing
- Lower Village Park, 159 Port Road
- Parsons Field, 19 Park Street
- Rogers Pond with Boat Launch, 49 Water Street
- Rotary Park, corner of Main and Water Streets
- Route 9 Mousam River Boat Landing (Boat Launch), Route 9 (Western Ave.)
- Seagrass Lane Boat Launch, Seagrass Lane
- Skateboard Park, 30 Factory Pasture Lane
- Tibbetts Plaza, 36 Main Street
- Washington Memorial Park, next to 4 Summer Street
- Waterhouse Center, 51 Main Street
- West Kennebunk Recreation Field, 39 Holland Road
- Wiggins Pond, 20 Wood Pond Lane
- Wonderbrook Park, 16 Plummer Lane

2. AUTHORITY TO MAKE RULES

The Parks & Recreation Director or his/her authorized representatives may issue such rules and regulations as are necessary to insure public health and safety in the use and enjoyment of any and all park facilities, which will be referred to as "Parks" in this document, including but not limited to its park lands, beaches, playgrounds, trails, Teen Center, Dorothy Stevens Center, Waterhouse Center, and any other recreational facilities.

3. PARK CLOSING HOURS

The Parks, with the exception of the above noted Beaches, Ethelyn Stuart Marthia Park, Tibbetts Plaza, and Waterhouse Center, shall be closed from Dusk until Dawn the following morning, except for permitted Special Events, Town sanctioned events, or Recreation Programs. No person or property of any kind shall remain in the Parks after closing time unless written permission of the Parks & Recreation Director or his/her designee for later hours. Exceptions to parking after dusk may be permitted for employee parking of local businesses (Lower Village Park, Waterhouse Center) as well as during snow removal operations (Parsons Field, Waterhouse Center). (Class A Offense)

4. PERMITS

All events within the Parks will comply with the Town of Kennebunk's Special Events Policy. (Class A Offense)

5. REFUSE AND RECYCLABLES

No person shall deposit or leave any garbage, tree, shrub, or grass trimmings or clippings, refuse or other material of any kind on the Parks or waters. Paper, glass, cans, garbage and other refuse of every kind resulting from picnics or other proper use of the park system shall be deposited in the appropriate receptacles provided for that purpose, and no person shall litter, suffer, or cause the park system to be littered in any way. (Class B Offense)

6. GRAFFITI PROHIBITED

1. It shall be unlawful for any person to write, paint, draw or otherwise mark upon any wall, rock, bridge, building, fence, gate or other structure, tree or other real or personal property, located within the Parks unless otherwise authorized by the Parks & Recreation Director or his/her designee. (Class C Offense)
2. The Parks & Recreation Director or his/her designee may by written permit, allow writing, painting, drawing or other marking upon specified structures or property in the Parks, at specified times and for specified purposes, upon such reasonable terms and conditions as he/she may determine, which conditions shall be evenly and fairly applied. (Class C Offense)

7. TREES AND SHRUBS

1. No person shall cut, break, or in any way injure or deface any tree, shrub, plant, flower, turf, or any of the buildings or other structures and properties, or dig into the soil or into any road, park, parkway or playground within the Parks without written permission of the Parks & Recreation Director or his/her designee. (Class B Offense)
2. No person shall cut, quarter or remove any dying, dead or downed trees or shrubs from the Parks property without written permission of the Parks & Recreation Director or his/her designee. (Class B Offense)

8. ANIMALS

1. No person shall hunt, trap, catch, wound or kill or treat cruelly, or attempt to hunt, trap, catch or wound or kill any bird or animal in any park. (Class B Offense)
2. No person shall bring a dog or cat within the Parks, unless properly leashed and/or under voice control at all times. It is also unlawful for any dog owner to allow a dog under his/her control to deposit solid waste or dung without immediately removing such waste in a proper container. (Class A Offense)
3. Any animal found within the park system in violation of this section may be apprehended, removed to the animal shelter, public pound or any other place, provided for that purpose and impounded, all at the expense of the owner. (Class C Offense)

9. FIRES

No person shall light or make use of any fire in the park system except at such places as may be established for such purposes and then only under such rules as may be prescribed therefore. Every fire shall be continuously under the care and direction of a competent person from the time it is kindled until it is completely extinguished. This ordinance does not supersede the Town of Kennebunk's Beach Ordinance 3-5 Public Beaches. (Class A Offense)

10. SMOKING AND ALCOHOL PROHIBITED

It shall be unlawful for any person to smoke within the Parks any electronic style cigarettes or similar devices, cigarettes, cigars, pipes or other types of products unless otherwise expressly allowed by law. No marijuana, whether medical or recreational, shall be allowed in any public park or publicly-owned or controlled public open space. It shall also be unlawful to possess or consume alcohol within the Parks. (Class A Offense)

11. CAMPING

No person shall be permitted to camp in Parks without first having obtained an approved Special Events Permit or written permission from the Parks & Recreation Director. (Class A Offense)

12. RESTRICTED AREAS

No person shall enter upon any portion of the Parks where persons are prohibited as indicated by sign or notice. No person shall enter or attempt to enter any building or area in the Parks when it is closed to the public or scheduled for a specific group or activity, unless invited by same. (Class A Offense)

13. DISORDERLY CONDUCT

No person within the Parks shall do any act in such unreasonable manner as to alarm or disturb another and to provoke a breach of the peace. (Class B Offense)

14. WEAPONS, MISSILES AND FIREWORKS

No person or organization shall bring, carry, or use in any way knives, or other weapons of any kind, or any fireworks or other explosive substance of any kind, unless otherwise permitted by law into the park system without the written permission from the Parks & Recreation Director or his/her designee. No person shall throw, cast, or shoot arrows, stones, or other missiles of any kind within the Parks except at such places and times as designated for such purposes. (Class B Offense)

15. HAWKING, PEDDLING AND SELLING

No person shall hawk, peddle or sell or attempt to hawk, peddle or sell any goods, wares or merchandise of any kind or nature within the Parks without first having obtained written permission of the Parks & Recreation Director. This does not supersede Town of Kennebunk Ordinance 6-1. (Class A Offense)

16. SOUND AMPLIFICATION

No person within the Parks shall play or operate any sound amplification device including radios, television sets, public address systems, amplified musical instruments and the like or operate any other energy amplification device in a manner which may reasonably be expected to annoy other persons in the Parks. This does not supersede Town of Kennebunk Ordinance 3-19. (Class A Offense)

17. ADVERTISING

No person shall display any placard or advertisement of any kind in any park, nor shall any person distribute, cast, throw, or place any handbill, pamphlet, circular, advertisement or notice of any kind, nor post, stencil or otherwise affix any notice or bills, advertisements or other papers upon any structure or thing in the Parks unless otherwise authorized by the Parks & Recreation Director or his/her designee. (Class A Offense)

18. MOTORIZED VEHICLES

1. Designated Travel Lanes/Parking Areas - No person shall drive any automobile, truck, motorcycle, or other motorized vehicle within any of the Parks except upon the designated roadways and parking areas provided for driving or parking the same, except Town of Kennebunk employees in the performance of their duties.
2. Speed Restrictions - No person may drive a vehicle upon any roadway of the Parks at a speed which is greater than 15 mph. (Class B Offense)
3. Designated Parking Areas - No person shall park any vehicle in designated parking areas of the Parks beyond the normal closing hour of the park system at Dusk except where an individual is attending a function where written permission has been granted for a later closing hour by the Parks & Recreation Director, his/her designee, or specified therein. (Class A Offense)
4. Parking, Standing or Stopping Illegally - No person shall park, stand or otherwise stop a vehicle within any Park, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic control device, in any of the following places: (Class A Offense)
 - a. On lawn areas and grounds.
 - b. In front of public or private driveways or loading zones.
 - c. In any position to block another car legally parked.
 - d. At any place where official signs prohibiting parking entirely or prohibiting parking for more than a specified period have been posted by the Parks.
 - e. In any park beyond the normal closing hour of Dusk.
 - f. In any position which obstructs or interferes with the travel of other vehicles on a roadway or the use of any park facility within the Parks.
 - g. Within fifteen (15) feet of a fire hydrant or traffic control signal or sign.
5. Impounding of Vehicles - Any vehicle parked or standing within the park system in violation of any law, ordinance, or rule is hereby declared to be a public nuisance. Such vehicle may be removed and impounded and the owner or person entitled to possession of the vehicle shall pay all charges and expenses arising out of any action taken hereunder. (Class C Offense)

19. DRONES

Drones shall not be allowed for use in Town parks or facilities without authorization from the Parks & Recreation Director or his/her designee except at such places as may be established for such purposes as per Town policy.

20. PENALTIES

1. Eviction – Any person violating any of the provisions of this ordinance may be forthwith evicted from the Parks.
2. Penalties – Any person who violates this ordinance shall be subject to a fine as set by the Board of Selectmen’s fee schedule, in addition to the cost to the Town to repair or, where necessary, to replace any damaged public property.

20. ISSUANCE OF CITATION

The Town of Kennebunk’s Town Manager shall designate the proper persons or authorities that have the power to issue complaints or citations regarding the enforcement of all ordinances in the preceding chapters.

PROPOSED 2016-11-22, 2017-01-10, 2017-01-24 and 2017-02-14 (forwarded to Town Meeting, June 13, 2017)

APPROVED: 2017-06-13

PROPOSED AMENDMENT: 2017-06-27 and 2017-07-11 (to approve, with the understanding that this will be sent to next town meeting for legislative body approval)

Style No. 1

State of Maine Sample Ballot Referendum Election, November 7, 2017

Instructions to Voters

Fill in the oval next to your Yes or No choice, like this:

To have your vote count, do not erase or cross out your choice.

If you make a mistake, ask for a new ballot.

Question 1: Citizen Initiative

Do you want to allow a certain company to operate table games and/or slot machines in York County, subject to state and local approval, with part of the profits going to the specific programs described in the initiative?

- Yes
- No

Question 2: Citizen Initiative

Do you want Maine to expand Medicaid to provide healthcare coverage for qualified adults under age 65 with incomes at or below 138% of the federal poverty level, which in 2017 means \$16,643 for a single person and \$22,412 for a family of two?

- Yes
- No

Question 3: Bond Issue

Do you favor a \$105,000,000 bond issue for construction, reconstruction and rehabilitation of highways and bridges and for facilities or equipment related to ports, harbors, marine transportation, freight and passenger railroads, aviation, transit and bicycle and pedestrian trails, to be used to match an estimated \$137,000,000 in federal and other funds, and for the upgrade of municipal culverts at stream crossings?

Total estimated life time cost is \$133,875,000 representing \$105,000,000 in principal and \$28,875,000 in interest (assuming interest at 5.0% over 10 years).

- Yes
- No

Question 4: Constitutional Amendment

Do you favor amending the Constitution of Maine to reduce volatility in state pension funding requirements caused by the financial markets by increasing the length of time over which experience losses are amortized from 10 years to 20 years, in line with pension industry standards?

- Yes
- No

Treasurer's Statement

The State of Maine borrows money by issuing bonds. General Obligation bonds are backed by the full faith and credit of the State and must be submitted statewide to the voters for approval.

Once approved, the Treasurer issues bonds as needed to fund the approved bond projects and uses a rapid 10-year repayment of principal strategy to retire the debt.

If the bond proposals on the ballot in November 2017 are approved by the voters, general obligation debt service as a percentage of the State's General Fund, Highway Fund and Revenue Sharing appropriations is expected to be 2.87% in FY18 and 3.28% in FY19.

The following is a summary of general obligation bond debt of the State of Maine as of **September 30, 2017**.

Bonds Outstanding (Issued and Maturing through 2027):

	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
Highway Fund	\$ 40,605,000	\$ 3,096,918	\$ 43,701,918
General Fund	\$ 419,635,000	\$ 84,437,669	\$ 504,072,669
Total	\$ 460,240,000	\$ 87,534,587	\$ 547,774,587

Unissued Bonds Authorized by Voters: \$ 85,208,697

Unissued Bonds Authorized by the Constitution: \$ 101,000,000

Total Authorized but Unissued Bonds: \$ 186,208,697

The total amount that must be paid in the present fiscal year for bonded debt already outstanding (for FY2018): \$ 103,949,780

If the bonds submitted here are approved by voters and issued for the full statutory period authorized, an estimate of the total interest and principal that may reasonably be expected to be paid is **\$133,875,000.00**, representing **\$ 105,000,000.00** in principal and **\$28,875,000.00** in interest.



Terry Hayes, Treasurer of State

Intent and Content
Prepared by the Office of the Attorney General

This initiated bill authorizes the state Gambling Control Board to accept an application for a license to operate slot machines, or a license to operate a casino with table games and slot machines, at a single site in York County. The legislation does not describe or define the location of such a facility, but it does define the entity that is eligible to apply for such a license. The eligible applicant is the entity that in 2003 owned at least 51% of the entity that was licensed to operate a commercial track in Penobscot County and conducted harness racing with pari-mutuel wagering on more than 25 days during calendar year 2002. Bangor Historic Track fits the latter part of this description, and Capital Seven LLC is the company that owned 51% or more of Bangor Historic Track in 2003. Capital Seven LLC, which is a limited liability company formed in Nevada and owned by Shawn Scott, is thus the only entity eligible to apply for a slot machine or casino license in York County under this initiative.

Existing law establishes the process for review and approval of the application by the Gambling Control Board. Operation of the slot machine facility or casino would also have to be approved by the municipality where it was proposed to be located – either by the municipal officers or the voters of the municipality. The facility would be subject to regulation by the Gambling Control Board under existing statutes.

The initiated bill would raise the cap on the number of slot machines allowed to be registered in Maine from 3,000 to 4,500.

The slot machine or casino operator would be required to collect and turn over to the Treasurer of State 1% of the gross income from slot machines to pay for administrative expenses of the Gambling Control Board. In addition, a total of **39% of the net income from slot machines** would be collected and distributed by the Board in specified percentages for the particular programs and entities listed in the legislation, including payments to:

- the fund to supplement harness racing purses (10%), the Sire Stakes Fund (3%), the Agricultural Fair Support Fund (3%), and the Fund to Encourage Racing at Maine's Commercial Tracks (2%)
- the Department of Education to supplement and not supplant funds for essential programs and services for Kindergarten through 12th grade education (10%)
- the University of Maine System, Maine Maritime Academy and Maine Community College System for scholarship programs (3%)
- the Treasurer of State for distribution to municipalities in order to reduce property taxes (3%)
- tribal governments of the Passamaquoddy Tribe and Penobscot Nation (1%)
- the Treasurer of State to fund drug education initiatives (1%)
- programs administered by the Office of Aging and Disability at the Department of Health & Human Services (1%)
- the municipality in which the slot machines are located (1%), and
- the General Fund for administrative expenses of the Gambling Control Board (1%), subject to a transfer of \$50,000 in each of the next two fiscal years and \$100,000 each year thereafter into an existing Gambling Addiction Prevention and Treatment Fund.

The legislation specifies a different formula for distributing net revenue from table games at a casino. A total of **16% of the net income from table games** would be distributed to:

BALLOT QUESTION #1

- the Department of Education to supplement and not supplant funds for essential programs and services for Kindergarten through 12th grade education (9%)
- the Gambling Control Board's non-lapsing dedicated account for administrative expenses (3%)
- the Coordinated Veterans Assistance Fund to provide financial assistance for veterans service organizations (2%)
- the municipality where table games are located (2%)

The above listed allocations would leave the licensed operator of the casino or slot machine facility able to retain 84% of the net income from table games and 41% of the net income from slot machine operations.

If approved, this citizen initiated legislation would take effect 30 days after the Governor proclaims the official results of the election.

A "YES" vote is to enact the initiated legislation.

A "NO" vote opposes the initiated legislation.

Fiscal Impact Statement
Prepared by the Office of Fiscal and Program Review

This citizen initiative allows the Gambling Control Board, within the Department of Public Safety, to accept an application for a slot machine operator license or casino operator license for a facility in York County, so long as the applicant, in 2003, owned at least 51% of an entity licensed to operate a commercial track in Penobscot County and conducted a certain number of harness races in 2002. The municipality where the proposed slot machine facility or casino will be located must vote to approve its operation within the municipality. This initiative increases the total number of slot machines that may be registered in the State by 1,500.

This fiscal note assumes that one applicant will apply for a casino operator license and operate 1,000 slot machines and 24 table games. The casino would be taxed at the rate of 1% of gross slot machine income, 39% of net slot machine income and 16% of net table game income. The facility would generate estimated annual General Fund revenue of \$7,204,947 and estimated annual Other Special Revenue Funds revenue of \$25,130,957.

The applicant will also be required to pay a one-time non-refundable privilege fee and a casino operator license fee that will generate \$250,000 and \$5,000,000, respectively, in General Fund revenue. The applicant will also be required to pay an initial registration fee for each slot machine and table game, generating \$2,500,000 in Other Special Revenue Funds revenue. Renewal fees for the casino operator license, slot machines and table games will generate an estimated annual \$206,400 in Other Special Revenue Funds revenue. Annual state costs associated with 5 positions and other related expenses are estimated to be \$955,017.

A market feasibility study on expanded gaming in Maine estimated a 20% reduction in revenue to Oxford Casino if a new southern Maine casino were to open. This fiscal note assumes the same 20% reduction, resulting in an estimated annual state General Fund revenue loss of \$381,117 and Other Special Revenue Funds revenue loss of \$5,984,282. The impact on revenues generated by Hollywood Casino is not expected to be significant.

Summary of Casino Revenue	Annual Estimate
Gross Slot Income	\$659,190,000
Player's Share	\$591,293,430
1% of Gross Slot Income	\$6,591,900
Net Slot Machine Income	\$61,304,670
Licensee's Share of Net Slot Machine Income (61%)	\$37,395,849
State's Share of Net Slot Machine Income (39%)	\$23,908,821
Net Table Game Income	\$10,844,880
Licensee's Share of Net Table Game Income (84%)	\$9,109,699
State's Share of Net Table Game Income (16%)	\$1,735,181
State Revenues by Fund	
General Fund	
1% of Gross Slot Income	\$6,591,900
General Fund	<u>\$613,047</u>
Subtotal of General Fund Revenue Generated by Facility	\$7,204,947
Loss of General Fund Revenue - Oxford Casino	<u>(\$381,117)</u>
Total General Fund Revenue	\$6,823,830
Casino Operator License (one-time only)	\$5,000,000
Non-Refundable Privilege Fee (one-time only)	\$250,000

Other Special Revenue Funds

Gambling Control Board - 3% of Net Table Game Income		\$325,346
Harness Racing Purses		\$6,130,467
Sire Stakes Fund		\$1,839,140
Agricultural Fair Support Fund		\$1,839,140
Department of Education (K-12)		\$7,106,506
University of Maine Scholarship Fund and Maine Maritime Academy		\$1,226,094
Maine Community College System		\$613,047
Fund to Encourage Racing at Maine's Commercial Tracks *		\$1,226,093
Municipalities (used to reduce property taxes)		\$1,839,140
Tribal Governments of the Penobscot Nation and Passamaquoddy Tribe		\$613,047
Drug Education Initiatives		\$613,047
DHHS - to supplement programs at the Office of Aging and Disability Services		\$613,047
Municipality where slot machines are located		\$829,945
Gambling Addiction Prevention and Treatment Fund **		\$100,000
Coordinated Veterans Assistance Fund		\$216,898
Subtotal of Other Special Revenue Funds Generated by Facility		\$25,130,957
Gambling Control Board - Annual Renewal Fees		\$206,400
Loss of Other Special Revenue Funds Revenue - Oxford Casino		<u>(\$5,984,282)</u>
Total Other Special Revenue Funds Revenue		\$19,353,075
Table Games - Initial Gaming Table Fee (one-time only)	\$2,400,000	
Slot Machines - Initial Registration Fee (one-time only)	\$100,000	

Total Revenue - All Funds**\$26,176,905**

*If all commercial tracks obtain a license to operate slot machines, then the amount distributed from Hollywood Casino and this casino to the Fund to Encourage Racing at Maine's Commercial Tracks would then be deposited into the General Fund.

** Fiscal years ending June 30, 2018 and June 30, 2019 - \$50,000, thereafter - \$100,000

Summary of Expenditure Impacts to the State

Gambling Control Board - General Fund		\$429,947
Gambling Control Board - Other Special Revenue Funds		<u>\$525,070</u>
Total Expenditures - All Funds		\$955,017

Intent and Content
Prepared by the Office of the Attorney General

This initiated bill would expand the Medicaid program in Maine (known as MaineCare) to pay healthcare costs for individuals with incomes at or below 138% of the federal poverty level who do not currently qualify for Medicaid coverage. This is the expansion that states were authorized to elect under the federal law known as the Affordable Care Act, originally enacted by Congress in 2010.

To qualify for MaineCare under existing law, an adult must be a Maine resident and a U.S. citizen, or a permanent resident or legal alien (subject to some restrictions), who is in need of health care assistance. In addition, the adult must be one of the following:

- pregnant
- a parent or caretaker relative of a dependent child or children under age 18
- blind
- disabled, or
- 65 years of age or older

and must have income and assets below a certain level, which is defined differently in the law for each of the above categories of individuals and varies according to household size. For example, parents or caretaker relatives with one or more dependent children and disabled adults must have family incomes at or below 100% of the federal poverty level to qualify for MaineCare currently. To be considered "disabled" under existing law, an adult must be found unable to engage in "any substantial gainful activity" (as defined in the Social Security Act) by reason of a physical or mental impairment that is medically determined and can be expected to result in death or to last for a continuous period of at least 12 months.

The initiated bill would expand coverage to include qualified adults (meeting existing residency and citizenship criteria) who are under the age of 65, not otherwise eligible for this assistance under existing law, and have family incomes at or below 138% of the federal poverty level. Thus, the initiative would extend MaineCare coverage of healthcare costs to:

- parents or caretaker relatives with one or more dependent children who have family incomes between 101% and 138% of the federal poverty level;
- adults with disabilities who have incomes between 101% and 138% of the federal poverty level; and
- adults with family incomes at or below 138% of the federal poverty level who do not have dependent children and are not "disabled" as that term is defined in the Social Security Act described above.

The federal poverty level is adjusted every year. In 2017, 138% of the federal poverty level means:

- \$16,643 for a single person
- \$22,412 for a family of two
- \$28,180 for a family of three
- \$33,948 for a family of four, and so on up to \$57,022 for a family of eight

Under the terms of the federal Affordable Care Act, by 2020, federal matching funds would cover 90% of the healthcare costs for the qualified adults under age 65 without dependent children who would be newly eligible under this expansion, while the State would cover the balance of 10%. Federal funds would cover 65% of the healthcare costs for parents or caretaker relatives with one or more dependent children who have household incomes between 101% and 138% of the federal poverty level. Additional information on the cost of implementing this initiative is provided in the fiscal note prepared by the Office of Fiscal and Program Review and published in this Citizen's Guide.

If approved, this citizen initiated legislation would take effect 30 days after the Governor proclaims the official results of the election.

- A "YES" vote is to enact the initiated legislation.
- A "NO" vote opposes the initiated legislation.

BALLOT QUESTION #2

Fiscal Impact Statement
Prepared by the Office of Fiscal and Program Review

This citizen initiative expands medical coverage under the MaineCare program to adults who qualify under federal law with incomes up to 133% plus 5% of the nonfarm income official poverty line.

The initiative will require annual General Fund appropriations of \$2,578,609 for the Office of Family Independence - District program in the Department of Health and Human Services (DHHS) for the state share of the costs of 103 new positions to administer the MaineCare eligibility expansion. Funding for the new positions reflects a 75% federal match for the 79 Eligibility Specialist positions and a 50% federal match for the other 24 new positions. The funding for the Eligibility Specialist positions assumes a 700 person caseload for each new position.

The initiative will require annual General Fund appropriations of \$50,366,696 to the DHHS for medical costs for the newly eligible childless adult population. This amount represents 10% of the total cost, with federal matching funds used for the remaining 90%.

The initiative will require annual General Fund appropriations of \$28,139,957 to the DHHS for medical costs for the parent's population between 101% to 138% of the federal poverty level. This amount represents 35% of the total cost, with federal matching funds used for the remaining 65%.

The initiative will require annual General Fund appropriations of \$409,745 to the DHHS for medical costs for the children who have not had MaineCare in the past, but whose family will opt for MaineCare coverage after expansion. This amount represents 2% of the total cost, with federal matching funds used for the remaining 98%.

Although overall costs will increase under this initiative, some programs will achieve savings that will mitigate the additional expenditures. The savings that are generated within existing programs are estimated to be \$27,000,000 annually and are already taken into account in the summary of costs and revenues in this fiscal impact statement.

Additional costs for the Legislature's Office of Fiscal and Program Review for certain review and reporting functions can be absorbed within existing budgeted resources.

In summary, when fully implemented, this initiative is anticipated to require net annual appropriations from the General Fund of \$54,495,000. Federal costs would be around \$525,000,000 annually. If approved by the voters, additional implementing legislation will be required to provide the additional appropriations and allocations.

Intent and Content
Prepared by the Office of the Attorney General

This Act would authorize the State to issue general obligation bonds in an amount not to exceed one hundred and five million dollars (\$105,000,000), to raise funds for a variety of projects as described below. The bonds would run for a period not longer than 10 years from the date of issue and would be backed by the full faith and credit of the State.

One hundred million dollars (\$100,000,000) in proceeds from the sale of these bonds would be administered by the **Department of Transportation** for the following purposes:

Highways, secondary roads and bridges – eighty million dollars (\$80,000,000) would be expended to:

- construct, reconstruct or rehabilitate state highways that have been designated as Priority 1, 2 or 3 by the Department of Transportation in accordance with state statute (23 M.R.S. § 73(7));
- repair secondary roads in partnership with municipalities pursuant to the existing Municipal Partnership Initiative program; and
- replace and rehabilitate bridges.

Municipalities are required to contribute 50% or more of the project costs under the Municipal Partnership Initiative program, which is described on the Department’s web site at <http://maine.gov/mdot/planning/>. Highway and bridge projects are matched with federal funds on a ratio of 1.1 to 1 (federal to state) dollars. Accordingly, these bond proceeds are expected to leverage approximately eighty-eight million dollars (\$88,000,000) in federal and local matching funds.

Multi-modal projects – Twenty million dollars (\$20,000,000) would be spent on a variety of projects, including facilities and equipment related to ports, harbors, marine transportation, aviation, railroads (both passenger and freight), transit (public transportation) and bicycle and pedestrian trails. The intent is to fund projects that preserve public safety or otherwise demonstrate high economic value in terms of transportation. The investment of these bond proceeds is expected to be matched by approximately forty-nine million dollars (\$49,000,000) in federal, local and private funds.

Five million dollars (\$5,000,000) in proceeds from the sale of these bonds would be administered by the **Department of Environmental Protection** as a competitive grant program to upgrade or replace municipal culverts at stream crossings in order to improve fish and wildlife habitats, reduce flood hazards and improve storm water management. Local governments, municipal conservation commissions, soil and water conservation districts and private nonprofit organizations would be eligible to apply for these grants and would be required to provide some matching funds. The criteria for evaluating project proposals are set forth in the bond legislation.

If approved, the authorization of these bonds would take effect 30 days after the Governor’s proclamation of the vote.

A “YES” vote approves the issuance of up to one hundred and five million dollars (\$105,000,000) in general obligation bonds to finance the activities described above.

A “NO” vote disapproves the bond issue in its entirety.

BALLOT QUESTION #3

Debt Service
Prepared by the Office of the Treasurer

Total estimated life time cost is **\$133,875,000** representing **\$105,000,000** in principal and **\$28,875,000** in interest (assuming interest at **5.0%** over **10** years).

Fiscal Impact Statement
Prepared by the Office of Fiscal and Program Review

This bond issue has no significant fiscal impact other than the debt service costs identified above.

Public Comments

No public comments were filed in support of or in opposition to Question 3.

Intent and Content
Prepared by the Office of the Attorney General

This proposal would authorize an amendment to the Constitution of Maine to extend the maximum period of time over which net losses in the market value of the State-funded retirement plans administered by the Maine Public Employees Retirement System must be retired or funded. That period is now 10 years, and this amendment would extend it to 20 years.

The Maine Public Employees Retirement System (known as Maine PERS) is the pension system that provides retirement benefits to all state employees and public school teachers. Those employees do not contribute to Social Security and do not receive income from Social Security when they retire.

The Constitution requires the State to fund the "normal cost" of all retirement and ancillary benefits provided to system participants annually "on an actuarially sound basis." If there are net losses in the market value of the retirement system's investments that would create an "unfunded liability" – i.e., a situation in which the benefits that the system is obligated to pay would exceed the capacity of the fund – then those net losses (referred to as "experience losses") amortized over a specified period of time must be replenished by the State through general fund appropriations or other means in the state budget. Experience losses are currently amortized over a 10-year period under a constitutional amendment adopted in 1995, when the retirement plan for state employees and public school teachers was funded by the state at a much lower level than it is currently. Having a larger state fund means that the obligation to recover market losses over a 10-year period can trigger a much greater dollar effect on the state's annual budget. Under this amendment, the obligation to retire unfunded liabilities caused by such losses would remain the same, but the financial impact on the state's annual budget would be reduced by paying back the net losses over a longer period of time. The change in the amortization period from 10 to 20 years is thus intended to smooth out the effects of volatility in the marketplace in a manner that is consistent with accepted actuarial practices.

A "YES" vote favors adoption of this constitutional amendment.

A "NO" vote opposes adoption of this constitutional amendment.

BALLOT QUESTION # 4

Fiscal Note**Prepared by the Office of Fiscal and Program Review**

If approved by the voters, this amendment to the Constitution of Maine will increase the length of time over which experience losses to the Maine Public Employees Retirement System caused by the financial markets are amortized from 10 years to 20 years. This will lower the amount of funding needed to pay the required employers contributions in years 1 through 10 of any particular experience loss, but increase these payments in years 11 through 20. The amounts involved will depend on the frequency and magnitude of actual losses experienced.

Public Comments

No public comments were filed in support of or in opposition to Question 4.