

# MAINE STATE LEGISLATURE

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5/10/13  
R.O.F.S

L.D. 1362

Date: 6/10/13

(Filing No. H-428)

**ENVIRONMENT AND NATURAL RESOURCES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
126TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 970, L.D. 1362, "Resolve, To Establish a Moratorium on the Transportation of Tar Sands"

Amend the resolve by striking out the title and substituting the following:

**'Resolve, Relating to a Review of Risks Associated with Tar Sands Oil'**

Amend the resolve by striking out everything after the title and before the summary and inserting the following:

**'Sec. 1. Review of tar sands oil. Resolved:** That the Department of Environmental Protection shall conduct a review of the environmental and public health and safety risks associated with the handling and transportation by road, rail, water and pipeline of unrefined bituminous tar sands oil, referred to in this resolve as "the product," in the State, including review of:

1. The characteristics of the product so the State can best plan for potential incident responses if an accident occurs;

2. The resources at risk in general and in the case of a worst-case spill, the potential behavior and fate of the product when spilled in marine or freshwater environments and response options for a spill, including the equipment, expertise and technology needed to respond to a spill that has an impact on groundwater or marine or freshwater environments;

3. The potential effects on a community in the case of a spill, including a worst-case spill, and the best response options;

4. The required temperature and pressure for transporting the product; and

5. Federal studies, including any reports by the National Academy of Sciences, scientific studies on spills of the product in Mayflower, Arkansas and Marshall, Michigan and any reviews related to a Keystone XL pipeline; and be it further

**Sec. 2. Report; legislation. Resolved:** That, by January 31, 2014, the Department of Environmental Protection shall report on the progress of the review

**COMMITTEE AMENDMENT**

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identified in section 1 to the Joint Standing Committee on Environment and Natural Resources. The joint standing committee is authorized to submit a bill to the Second Regular Session of the 126th Legislature; and be it further

**Sec. 3. Appropriations and allocations. Resolved:** That the following appropriations and allocations are made.

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF**

**Administration - Environmental Protection 0251**

Initiative: Provides a one-time General Fund appropriation to the Department of Environmental Protection for contracted technical services and administrative costs related to the study of potential environmental impacts associated with the handling and transportation of unrefined bituminous tar sands oil.

GENERAL FUND	2013-14	2014-15
All Other	\$887	\$0
GENERAL FUND TOTAL	<u>\$887</u>	<u>\$0</u>

**Remediation and Waste Management 0247**

Initiative: Provides a one-time General Fund appropriation to the Department of Environmental Protection for contracted technical services and administrative costs related to the study of potential environmental impacts associated with the handling and transportation of unrefined bituminous tar sands oil.

GENERAL FUND	2013-14	2014-15
All Other	\$13,495	\$0
GENERAL FUND TOTAL	<u>\$13,495</u>	<u>\$0</u>

ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS	2013-14	2014-15
GENERAL FUND	\$14,382	\$0
DEPARTMENT TOTAL - ALL FUNDS	<u>\$14,382</u>	<u>\$0</u>

**SUMMARY**

This amendment replaces the resolve. Currently, the Department of Environmental Protection is conducting a department-initiated review of the environmental and public health and safety risks associated with unrefined bituminous tar sands oil. This

**ROFS**

COMMITTEE AMENDMENT "A" to H.P. 970, L.D. 1362

1 amendment requires the department to continue that review and specifies areas upon  
2 which the review must be focused. The department is directed to report by January 31,  
3 2014 on the progress of the review to the Joint Standing Committee on Environment and  
4 Natural Resources, and the joint standing committee is authorized to submit a bill to the  
5 Second Regular Session of the 126th Legislature. The amendment also adds an  
6 appropriations and allocations section.

7 **FISCAL NOTE REQUIRED**

8 **(See attached)**

**COMMITTEE AMENDMENT**

**126th MAINE LEGISLATURE****LD 1362****LR 1934(02)****Resolve, To Establish a Moratorium on the Transportation of Tar Sands****Fiscal Note for Bill as Amended by Committee Amendment****Committee: Environment and Natural Resources****Fiscal Note Required: Yes***A (H-428)*

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**Fiscal Note**

	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>Projections FY 2015-16</b>	<b>Projections FY 2016-17</b>
<b>Net Cost (Savings)</b>				
General Fund	\$14,382	\$0	\$0	\$0
<b>Appropriations/Allocations</b>				
General Fund	\$14,382	\$0	\$0	\$0

**Fiscal Detail and Notes**

The bill provides a one-time General Fund appropriation of \$14,382 to the Department of Environmental Protection in FY 2013-14 for contracted technical services providing specialized expertise in petroleum engineering, environmental risk assessment and mitigation and for administrative costs incurred in the review of the health, safety and environmental risks associated with the handling and transportation of unrefined bituminous tar sands oil in the State.