MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

SECOND REGULAR SESSION-2014

Legislative Document

No. 1851

S.P. 750

In Senate, April 2, 2014

An Act To Delay Implementation of the Maine Metallic Mineral Mining Act and Related Statutory Provisions

(EMERGENCY)

Reported by the Majority from the Joint Standing Committee on Environment and Natural Resources pursuant to Joint Order, S.P. 742.

DAREK M. GRANT Secretary of the Senate

1 2	Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and
3 4 5	Whereas, Public Law 2011, chapter 653 established the Maine Metallic Mineral Mining Act and made other changes to the Maine Revised Statutes related to the establishment of that Act; and
6 7	Whereas, the Act and the related changes have a delayed effective date of June 1, 2014; and
8	Whereas, it is necessary to delay implementation of the Act; and
9	Whereas, the 90-day period will expire after June 1, 2014; and
10 11 12 13	Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,
14	Be it enacted by the People of the State of Maine as follows:
15	Sec. 1. PL 2011, c. 653, §33 is amended to read:
16 17	Sec. 33. Effective date. Those sections of this Act that amend the Maine Revised Statutes, Title 12, Title 36 and Title 38 take effect June 1, 2014 2016.
18 19	Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.
20	SUMMARY
21 22 23 24 25	This bill is reported out by the Joint Standing Committee on Environment and Natural Resources pursuant to Joint Order 2013, S.P. 742. This bill amends Public Law 2011, chapter 653, section 33 to delay implementation of the Maine Metallic Mineral Mining Act and related statutory provisions for 2 years, with a new effective date of June 1, 2016.



126th MAINE LEGISLATURE

LD

LR 2879(01)

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Provisions

Fiscal Note for Original Bill Committee: Environment and Natural Resources Fiscal Note Required: Yes

Fiscal Note

Current biennium cost increase - Other Special Revenue Funds Current biennium revenue decrease - Other Special Revenue Funds

Fiscal Detail and Notes

This bill delays potential revenue to the Metallic Mining Fund within the Department of Environmental Protection (DEP) from delaying the implementation of a processing fee of \$500,000 and an annual license fee of between \$20,000 and \$50,000 related to metallic mineral mining. The implementation date of these fees is changed from June 1, 2014 to June 1, 2016, although it is uncertain when the DEP will actually receive any revenue from these fees. The DEP will incur costs from delaying certain planned changes to Title 38 that were in Public Law 2011, Chapter 653. All of these expenses will be covered by the Metallic Mining Fund and there are sufficient funds available due to a transfer of \$500,000 required under Public Law 2011, Chapter 653.