

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
ONE HUNDRED AND ELEVENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
ENERGY AND NATURAL RESOURCES  
BILL SUMMARY



JULY, 1983

Prepared by:

John Bailey, Legislative Assistant  
Energy & Natural Resources Committee

Office of Legislative Assistants  
State House, Station 13 Augusta, Maine 04333  
(207) 289-2486

- |     |   |             |        |
|-----|---|-------------|--------|
| 780 | AN ACT TO AMEND THE MUNICIPAL PLANNING AND ZONING LAW   | Mitchell, J | LV/WD  |
| 797 | AN ACT REDUCING THE EXPERIENCE PERIOD FOR RECEIVING A GRADE V SEWAGE TREATMENT OPERATOR'S LICENSE | Twitchell   | LV/WD  |
| 845 | AN ACT TO REVISE THE STRUCTURE OF THE BOARD OF ENVIRONMENTAL PROTECTION                           | Kany        | OTP-ND |

Enacted in new draft as LD 1434 (PL 1983 c. 483)

**SUMMARY:** This bill removes the commissioner from the Board of Environmental Protection and provides for the election of a chairman by the board. There is no affect on the other members of the board. The bill also transfers administrative functions from the board to the commissioner of the Department of Environmental Protection.

- |     |  |            |           |
|-----|--|------------|-----------|
| 865 | AN ACT CONCERNING ACCESS ROADS TO GREAT PONDS AND LAKES  | McGowan    | LV/WD     |
| 916 | AN ACT RELATING TO AUTHORITY OF THE LAND USE REGULATION COMMISSION OVER ORGANIZED MUNICIPALITIES | McBreairty | INDEF. PP |
| 972 | AN ACT TO REQUIRE LEGISLATIVE APPROVAL OF REGIONAL RADIO-ACTIVE WASTE FACILITIES                 | Shute      | OTP-ND    |

Enacted in New Draft as LD 1738 (PL 1983 c. 500)

**SUMMARY:** This bill requires legislative approval of the establishment of any low-level radioactive waste storage or disposal facility within the State.

Any person intending to construct or operate such a facility must file preliminary notice with the Department of Environmental Protection and the municipality, and then a full application with the Board of Environmental Protection under the site location of development laws, Title 38, section 481. The board is then required to hold public hearings. Any person who resides within the State is entitled to be heard, and this right to be heard does not automatically confer party status. The municipality is allowed to appoint 4 voting representatives to the board, as is the case for commercial hazardous waste facilities. After the hearings, the board has 90 days to deny permission, or recommend that the Legislature