

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
ENERGY AND NATURAL RESOURCES  
BILL SUMMARY



JUNE 1987

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ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
JUNE 1987

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "COMMITTEE" if it is a committee amendment.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

The committee rejected a proposed amendment to require the Commissioner of Inland Fisheries and Wildlife to adopt fisheries management plans through the formal rule-making process of the the Administrative Procedures Act.

This amended version of the bill was unanimously recommended by the committee. A House amendment was added and accepted by the Senate to prohibit timber harvesting in the resource protection districts of shoreland zones around great ponds.

The Senate adopted an amendment which struck out the new definition of the term, "quasi-municipal" and replaced that section of the bill with a new section which had the effect of clearly exempting state and federal facilities from the ban on new overboard discharges. The House refused to adopt this amendment and the Senate refused to withdraw it. As a result, bill was left "between the houses" and was not enacted. Instead, the Governor introduced and the Legislature after amendment enacted a separate bill, LD 1868 dealing with the same issues as this bill. See LD 1868 for a full discussion.

LD	AN ACT TO PROTECT EXISTING ESSENTIAL PUBLIC	FAILED
1715	AND PRIVATE GROUND WATER SUPPLIES	BETWEEN
		HOUSES

Sponsor: LUDWIG, Usher, Michaud  
Committee Report: NOT REFERRED

SUMMARY: The bill protects the rights a domestic user of ground water against the subsequent actions of other ground water users. The provisions of this bill had already been incorporated in LD 836. Thus, the bill was never referred for committee consideration.

LD	AN ACT TO IMPROVE ENFORCEMENT PROCEDURES UNDER	PL 1987
1740	THE LAND USE REGULATION LAW	c. 368
		EMERGENCY

Sponsor: MARTIN J, Dexter, Lord, Michaud  
Committee Report: ENG W-O REF  
Amendments Adopted:  
H-248 MICHAUD

SUMMARY: This bill, which was engrossed without reference to committee, was considered by the committee informally. The bill changed the penalty provisions of the Land Use Regulation law; increasing the maximum penalty from \$500 per day to \$10,000 per day. In addition, the bill explicitly provides for court-ordered restoration of any damages resulting from any violations. The committee, via a House amendment, added an emergency provision to the bill.