

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
115TH LEGISLATURE**

**FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
ENERGY AND NATURAL RESOURCES**

**AUGUST 1991**

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE  
FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION  
JOINT STANDING COMMITTEE  
BILL SUMMARIES  
AUGUST 1991**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<b>PUBLIC XXX</b>	<i>Chapter # of enacted Public Law</i>
<b>P&amp;S XXX</b>	<i>Chapter # of enacted Private &amp; Special Law</i>
<b>RESOLVE XXX</b>	<i>Chapter # of enacted Resolve</i>
<b>CON RES XXX</b>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<b>EMERGENCY</b>	<i>Enacted law takes effect sooner than 90 days</i>
<b>CARRIED OVER</b>	<i>Bill carried over to 2nd Session</i>
<b>FAILED EMERGENCY ENACTMENT</b>	<i>Bill failed to get 2/3 vote</i>
<b>ONTP</b>	<i>Ought Not to Pass report accepted</i>
<b>LVWD</b>	<i>Leave to Withdraw report accepted</i>
<b>INDEF PP</b>	<i>Bill Indefinitely Postponed</i>
<b>DIED BETWEEN BODIES</b>	<i>House &amp; Senate disagree; bill died</i>
<b>VETO SUSTAINED</b>	<i>Legislature failed to override Governor's Veto</i>
<b>UNSIGNED</b>	<i>Not signed by Governor within 10 days</i>
<b>DIED ON ADJOURNMENT</b>	<i>Action incomplete when 1st session ended</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

system for recyclable or reusable consumer goods and expanded State government's recycling program to include other materials in addition to paper and paper products.

**LD 378      An Act to Prohibit the Use of All-terrain Vehicles in State Parks      ONTP-MAJ REP**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MILLS	ONTP            MAJ	
HEESCHEN	OTP-AM        MIN	
AULT		
MITCHELL J		

**SUMMARY**

This bill would have prohibited recreational use of ATV's in state parks.

**LD 385      An Act Concerning the Board of Environmental Protection      LV/WD**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
GOULD R A	LV/WD	
ANDERSON		

**SUMMARY**

This bill would have reassigned the responsibility of hiring professional staff for the Board of Environmental Protection from the board to the Governor subject to the approval of the Legislature.

**LD 389      An Act to Amend the Site Location of Development Laws      ONTP**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MICHAUD	ONTP	
LORD		
JACQUES		
HOGLUND		

**SUMMARY**

This bill would have clarified the applicability of the laws governing site location of development. The bill would have established the concept of "integrated development scheme" to replace the "common scheme of development" provisions of existing Department of Environmental Protection rules.

The bill also would have transferred the responsibility for deciding whether the traffic requirements of the site location of development laws have been satisfied from the Department of Environmental Protection to the Commissioner of Transportation.

**LD 406      An Act Regarding Transfer Stations and Recycling Facilities      PUBLIC 169**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
LORD	OTP-AM	H-181
MURPHY		

**SUMMARY**

This bill proposed to exempt existing transfer stations, stump dumps, recycling centers or facilities

that handle white goods, tires or brush from additional engineering or operational requirements as part of their relicensing.

Committee amendment "A" (H-181) changed the title and replaced the bill. Under this amendment, transfer stations, including associated uses permitted by license, and recycling facilities are not required to be relicensed unless the engineering or operational standards in effect at the time the previous license was issued are changed or if the facility significantly changes its operations. Solid waste license requirements for wood waste and demolition debris landfills associated with transfer stations are not affected by this amendment.

**LD 420      An Act Concerning Overboard Discharge Inspection Fees      PUBLIC 294**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
KILKELLY	OTP-AM	H-256
JACQUES		H-418    JACQUES
LORD		
ESTES		

**SUMMARY**

This bill, as amended by Committee amendment "A" (H-256) allows people with overboard discharge licenses to waive state inspection if they have entered into an ongoing maintenance contract that includes inspection and have paid a \$30 waiver fee. Copies of these contracts and the results of inspections must be filed with the Department of Environmental Protection. The committee amendment also provides enforcement provisions and requires the Commissioner of Environmental Protection to report to the Legislature by 1993 on the waiver program. This amendment also adjusts the allocations affected by the bill and adds a fiscal note.

House amendment "A" (H-418) makes a technical correction regarding the determination of gross income under the sliding license fee schedule of 38 MRSA §414, sub-§3-A.

**LD 428      An Act to Prohibit Commercial Hazardous Waste Disposal      ONTP**  
**Facilities**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
KANY	ONTP	
JACQUES		
TRACY		
TITCOMB		

**SUMMARY**

This bill would have prohibited the development of commercial hazardous waste disposal facilities.

**LD 437      An Act to Reclassify Spenser Stream      PUBLIC 276**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
MITCHELL J	OTP-AM	H-301
POWERS		
TRACY		

**SUMMARY**

This bill, as amended by Committee amendment "A" (H-301), reclassifies Spenser Stream in Somerset County as a Class A stream.