

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
ENERGY AND NATURAL RESOURCES

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**JULY 1993**

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. 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:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House &amp; Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</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.

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

4693NRG

**SPONSOR(S)**  
MARSHALL

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
H-127

**SUMMARY**

This bill requires municipalities to classify composting activities as agricultural activities for the purpose of applying land use and zoning ordinances.

Committee Amendment "A" (H-127) replaces the bill. It amends the definition of "farm operation" in the so-called "right-to-farm" law to include composting of material from the farm or composting of material to be used at least in part on the farm. This change to the "right-to-farm" law means that a farmer is not considered to be causing a nuisance by engaging in composting activities, provided the composting is performed in accordance with best management practices as set out by the Department of Agriculture, Food and Rural Resources. Under current law, composting may also be subject to regulation by the Department of Environmental Protection.

**LD 356 An Act to Establish the Advisory Council on Energy and the Environment**

CARRIED OVER

**SPONSOR(S)**  
GRAY

**COMMITTEE REPORT**

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill proposes to establish an Advisory Council on Energy and the Environment. The proposed council would consist of 13 persons, including heads of 3 relevant agencies, 3 Senators, 3 members of the House of Representatives and 4 public members. The purposes of the council are to evaluate the State's environmental and energy policies. The council would be assisted by the Department of Environmental Protection, the State Planning Office and the Public Utilities Commission.

**LD 368 An Act to Require Greater Accountability on the Part of the Department of Environmental Protection**

ONTP

**SPONSOR(S)**  
LORD

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill would have required the Department of Environmental Protection to pay the legal fees and costs of any person the department prosecuted, if the person was found not guilty of that violation.

**LD 369 An Act to Amend the Composition of the Maine Land Use Regulation Commission**

ONTP

**SPONSOR(S)**  
SKOGLUND

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill would have required that at least one member of the Maine Land Use Regulation Commission be a full-time resident of a coastal island within the commission's jurisdiction.