

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

*First Regular Session and
First Special Session*

Bill Summaries

*Joint Standing Committee
on
Natural Resources*

August 2005

Members:

*Sen. Scott W. Cowger, Chair
Sen. John L. Martin
Sen. Lois A. Snowe-Mello*

*Rep. Theodore S. Koffman, Chair
Rep. Joanne T. Twomey
Rep. Thomas B. Saviello
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Rep. Robert S. Duchesne
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Rep. James D. Annis
Rep. Kimberley C. Rosen*

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Maine State Legislature

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122nd Legislature
First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees
August 2005

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

- CARRIED OVER Bill Carried Over to Second Regular Session
CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES..... House & Senate disagree; bill died
DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT..... Action incomplete when session ended; bill died
EMERGENCY..... Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE..... Bill failed to get majority vote
FAILED MANDATE ENACTMENT..... Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
INDEF PP..... Bill Indefinitely Postponed
ONTP..... Ought Not To Pass report accepted
OTP ND..... Committee report Ought To Pass In New Draft
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED..... Bill held by Governor
VETO SUSTAINED..... Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 29, 2005; and for non-emergency legislation enacted in the First Special Session is September 17, 2005.

Joint Standing Committee on Natural Resources

agricultural fair license. The applicant is required to complete the checklist with the assistance of a soil and water conservation district. The Department of Agriculture, Food and Rural Resources may not issue a license for an agricultural fair prior to receipt of the environmental checklist.

LD 658

An Act To Protect Maine's Natural Resources for Maine Residents

ONTP

<u>Sponsor(s)</u> DUPLESSIE		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 658, a concept draft pursuant to Joint Rule 208, proposed to enact a law to establish a procedure to provide the State with severance fees on natural resources that are extracted from the State. The proposed law would be similar to laws in other states whereby a state that has oil and minerals extracted from its natural resources base receives severance fees.

LD 667

Resolve, Regarding Nonnative Invasive Marine Species

RESOLVE 43

<u>Sponsor(s)</u> ADAMS EDMONDS		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-360
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LD 667 proposed to require all the appropriate agencies in the State to participate in the development of strategies to prevent introduction of nonnative invasive marine species into coastal waters of the State and to work to eliminate or mitigate the negative impact where these species are introduced. The resolve also proposed to require the Department of Marine Resources in consultation with the Department of Environmental Protection to submit a report to the Joint Standing Committee on Natural Resources by February 1, 2006 on issues related to nonnative invasive marine species.

Committee Amendment "A" (H-360) proposed to clarify that the Commissioner of Environmental Protection and the Commissioner of Marine Resources shall determine which agencies and governments the State should collaborate with regarding nonnative invasive marine species. The proposed amendment would also add the Joint Standing Committee on Marine Resources as a recipient of the required report.

Enacted law summary

Resolve 2005, chapter 43 requires all the appropriate agencies in the State to participate in the development of strategies to prevent introduction of nonnative invasive marine species into coastal waters of the State and to work to eliminate or mitigate the negative impact where these species are introduced. It also requires the Department of Marine Resources in consultation with the Department of Environmental Protection to submit a report to the Joint Standing Committee on Natural Resources and to the Joint Standing Committee on Marine Resources by February 1, 2006 on issues related to nonnative invasive marine species.