

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
123<sup>RD</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON NATURAL RESOURCES**

July 2007

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# STATE OF MAINE

123<sup>RD</sup> LEGISLATURE

FIRST REGULAR SESSION

## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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:

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 (or Accepted ONTP report).....	Ought Not To Pass report accepted
OTP-ND.....	Committee report Ought To Pass In New Draft
P&S XXX.....	Chapter # of enacted Private & Special Law
PASSED.....	Joint Order passed in both bodies
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 that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

## Joint Standing Committee on Natural Resources

### **LD 916** An Act To Permit the Sale of Certain Used Mercury-added Products

PUBLIC 98

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RICHARDSON W	OTP-AM	H-65

This bill exempts an antique barometer that is at least 100 years old from the ban on the sale of certain mercury-added products.

#### **Committee Amendment "A" (H-65)**

This amendment replaces the bill. The amendment exempts used products from the ban on the sale of mercury switches, relays, instruments and measuring devices.

#### **Enacted Law Summary**

Public Law 2007, chapter 98 exempts used products from the ban on the sale of mercury switches, relays, instruments and measuring devices.

### **LD 935** An Act To Continue To Ensure the Long-term Capacity of Municipal Landfills

PUBLIC 338

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAKAS	OTP-AM	H-411

Public Law 2005, chapter 612 amended the Maine Hazardous Waste, Septage and Solid Waste Management Act to exempt, until January 1, 2007, publicly owned solid waste landfills from the definition of "commercial solid waste disposal facility" as long as that facility accepted only waste that is generated within the State. This bill continues the exemption retroactive to January 1, 2007.

#### **Committee Amendment "A" (H-411)**

This amendment changes the provisions in the bill that define "commercial solid waste disposal facility" by providing that:

1. A municipally owned landfill is a commercial landfill if it accepts waste that is not generated within the State unless the commissioner finds that the acceptance of that waste provides a substantial public benefit and the acceptance of that waste is approved by a majority of the voters of the municipality; and
2. Other publicly owned landfills, owned by public waste disposal corporations and refuse disposal districts, are commercial landfills if they accept waste that is not generated within the State unless the commissioner finds that the acceptance of that waste provides a substantial public benefit.

The amendment does not make any changes to the definition of commercial landfill relating to state-owned landfills.

Under the amendment, "waste that is generated within the State" includes: residue and bypass generated by incineration, processing and recycling facilities within the State; waste whether generated within the State or outside of the State used for daily cover, frost protection or stability; and waste generated within 30 miles of the facility.