

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

STATE OF MAINE
129TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON ENVIRONMENT AND
NATURAL RESOURCES**

August 2019

MEMBERS:

SEN. BROWNIE EVERETT CARSON, CHAIR
SEN. JUSTIN M. CHENETTE
SEN. ROBERT A. FOLEY

REP. RALPH L. TUCKER, CHAIR
REP. LYDIA C. BLUME*
REP. MICHAEL G. DEVIN*
REP. JESSICA L. FAY
REP. STANLEY PAIGE ZEIGLER, JR.
REP. LORI K. GRAMLICH
REP. DANIEL J. HOBBS
REP. RICHARD H. CAMPBELL
REP. PETER A. LYFORD
REP. THOMAS H. SKOLFIELD
REP. CHRIS A. JOHANSEN

STAFF:

DANIEL TARTAKOFF, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670
<http://legislature.maine.gov/opla/>

*Committee member for a portion of the session

STATE OF MAINE

129TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 129th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER..... carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE..... emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT..... legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 129th Legislature is Thursday, September 19, 2019. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Environment and Natural Resources

Environment and Natural Resources a report containing its findings and recommendations, including a comprehensive plastics recycling management plan and recommendations for legislative, regulatory or local government actions necessary to increase the rate of plastics recycling in the State. After reviewing the report, the committee may report out legislation to implement the recommendations described in the report.

This amendment was not adopted.

House Amendment "A" To Committee Amendment "A" (H-55)

This amendment amends Committee Amendment "A" to replace the term "food establishment" with the term "covered establishment."

Enacted Law Summary

Public Law 2019, chapter 62 repeals the existing law regarding nondegradable food and beverage containers and enacts a new provision of law regarding disposable food service containers. Under that new provision of law, beginning January 1, 2021, a covered establishment is prohibited, subject to certain exemptions, from processing, preparing, selling or providing food or beverages in or on a disposable food service container that is composed in whole or in part of polystyrene foam. The new provision of law also:

1. Excludes from the definition of "disposable food service container" polystyrene foam coolers and ice chests that are used for the processing or shipping of seafood;
2. Adds sleeves and stirrers to the definition of "service ware";
3. Excludes from the definition of "covered establishment" hospitals licensed under the Maine Revised Statutes, Title 22, chapter 405 and so-called meals on wheels establishments funded in whole or in part directly or indirectly by the Department of Health and Human Services; and
4. Incorporates from the existing law regarding nondegradable food and beverage containers, which was repealed in the enacted law, certain definitions, a penalty provision and a prohibition on the use of plastic beverage stirrers by food establishments providing or serving beverages at a facility or function of the State or of a political subdivision.

**LD 319 An Act To Standardize the Laws Concerning Property Transfers and To ONTP
Protect Water Quality**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KESCHL D BREEN C	ONTP	

This bill extends to inland shoreland areas the requirement that subsurface waste water disposal systems on property located within a shoreland area be inspected prior to a sale of the property. Currently, that inspection requirement applies only to the sale of property located within a coastal shoreland area.

LD 327 An Act To Revise Maine's Environmental Laws CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUCKER R		

Joint Standing Committee on Environment and Natural Resources

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to revise laws governing environmental protection.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

LD 338 An Act To Allow Flexibility in the Deposit Labeling of Metal Returnable Beverage Containers PUBLIC 11

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FAY J FOLEY R	OTP	

Current law requires that returnable metal beverage containers be labeled with the refund value and the word "Maine" or "ME" embossed or stamped on the tops of the containers. This bill allows that information to appear anywhere except on the bottom of the container.

Enacted Law Summary

Public Law 2019, chapter 11 allows returnable metal beverage containers to be labeled with the refund value and the word "Maine" or "Me" embossed or stamped anywhere on the container except the bottom. Current law requires that information to be embossed or stamped on the top of the containers.

LD 356 An Act To Sustain Maine's Forest Products Industry by Implementing Certain Existing Solid Waste Management Policies Leave to Withdraw Pursuant to Joint Rule

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DILL J DUNPHY M		

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to ensure that the State continues to implement certain solid waste management policies that were adopted to benefit all or part of the State's forest products industry.

LD 360 An Act To Increase the Reimbursement to Bottle Redemption Centers ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TIMBERLAKE J TUCKER R	ONTP	

This bill increases the reimbursement to the dealer or local redemption center for the cost of handling beverage containers by one cent beginning May 1, 2019 and by an additional one cent beginning January 1, 2020.