

# MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 1789

H. P. 1421 House of Representatives, January 6, 1970  
Committee on Natural Resources suggested.  
BERTHA W. JOHNSON, Clerk  
Presented by Mr. Martin of Eagle Lake.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
AND SEVENTY

**AN ACT** Requiring Bonds to Insure Performances of  
Waste Discharge License Provisions.

Be it enacted by the People of the State of Maine, as follows:

R. S., T. 38, § 414, sub-§ 3, amended. Subsection 3 of section 414 of Title 38 of the Revised Statutes, as repealed and replaced by section 10 of chapter 499 of the public laws of 1969, is amended to read as follows:

3. **General.** Any license to so discharge granted by the commission may contain such reasonable terms and conditions with respect to the discharge as in the commission's determination will best achieve the standards set forth in sections 363 and 364.

Whenever the commission shall determine, from the record of any hearing held under this section, that an applicant may not possess the capital or may be unable to obtain the financing necessary to install waste treatment facilities sufficient to protect the classification of the receiving body of water, it may require, prior to the issuance of any license, that such applicant execute a bond in favor of the commission, in such sum as the commission shall determine sufficient to construct such facilities, and issued by some surety company licensed to do business in the State and approved by the commission, conditioned on the faithful performance by the applicant of all the terms and conditions of such license.

A full and complete record shall be kept of all hearings held under this section by the commission and all testimony shall be taken by a stenographer. The commission may make reasonable rules and regulations relating to the conduct of hearings held under this section.