

MAINE STATE LEGISLATURE

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D O E R

STATE OF MAINE
SENATE
107TH LEGISLATURE

COMMITTEE AMENDMENT "A" to S.P. 248, L.D. 821, Bill, "AN ACT Relating to Reports Required by Municipal Ordinance of Developers of Shoreland Areas."

Amend said Bill by striking out all of the title and inserting in place thereof the following: 'AN ACT Relating to Reports of Soil Suitability in Municipalities which have Adopted Shoreland Zoning Ordinances.'

Further amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

'12 MRSA §4812-A, as enacted by PL 1973, c. 564, §4, is amended by adding a new paragraph at the end to read:

Any other law notwithstanding, when a zoning ordinance adopted in conformance with this section requires a written report of soil suitability for subsurface waste disposal or commercial or industrial development, such report shall be prepared and signed by the person who has made the evaluation of soil properties. Persons qualified to prepare such reports shall be persons certified by the Department of Health and Welfare, including: Maine State Certified Soil Scientists, Maine Registered Professional Engineers, Maine State Certified Geologists and other persons who have training and experience specifically in the recognition and evaluation of soil properties and can provide proof of such training and experience in a manner specified by the

department. The Department of Health and Welfare may promulgate rules and regulations for the purpose of establishing training and experience standards required by this paragraph.

Statement of Fact

The purpose of this amendment is to allow registered professional engineers, soils scientists, geologists and other persons to make soils suitability reports in shoreland areas where such reports are required by ordinances when they are certified by the Department of Health and Welfare. It is the intent of this amendment to improve the quality of soil evaluations.

Reported by the Committee on Natural Resources.

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