

MAINE STATE LEGISLATURE

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(New Title)
New Draft of S. P. 220, L. D. 719

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1877

S. P. 515

In Senate, May 7, 1975

Reported by Senator Trotzky of Penobscot from Committee on Natural Resources and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT to Provide for Prompt Determinations under all of the Statutes Administered by the Department of Environmental Protection.

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

38 MRSA § 361-B is enacted to read:

§ 361-B. Processing applications

1. Time limit processing application. Whenever the Board of Environmental Protection receives a properly completed application for any license, permit, approval or certificate under any of the statutes which it administers, it shall make a final decision as expeditiously as possible, but in no case shall such final decision be later than 180 days after acceptance of the application.

The Commissioner of Environmental Protection shall, within 10 working days of receipt of an application, notify applicants of the official date on which the application was accepted or return said application to the applicant specifying in writing the reasons for returning the application.

2. Exceptions.

A. The Board of Environmental Protection may waive the 180-day requirement of subsection 1 at the request of the applicant, or

B. The Board of Environmental Protection, after consultation with the applicant, may waive the 180-day requirement of subsection 1, if $\frac{2}{3}$ of the members of the board eligible to vote do vote to issue such a waiver.