

MAINE STATE LEGISLATURE

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STATE OF MAINE (Filing No. H-1071)
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE
FIRST SPECIAL SESSION

HOUSE AMENDMENT "A" to H.P. 2224, L.D. 2314, Bill,
"AN ACT to Provide Funding for Action on Solid Waste and
Litter."

Amend said Bill in section 3 by inserting in the
first line after the amendatory clause after the words "every
vehicle" the underlined words and punctuation ',including
snowmobiles,'

Further amend said Bill in section 4 by striking out
all of the last paragraph of subsection 2 of that part designated
"\$2264." and inserting in place thereof the following:

'Any person violating this section shall be guilty of a
misdemeanor and on conviction shall be punished by a fine of
not less than \$10 nor more than \$100 for each-violation
the first offense, and by a fine of not less than \$100 nor
more than \$500 for a 2nd or subsequent conviction. In addition
thereto, in the sound discretion of any court in which conviction
is obtained, such person may be directed by the judge to pick
up and remove from any public place or any private property,
with prior permission of the legal owner, any or all litter
deposited thereon prior to the date of execution of sentence.'

Further amend said Bill in section 5 by inserting in the
10th line (9th line of L.D.) after the underlined word "within"
the underlined words 'or on'

Further amend said Bill in section 6 by striking out everything after the amending clause and inserting in place thereof the following:

'The fine for violation of this section shall not be less than \$10 nor more than \$100 for each the first offense and in not less than \$100 nor more than \$500 for a 2nd or subsequent conviction. In addition thereto, in the sound discretion of any court in which conviction is obtained, such person may be directed by the judge to pick up and remove from any place any or all litter deposited thereon by anyone prior to the date of execution of sentence.'

Further amend said Bill in section 8 by striking out all of the 2nd paragraph of that part designated "§2267." and inserting in place thereof the following:

'Any person violating this section shall be guilty of a misdemeanor Class D crime and upon conviction shall be punished by a fine of not less than \$10 nor more than \$100 for each violation the first conviction, and by a fine of not less than \$100 nor more than \$500 for a 2nd or subsequent conviction.'

Further amend said Bill in section 11 by striking out in the 3rd line (2nd and 3rd line of L.D.) of that part designated "§2277." the underlined word and figures "June 30, 1977" and inserting in place thereof the underlined word and figures 'January 1, 1978'

Further amend said Bill in section 11 in that part designated "§2277." by striking out in the last line of subsection 1 (last 2 lines of L.D.) the underlined words "without the aid of a separate can opener"

Further amend said Bill in section 13 by striking out all of subsection 1 of that part designated "§4901." and inserting in place thereof the following:

'1. Bottled beverage. "Bottled beverage" shall mean canned or bottled wines, malt beverages, liquors and carbonated beverages, including carbonated water.'

Further amend said Bill in section 15 by striking out in the 2nd line (same in L.D.) the figure "\$1,169,000" and inserting in place thereof the figure
← '\$839,000'

Further amend said Bill in section 15 by striking out everything under the caption "CONSERVATION, DEPARTMENT OF" and inserting in place thereof the following:

| | |
|---|---------------|
| 'Parks - Operation and Maintenance of State Parks | 3-308 |
| Positions | (2) |
| Personal Services | \$ 20,000 |
| All Other | 115,000 |
| Capital Expenditures | <u>15,000</u> |
| | \$150,000 |

Provides for additional programs by the Keep Maine Scenic Committee to fund and encourage litter clean-up and recycling, enforcement of the litter laws, distributing litter bags and anti-litter education.'

Further amend said Bill in section 15 by striking out the first 7 lines under the caption "ENVIRONMENTAL PROTECTION, DEPARTMENT OF" and inserting in place thereof the following:

| | |
|-------------------------|---------------|
| 'Bureau of Land Quality | |
| Control Positions | 3-374 (4) |
| Personal Services | \$ 40,000 |
| All Other | 200,000 |
| Capital Expenditures | <u>10,000</u> |
| | \$250,000' |

Further amend said Bill in section 15 by striking out the first 6 lines under the caption "TRANSPORTATION, DEPARTMENT OF" and inserting in place thereof the following:

| | |
|--------------------------|------|
| 'Highway-litter clean-up | |
| Positions | (10) |

| | |
|----------------------|------------|
| Personal Services | \$100,000 |
| All Other | 50,000 |
| Capital Expenditures | 100,000 |
| | \$250,000' |

Further amend said Bill in section 15 by striking out all of the first line under the caption "EXECUTIVE DEPARTMENT" and inserting in place thereof the following:

| | |
|------------|------------|
| 'All Other | \$100,000' |
|------------|------------|

Statement of Fact

The purposes of this amendment are as follows:

1. Eliminates the exemption on littering from snowmobiles;
2. Makes the fines more realistic;
3. Leaves it possible to open cans without^a can opener if it can be done without detachables;
4. Limits the tax to wines, malt beverages, liquors and carbonated beverages including carbonated waters; and
5. Changes the ←————→ distribution of funds.

Filed by Mr. McBrearity of Perham.

Reproduced and distributed under the direction of the Clerk of the House.

3/24/76

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