

MAINE STATE LEGISLATURE

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51
L.D. 2041

(Filing No. S-495)

STATE OF MAINE
SENATE
108TH LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to HOUSE AMENDMENT "A" to H.P. 1959, L.D. 2041, Bill, "AN ACT to Clarify the Investigation Powers of the Department of Environmental Protection under the Oil Conveyance Program."

Amend the amendment by adding at the end before the statement of fact the following new paragraph:

If the Department of Environmental Protection brings a civil or criminal complaint against any person for discharging, directly or indirectly, any pollutant or for emitting any air contaminant without a license as required by the laws administered by the Department of Environmental Protection, and if that person is finally acquitted of that charge, or if that charge is dismissed, the department shall reimburse that person for all costs and expenses incurred in defending against that charge, including legal fees and costs and expenses actually incurred in retaining consultants or other assistants, within 90 days from the date of acquittal or dismissal.

Statement of Fact

This amendment provides that if the department brings charges against a person for air pollution and the charges

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SENATE AMENDMENT "A" to HOUSE AMENDMENT "A" to H.P. 1959,
L.D. 2041

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are dismissed or the person is acquitted, the department
for
shall reimburse that person/legal and other expenses.

NAME:

Donald R. O'Leary
(O'Leary)

COUNTY: Oxford

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February 28, 1978

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