

MAINE STATE LEGISLATURE

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D. OF R. *

(Filing No. S-435)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
109TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT " A " to S.P. 698, L.D. 1834, Bill, "AN ACT to Establish an Environmental Health Program."

Amend the Bill in section 1, in that part designated "§1663.", in the 5th sentence, by inserting after the underlined word and punctuation "medicine," the following underlined words and punctuation 'occupational medicine,'

Further amend the Bill in section 1, by striking out all of that part designated "§1665." and inserting in its place the following:

'§1665. Right of entry and inspection

For the purposes of carrying out this chapter, the commissioner, or any duly authorized officer, employee or consultant of the department shall have the right, upon presentation of appropriate credentials, at any reasonable time to enter upon or into any place or premises where nuisances or conditions dangerous to life and health are known or believed to exist in order to conduct investigations, including the taking of samples, but no such entry or inspection of any premises may be made without the permission of the owner or occupant thereof, unless an appropriate search warrant is first obtained from a court of competent jurisdiction.'

Further amend the Bill in section 1, in that part designated "§1666.", by striking out the underlined word "federal" and inserting in its place the underlined words 'public or private'

Further amend the Bill in section 1 by inserting at the end the following:

'§1667. Report

The commissioner shall make regular reports to the people of this State regarding the environmental health of the citizens of the State. He shall also include specific reference to the work of the environmental health unit in an annual report to the Legislature.'

Statement of Fact

In the section dealing with the Medical Advisory Committee, the amendment adds a member with training and experience in occupational medicine.

The right of entry section is modified to indicate that it is also one of inspection, that it includes the right to take samples and that a warrant must be obtained from an appropriate court, rather than only the District Court.

The department is allowed to accept either private or public funds.

The Commissioner is required to make regular reports to the people on environmental health and to include this information in his annual report to the Legislature.

Reported by the Majority of the Committee on Health and Institutional Services.

Reproduced and distributed pursuant to Senate Rule 11-A.

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