

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 (After Deadline)

3 SECOND REGULAR SESSION
4

5 ONE HUNDRED AND ELEVENTH LEGISLATURE
6

7 Legislative Document

No. 2217

8
9 H.P. 1679

House of Representatives, March 12, 1984

10 Approved for introduction by a majority of the Legislative Council
11 pursuant to Joint Rule 27.

12 Reference to the Committee on State Government is suggested and
ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Andrews of Portland.

13
14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-FOUR
18

19 AN ACT Concerning the Citizens' Civil
20 Emergency Commission.
21

22 **Emergency preamble.** Whereas, Acts of the Legis-
23 lature do not become effective until 90 days after
24 adjournment unless enacted as emergencies; and

25 Whereas, Public Law 1983, chapter 516, estab-
26 lished the Citizens' Civil Emergency Commission for
27 the purpose of assuring public awareness of and re-
28 ceiving public comments on nuclear protection plans
29 for Maine; and

30 Whereas, to carry out its task the commission was
31 required to hold 4 public hearings around the State
32 before March 1, 1984; and

33 Whereas, the public members of the commission
34 were not appointed until January 1984; and

1 Whereas, the organizational, administrative and
2 logistical tasks involved in preparing for the public
3 hearings are great; and

4 Whereas, although commission members have been
5 working diligently since the end of January and have
6 held 6 planning meetings, they found that it was not
7 possible to carry out their charge in a responsible
8 manner before March 1st; and

9 Whereas, in the judgment of the Legislature,
10 these facts create an emergency within the meaning of
11 the Constitution of Maine and require the following
12 legislation as immediately necessary for the preser-
13 vation of the public peace, health and safety; now,
14 therefore,

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

17 37-A MRSA §56-A, sub-§2, ¶¶A, C and D, as enacted
18 by PL 1983, c. 516, §1, are amended to read:

19 A. Prior to ~~March 17~~, March 30, 1984, the commis-
20 sion shall conduct a public hearing in 4 of the
21 following 8 designated risk areas in the State:

22 (1) Category I (areas associated with
23 counterforce military installations): Lime-
24 stone (Loring Air Force Base) Risk Area;
25 York (Kittery-Portsmouth Naval Shipyard)
26 Risk Area;

27 (2) Category II (location of installations
28 of high military value): Cutler;
29 Brunswick-Bath;

30 (3) Category III (urban-industrial areas):
31 Portland; Bangor; Lewiston-Auburn; and

32 (4) Category IV (center of government): Au-
33 gusta.

34 C. The hearings shall be held in a convenient,
35 central location in or near each designated risk

1 area at a convenient time in the evening. Reasonable notice shall be given, including, but not limited to, publication in local and general circulation newspapers in target and host communities at least 20 but not more than 30 days prior to each hearing.

7 D. The commission shall approve the informational materials required for the hearings to assure all points of view are represented; publicize the hearings; review the material presented at the hearings, including public comments and the survey results; and report its findings and recommendations to the Governor, the Legislature and each community within the target zones. Reports shall be completed prior to ~~adjournment~~ convening of the ~~Second~~ First Regular Session of the ~~111th~~ 112th Legislature. The final report to the Governor and the Legislature shall include an evaluation of the commission's work and a recommendation whether the commission ought to be continued to study other risk areas and to review other civil emergency planning efforts. If the recommendation is to continue, the report shall include appropriate implementing legislation and recommended sources and levels of funding.

26 **Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

29 STATEMENT OF FACT

30 The purpose of this bill is to change the date for completion of public hearings by the Citizens' Civil Emergency Commission from March 1, 1984, to March 30, 1984, to allow the hearings to be held in communities near to the risk area and to change the deadline for completion of the commission's report from the end of the Second Regular Session of the 111th Legislature to the beginning of the First Regular Session of the 112th Legislature.

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