

# MAINE STATE LEGISLATURE

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L.D. 652  
(Filing No. H- 32 )

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
112TH LEGISLATURE  
FIRST REGULAR SESSION

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COMMITTEE AMENDMENT "A" to H.P. 450, L.D. 652,  
Bill, "AN ACT Related to the Use and Development of  
the West Branch of the Penobscot River."

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Amend the bill in the 4th paragraph after the Title  
(page 2, line 2 in L.D.) by striking out the word  
"is" and inserting in its place the words 'may be'

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Further amend the bill by inserting after the 4th  
paragraph after the Title the following:

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'Whereas, current law allows the applicant, but  
not the Maine Land Use Regulation Commission, to extend  
the processing period;'

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Further amend the bill in the 8th paragraph after  
the Title in the 2nd line (page 2, line 16 in L.D.)  
by striking out the word "cannot" and inserting in  
its place the words 'may not'

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Further amend the bill in section 1 by striking  
out all of the 8th to 11th paragraphs (page 3, lines  
21 to 37 in L.D.)

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Further amend the bill in section 1 in the 12th  
paragraph in the first line (page 3, line 38 in L.D.)  
by striking out the word "this" and inserting in its  
place the word 'the'

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Further amend the bill in section 1 by striking  
out all of the last paragraph (page 4, lines 8 to 15  
in L.D.) and inserting in its place the following:

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'Under the Maine Revised Statutes, Title 38, section  
635-A, only Great Northern Paper Company may request  
extension of the processing period for this  
very complex application. By contrast, for other

COMMITTEE AMENDMENT "A" to H.P. 450, L.D. 652

1 types of applications the Department of Environmental  
2 Protection or the Maine Land Use Regulation Commis-  
3 sion may extend the processing period beyond the nor-  
4 mal time period when additional time is necessary to  
5 adequately review the permit application.'

6 Further amend the bill in section 2 by striking  
7 out all of the last sentence (page 4, lines 21 to 27  
8 in L.D.) and inserting in its place the following:

9 'It is the purpose of this Act to allow the Maine  
10 Land Use Regulation Commission the opportunity, upon  
11 a 2/3 vote of eligible commission members, to extend  
12 the permit processing period in order to have suffi-  
13 cient time to make a complete and thorough assessment  
14 of the project.'

15 Further amend the bill by striking out all of  
16 section 3 and inserting in its place the following:

17 'Sec. 3. "Big A" hydroelectric project; time ex-  
18 tension. Notwithstanding the provisions of the Maine  
19 Revised Statutes, Title 38, section 635-A, the Maine  
20 Land Use Regulation Commission may waive the time  
21 limit requirement for the Great Northern Paper Compa-  
22 ny "Big A" hydroelectric project application after  
23 consultation with the applicant, if 2/3 of the eligi-  
24 ble voting members of the Maine Land Use Regulation  
25 Commission vote to do so.'

26 STATEMENT OF FACT

27 State law and agency regulations currently permit  
28 the Department of Environmental Protection and the  
29 Maine Land Use Regulation Commission to extend the  
30 processing period for all environmental permit appli-  
31 cations, except hydroelectric power applications.  
32 The pending "Big A" application is very complex and  
33 may require an extension beyond the 105-day time lim-  
34 it.

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1           This amendment permits the Maine Land Use Regula-  
2           tion Commission to extend the permit process for the  
3           "Big A" project if necessary. This would be consist-  
4           ent with other state law and regulations.

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Reported by the Minority of the Committee on Energy and Natural  
Resources

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

3/26/85

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