

MAINE STATE LEGISLATURE

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L.D. 1023

(Filing No. H-168)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
113TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 760, L.D. 1023, "Resolve, to Direct a Comprehensive Examination of the Health Threat of Radon and its Derivatives upon Maine Citizens."

Amend the resolve by inserting after the title the following:

'Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the presence of naturally occurring radon poses a grave threat to the health of the State's citizens; and

Whereas, standards for the collection of radon data, testing methodologies, remediation procedures and building construction are not available; and

Whereas, there are many questions of liability which could hinder real estate transactions resulting in economic loss; and

Whereas, a coordinated effort to investigate the problem and to develop a sound program of public education is vital; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it'

Further amend the resolve, in the first paragraph

COMMITTEE AMENDMENT "A" to H.P. 760, L.D. 1023

1 after the title, in the 3rd line (page 1, line 7 in
2 L.D.) by striking out the number "12" and inserting
3 in its place the number '13'

4 Further amend the resolve, in the first paragraph
5 after the title, in the 6th and 7th lines (page 1,
6 lines 10 and 11 in L.D.) by striking out the follow-
7 ing: "one member from the Division of Health Engi-
8 neering" and inserting in its place the following: '2
9 members from the Bureau of Health'

10 Further amend the resolve, in the first paragraph
11 after the title, in the 2nd line from the end (page
12 1, line 17 in L.D.) by striking out the following: "2
13 members" and inserting in its place the following:
14 'one member' and in the last line (page 1, line 18 in
15 L.D.) by adding after the following: "salesmen," the
16 following: 'one member representing labor,'

17 Further amend the resolve by inserting after the
18 first paragraph the following:

19 'Procedures. Resolved: That the appointing au-
20 thorities, after making an appointment, shall provide
21 the Executive Director of the Legislative Council
22 with notice of their appointments within 30 days.
23 The Governor shall designate one of the representa-
24 tives from the Bureau of Health to be the chairman of
25 the commission. The Governor shall call the first
26 meeting of the commission within 60 days of the ef-
27 fective date of this resolve; and be it further'

28 Further amend the resolve in the 2nd paragraph,
29 in subsection 7, in the last line (page 3, line 8 in
30 L.D.) by inserting after the word "salesmen" the fol-
31 lowing: 'and the possible liabilities of persons of-
32 fering real estate for rent'

33 Further amend the resolve by striking out all of
34 the 4th paragraph before the statement of fact (page
35 3, lines 22 to 24 in L.D.) and inserting in its place
36 the following:

COMMITTEE AMENDMENT "A" to H.P. 760, L.D. 1023

1 **'Staff. Resolved:** That the Bureau of Health
2 shall provide such staff assistance as the commission
3 requires and that the Attorney General shall provide
4 such legal assistance as the commission requires; and
5 be it further'

6 Further amend the resolve, in the 3rd paragraph
7 before the statement of fact, in the 2nd line (page
8 3, line 26 in L.D.) by striking out the word "legis-
9 lation" and inserting in its place the word
10 'legislative'

11 Further amend the resolve by striking out the
12 last 2 paragraphs before the statement of fact and
13 inserting in their place the following:

14 **'Report. Resolved:** That the commission shall
15 submit its report together with any recommendations
16 requiring legislative action to the joint standing
17 committee of the Legislature having jurisdiction over
18 natural resources on or before January 15, 1989; and
19 be it further

20 **Appropriation. Resolved:** That the following ap-
21 propriation is made from the General Fund to carry
22 out the purposes of this resolve. This appropriation
23 may be carried over for one fiscal year.

	<u>1987-88</u>	<u>1988-89</u>
24		
25	<u>LEGISALTURE</u>	
26	Maine Study Commission	
27	on Radon	
28	Personal Services	\$1,320
29	All Other	4,000
30		
31	Total	<u>\$5,320</u> <u>\$8,020</u>

COMMITTEE AMENDMENT "A" to H.P. 760, L.D. 1023

1 Provides funds for
2 members' per diem,
3 travel and related
4 expenses.

5 **Emergency clause.** In view of the emergency cited
6 in the preamble, this resolve shall take effect when
7 approved.'

8 STATEMENT OF FACT

9 The purpose of this amendment is to make certain
10 technical corrections, alter the membership of the
11 commission, make the Bureau of Health responsible for
12 staffing the commission, clarify the commission's
13 mandate regarding liability issues, change the re-
14 porting date and add an emergency preamble to the re-
15 solve. The appropriation has been revised to reflect
16 the estimate provided by the Office of Finance and
17 Program Review.

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Reported by the Committee on Energy and Natural Resources
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