

MAINE STATE LEGISLATURE

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(New Draft of H.P. 213, L.D. 265)
(New Title)
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1597

H.P. 1171 House of Representatives, May 15, 1987
Reported by Representative DEXTER from the Committee on
Energy and Natural Resources and printed under Joint Rule 2.
EDWIN H. PERT, Clerk
Original bill sponsored by Representative MITCHELL of
Freeport. Cosponsored by Representatives COLES of Harpswell
and MILLS of Bethel.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

AN ACT to Establish the Well Water
Information Law.

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4 Be it enacted by the People of the State of Maine as
5 follows:

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6 Sec. 1. 12 MRSA c. 201-B is enacted to read:

6

7 CHAPTER 201-B

7

8 WATER WELLS

8

9 §550-B. Water well information

9

10 1. Definitions. As used in this chapter, unless
11 the context indicates otherwise, the following terms
12 have the following meanings.

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1 A. "Well" means any hole constructed by any
2 method for the purpose of extracting water from
3 below the ground.

4 B. "Well contractor" means any person, company,
5 firm, partnership or corporation engaged in the
6 business of constructing water wells.

7 2. Exemptions. Wells for which data reports are
8 already required by any state agency are exempt from
9 the reporting requirements of this chapter.

10 3. Water well information documentation. Com-
11 pletion reports shall be filed according to this sub-
12 section.

13 A. Within 180 days after completion of any
14 well or dry hole, or the enlarging or deepening
15 of an existing well, a well contractor shall sub-
16 mit a report to the Maine Geological Survey, on
17 forms designed and provided by the Maine Geologi-
18 cal Survey. The report shall contain information
19 as may be required by the Maine Geological Sur-
20 vey, including, but not limited to, location,
21 construction and well yield.

22 B. Any well contractor who has engaged in the
23 construction of water wells, but who has not sub-
24 mitted well completion reports on a timely basis
25 as required by this chapter, shall be in viola-
26 tion of this chapter.

27 4. Compliance with other laws and rules. Not-
28 withstanding the provisions set forth in this chap-
29 ter, all wells are to be constructed and maintained
30 in accordance with all other laws and rules in ef-
31 fect.

32 5. Penalties. Any person, company, firm, part-
33 nership or corporation, who violates any standard or
34 provision of this chapter, commits a civil violation
35 for which a forfeiture of not more than \$500 may be
36 adjudged. In addition to other civil remedies, the
37 court may issue an injunction.

38 6. Information use. Information collected by
39 the Maine Geological Survey under this chapter is ex-

1 empt from Title 1, chapter 13, subchapter I. The
2 Maine Geological Survey shall make information col-
3 lected under this chapter available to any federal,
4 state or municipal entity or authorized agent of such
5 entity.

6 **Sec. 2. Appropriation.** The following funds are
7 appropriated from the General Fund to carry out the
8 purposes of this Act.

9		<u>1987-88</u>	<u>1988-89</u>
10	<u>CONSERVATION, DEPARTMENT OF</u>		
11	Maine Geological Survey		
12	Positions	(1)	(1)
13	Personal Service	\$17,713	\$19,883
14	All Other	3,360	3,360
15	Capital Expenditures	5,000	
16	Total	<u>\$26,073</u>	<u>\$23,243</u>

17 **STATEMENT OF FACT**

18 The purpose of this new draft is to correct the
19 definition of the term, "well contractor" and to lim-
20 it availability of the information to public agen-
21 cies. The new draft is otherwise similar to the
22 original bill, Legislative Document 265.

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