

MAINE STATE LEGISLATURE

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L.D. 2461

(Filing No. H-709)

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

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HOUSE AMENDMENT "A" to H.P. 1797, L.D. 2461,
Bill, "AN ACT to Prohibit the Sale of Polystyrene Foam
Products Containing Chlorofluorocarbons."

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Amend the bill by striking out all of the title
and inserting in its place the following:

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'AN ACT to Prohibit the Sale of Polystyrene Foam
Products Containing or Made with Certain
Chlorofluorocarbons.'

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

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'Sec. 3. 38 MRSA §1603 is enacted to read:

§1603. Polystyrene foam products

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1. Prohibition on extruded polystyrene foam
sheets. After January 1, 1989, no person may sell or
offer to sell in this State any product composed in
whole or in part of thermoformed extruded polystyrene
foam sheets if the foam is manufactured using any
fully halogenated chlorofluorocarbon found by the
United States Environmental Protection Agency to be an
ozone-depleting chemical.

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2. Prohibition on extruded polystyrene foam
board. No person may sell or offer to sell in this

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1 State any product composed in whole or in part of
2 extruded polystyrene foam board if:

3 A. The foam is manufactured using any fully
4 halogenated chlorofluorocarbons found by the
5 United States Environmental Protection Agency to
6 be an ozone-depleting chemical; and

7 B. A substitute for fully halogenated
8 chlorofluorocarbon blowing agents is available and
9 found to meet public health and safety standards
10 by all applicable federal and state agencies.

11 3. Compliance. All distributors engaged in the
12 sale or distribution of extruded polystyrene foam
13 products in Maine which are manufactured using
14 chlorofluorocarbons shall certify to the Department of
15 Environmental Protection by January 31, 1989, their
16 compliance with subsection 1, or their scheduled
17 compliance with subsection 2.'

18 Further amend the bill by inserting before the
19 statement of fact the following:

20 'FISCAL NOTE

21 It is anticipated that all costs associated with
22 this bill would be absorbed by the Department of
23 Environmental Protection utilizing existing resources.'

24 STATEMENT OF FACT

25 This amendment prohibits the sale of polystyrene
26 foam sheet products which utilize certain forms of the
27 chlorofluorocarbon blowing agents that have been found
28 to lead to destruction of the stratospheric ozone
29 layer. Because the plastics industry has developed
30 alternatives to these compounds, the amendment allows
31 for sale of polystyrene foam products which are
32 manufactured without use of the destructive forms of
33 chlorofluorocarbon gas. It also allows for the sale
34 of products composed of polystyrene foam boards, which

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1 are used in insulation, until a substitute for the
2 blowing agent is approved and available.

3 The amendment also requires distributors who do
4 business in Maine to document their compliance or
5 scheduled compliance with this section.

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Filed by Rep. Michaud of E. Millinocket
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