

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 718

H.P. 533

House of Representatives, March 8, 1989

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.

Ed Pert

EDWIN H. PERT, Clerk

Presented by Representative NUTTING of Leeds.

Cosponsored by Representative BOUTILIER of Lewiston, Representative MICHAUD of East Millinocket and Senator BERUBE of Androscoggin.

STATE OF MAINE

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

An Act to Implement the Governor's Study to Regain Full Use of
Maine's Class C Rivers.



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

Sec. 1. 38 MRSA §465, sub-§4, ¶C, as enacted by PL 1985, c. 698, §15, is amended to read:

C. Discharges to Class C waters may cause some changes to aquatic life, provided that the receiving waters shall be of sufficient quality to support all species of fish indigenous to the receiving waters and maintain the structure and function of the resident biological community. No individual discharge may increase the color of Class C waters by more than 20 color units. The total increase in color units caused by all discharges to Class C waters shall be less than 40 color units.

Sec. 2. 38 MRSA §465, sub-§5 is enacted to read:

5. Time schedule for color standard compliance; rulemaking. No person, firm, corporation or other entity discharging to Maine waters on the effective date of this subsection may be held in violation of any color standard in Class C waters before January 1, 1992. The board shall promulgate rules, in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, to develop a time schedule for compliance with this section.

STATEMENT OF FACT

This bill sets an ambient color standard change caused by discharges and sets effluent limits for Maine's Class C rivers consistent with the Department of Environmental Protection's study on river water quality commissioned by the Governor.