

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

## FIRST REGULAR SESSION - 1989

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Legislative Document

No. 1017

S.P. 381

In Senate, April 3, 1989

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator DUTREMBLE of York.

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STATE OF MAINE

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

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An Act to Exclude Certain Home Owners from Amendments to the Overboard Discharge Laws.

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

3 **Sec. 1. 38 MRSA §414, sub-§2-A**, as enacted by PL 1987, c. 180,  
5 §2, is amended to read:

7 **2-A. Relicensing.** The relicensing of an existing licensed  
9 waste discharge prior to or after the expiration of the term of  
11 the existing license is subject to all of the requirements of  
13 this chapter. For the purposes of this chapter, the term  
15 "relicense" includes, without limitation, the terms, "renewal,"  
"renew," "reissue" and "extend." Notwithstanding this  
subsection, a person who had a valid waste discharge license on  
July 1, 1988, shall be relicensed unless the board objectively  
and statistically demonstrates that the licensee has not complied  
with the terms and conditions of that license.

17 **Sec. 2. Retroactivity.** Section 1 shall apply retroactively to  
19 July 1, 1988.

21 **STATEMENT OF FACT**

23  
25 The purpose of this bill is to add a provision allowing for  
27 the relicensing of those persons holding existing valid waste  
discharge licenses as of July 1, 1988, who have not violated the  
terms and conditions of that license.