

MAINE STATE LEGISLATURE

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L.D. 1366
(Filing No. S-435)

STATE OF MAINE
SENATE
114TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT " A " to COMMITTEE AMENDMENT "A" to H.P. 988, L.D. 1366, Bill, "An Act to Amend Certain Laws Affecting the Department of Environmental Protection"

Amend the amendment by striking out all of the first paragraph after the title (page 1, lines 17 to 19 in amendment) and inserting in its place the following:

'Amend the bill by striking out everything after the title and before the statement of fact and inserting in its place the following:

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

Whereas, technical changes to the laws administered by the Department of Environmental Protection need to be effective before the 90-day waiting period is over; 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 enacted by the People of the State of Maine as follows:

Sec. 1. 10 MRSA §1063, sub-§2, ¶E, as enacted by PL 1981, c. 476, §2, is amended to read:

E. The Department of Environmental Protection has certified to the authority that all licenses required by that department with respect to the project have been issued or that none are required provided, however, that such certification need not be obtained from the Department of Environmental Protection prior to issuance of a certificate of approval for a project of a public waste disposal

1 corporation as described in Title 38, section 1304-B,
2 subsection 5, which as of June 9, 1989, has filed an
3 application with the authority seeking a certificate of
4 approval for revenue obligation security to be issued in
5 accordance with this subchapter, provided further that
6 nothing herein shall be deemed to allow issuance of revenue
7 obligation securities for any such project prior to
8 obtaining all necessary permits from the Department of
9 Environmental Protection. Any subsequent enlargement or
10 addition to the project for which approval is sought from
11 the authority shall also require certification by the
12 department;'

13

14 Further amend the amendment in section 15 in the 6th line
15 (page 14, line 13 in amendment) by striking out the following:
16 "\$60,000" and inserting in its place the following: '\$45,000'

17

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

20 '**Emergency clause.** In view of the emergency cited in the
21 preamble, this Act shall take effect when approved.'

22

23 Further amend the amendment by renumbering the sections to
24 read consecutively.

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STATEMENT OF FACT

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28 The purpose of this amendment is to put an emergency
29 preamble and clause on the bill and to allow the financing to
30 proceed for the publicly owned waste disposal facility in
31 Auburn. The amendment retains the requirement that the facility
32 get all necessary environmental permits prior to actual issuance
33 of any revenue obligation securities backed by the Finance
34 Authority of Maine.

35

36 This amendment also reduces the appropriation for the Office
37 of Information Services' study of a geographic information system
38 by 25%.

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(Senator PEARSON)
44 SPONSORED BY: 

45

46

COUNTY: Penobscot

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(6/30/89) (Filing No. S-435)