

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 1893

S.P. 718

In Senate, December 12, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Received by the Secretary of the Senate on December 12, 1989. Referred to the Committee on Energy and Natural Resources and 1,600 ordered printed pursuant to Joint Rule 14.

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

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator CAHILL of Sagadahoc.

Cosponsored by Representative SMALL of Bath, Senator CLARK of Cumberland and Representative HOLT of Bath.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act to Revise the Asbestos Certification Law.



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

2 Sec. 1. 38 MRSA §1272, sub-§14, as repealed by PL 1989, c.
4 325, §3, is reenacted to read:

6 14. In-house asbestos abatement unit. "In-house asbestos
8 abatement unit" means the unit of a business or public entity
10 that engages in, or intends to engage in, asbestos abatement
12 activities solely within the confines of property which is owned
or leased by the entity and that employs one or more asbestos
abatement project supervisors for asbestos abatement activities.

14 Sec. 2. 38 MRSA §1273, sub-§3, as repealed by PL 1989, c. 325,
§4, is reenacted to read:

16 3. In-house abatement units. Abatement activities
18 undertaken by an in-house abatement unit are exempted from the
provisions of this section provided that:

20 A. All such activities are supervised by a person certified
under provisions of section 1274, subsection 4; and

22 B. Notification is given the commissioner in writing for
24 abatement projects involving more than 160 square feet and
260 linear feet.

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STATEMENT OF FACT

This bill returns to the asbestos abatement laws the limited
exemption for in-house abatement units that was repealed by
Public Law 1989, chapter 325. The effect of the repeal has been
to subject major industrial property owners with trained in-house
abatement units to significant delays and added expense in
removing asbestos from their existing facilities, thereby
delaying rather than ensuring the expressed intention of the law.