



## 114th MAINE LEGISLATURE

## **SECOND REGULAR SESSION - 1990**

## **Legislative Document**

No. 2124

H.P. 1539

House of Representatives, January 5, 1990

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

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

Cler

EDWIN H. PERT, Clerk

Presented by Representative KILKELLY of Wiscasset. Cosponsored by Representative BREWER of Boothbay Harbor, Representative BEGLEY of Waldoboro and Senator ESTES of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY

Resolve, to Study the Effect of Maine's Antifouling Paint Laws.

(EMERGENCY)

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

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Whereas, the study proposed by this resolve must be completed in time for a report to be submitted to the First Regular Session of the 115th Legislature; and

Whereas, it is essential that this study be initiated as 10 soon as possible; 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 14 necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: 18 That the Commission to Study the Effect of Maine's Antifouling Paint Laws is 20 established; and be it further

22 Sec. 2. Commission membership. Resolved: That the commission shall consist of the following 10 members: 4 Legislators, 2 of 24 whom must be Senators to be appointed by the President of the Senate and 2 of whom must be members of the House of 26 Representatives to be appointed by the Speaker of the House of Representatives; one person from the shipbuilding industry, one person from the refurbishing industry and one person from the 28 fishing industry all to be appointed by the Governor; one person from the Department of Marine Resources to be appointed by the 30 commissioner of that department; one person from the Department of Economic and Community Development to be appointed by the 32 commissioner of that department; and one person from the 34 Department of Environmental Protection to be appointed by the commissioner of that department; and be it further 36

Sec. 3. Appointments: meetings. **Resolved:** That all 38 appointments must be made no later than 30 days following the effective date of this resolve. The Executive Director of the 40 notified Legislative Council must be by all appointing authorities once the selections have been made. The Chair of the 42 Legislative Council shall call the first meeting of the commission. The commission shall select a chair from its 44 membership; and be it further

46 Sec. 4. Duties. Resolved: That the commission shall undertake a study of the effect of Maine's antifouling paint laws. As part of the study, the commission shall study the amount of work lost 48 to other states due to Maine's strict antifouling standards; and be it further 50

Sec. 5. Report. Resolved: That the commission shall submit its report, together with any necessary implementing legislation, 2 to the First Regular Session of the 115th Legislature by December 1, 1990; and be it further 4

6 Sec. 6. Staff assistance. Resolved: That the commission shall request from the Legislative Council sufficient staff assistance to carry out these duties; and be it further 8

Sec. 7. Reimbursement. Resolved: 10 That the members of the commission who are Legislators shall receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 12 2, for days of attendance at commission meetings. All members of the commission who are not state employees are entitled to 14 receive expenses, as defined in the Maine Revised Statutes, Title 5, section 12002, on application to the Executive Director of the 16 Legislative Council for those expenses; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

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24	LEGISLATURE	
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2.0	Study Commission - Funding	
28	Personal Services \$220 \$1,10	0
30	All Other 600 3,95	
32	Provides funds for the per diem, travel, printing and	
34	miscellaneous expenses of the Commission to Study the	
36	Effect of Maine's Antifouling Paint Laws. These funds	
38	shall not lapse but shall carry forward.	
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42	LEGISLATURETOTAL\$820\$5,05	0
44	<b>Emergency clause.</b> In view of the emergency cited in th preamble, this resolve shall take effect when approved.	.e
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48	STATEMENT OF FACT	
50	This resolve creates a commission to study the effects o Maine's antifouling paint laws.	£

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