

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

## SECOND REGULAR SESSION - 1990

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Legislative Document

No. 2404

H.P. 1740

House of Representatives, March 5, 1990

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

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

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative FARREN of Cherryfield.

Cosponsored by Representative LIBBY of Kennebunk, Senator BRAWN of Knox and Representative JACQUES of Waterville.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY

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**An Act Concerning the Collection of Inspection Fees for Overboard  
Discharge.**

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(AFTER DEADLINE)



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

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38 MRSA §414, sub-§3-A, as enacted by PL 1989, c. 442, §2,  
4 is amended to read:

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3-A. **Inspection of overboard discharges.** The department shall inspect all licensed overboard discharges a minimum of twice each calendar year. The department shall assess all costs of inspection, including personnel costs and necessary laboratory analyses, to the license holder. No assessment under this section may exceed ~~\$100~~ \$50 annually. An assessment may not be made until after an inspection is performed. The department shall adopt rules in accordance with the Maine Administrative Procedure Act to establish guidelines under which payment of an assessment for inspection may be waived. All revenues received under this subsection shall must be credited to the Maine Environmental Protection Fund. The department may retain private contractors to undertake the inspections required under this subsection.

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#### STATEMENT OF FACT

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This bill amends the law concerning inspection of overboard discharges by limiting the annual fee assessment for 2 inspections to \$50. The bill also prohibits an assessment from being made until the inspection is performed. The bill requires the Department of Environmental Protection to establish guidelines to allow for the waiver of assessments.

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