

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
115TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "E" to H.P. 192, L.D. 274, Bill, "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government for the Fiscal Year Ending June 30, 1991 and to Change Certain Provisions of the Law"

Amend the bill by inserting before the emergency clause a new Part to read:

PART GG

38 MRSA §451-A, sub-§1-A, as affected by PL 1989, c. 890, Pt. A, §40 and amended by Pt. B, §52 and amended by c. 926, §1, is repealed and the following enacted in its place:

1-A. Time schedule for salt and sand-salt storage program.
An owner or operator of a salt or sand-salt storage area is not in violation of any ground water classification or reclassification adopted on or after January 1, 1980, at any time prior to October 1, 1999, with respect to discharges to the ground water from those facilities, if by that time the owner or operator has completed all steps then required to be completed by the schedules set forth in this subchapter. The commissioner shall administer this schedule according to the project priority list adopted by the board pursuant to section 411 and the provisions of this subsection.

A. Preliminary plans and engineers' estimates must be completed and submitted to the Department of Transportation by the following dates:

(1) For Priority 1 and 2 projects - January 1992;

(2) For Priority 3 project - January 1993;

(3) For Priority 4 project - January 1994; and

(4) For Priority 5 project - January 1995.

B. Arrangements for administration and financing must be completed within 12 months of the dates established in paragraph A for each priority category.

C. Detailed engineering and final plan formulation must be completed within 24 months of the dates established in paragraph A for each priority category.

D. Review of final plans with the Department of Transportation must be completed and construction commenced within 36 months of the dates established in paragraph A for each priority category. The Department of Transportation shall consult with the commissioner in reviewing final plans.

E. Construction must be completed and in operation on or before January 1, 1999.

In no case may violations of the lowest ground water classification be allowed. In addition, no violations of any ground water classifications adopted after January 1, 1980, may be allowed for more than 3 years from the date of an offer of a state grant for the construction of those facilities or after January 1, 1999, whichever is earlier.

The department may not issue time schedule variances under subsection 1 to owners or operators of salt or sand-salt storage areas.

An owner or operator of a salt or sand-salt storage area who is in compliance with this section is exempt from the requirements of licensing under section 413, subsection 2-D.

An owner or operator is not in violation of a schedule established pursuant to this subsection if the owner or operator is eligible for a state grant to implement the schedule and the state grant is not available.'

Further amend the bill by relettering the Parts to read consecutively.

STATEMENT OF FACT

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This amendment provides that owners or operators of a salt or sand-salt storage area are not in violation of any ground water classification adopted on or after January 1, 1980 or at any time prior to October 1, 1999 if the owner or operator completes the steps set forth in the amendment.

Filed by Rep. Pouliot of Lewiston
Reproduced and distributed under the direction of the Clerk of the House
2/7/91 (Filing No. H-15)

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