

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

C
O
M
M
I
T
T
E
E

A
M
E
N
D
M
E
N
T

L.D. 807

(Filing No. H-141)

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44

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

COMMITTEE AMENDMENT "A" to H.P. 564, L.D. 807, Bill, "An Act to Amend the Law Relating to Road Dust"

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

'38 MRSA §592-A, sub-§2, as affected by PL 1989, c. 890, Pt. A, §40 and amended by Pt. B, §167, is further amended to read:

2. Fugitive emissions. Any commercial and industrial source or facility, all municipalities and all state or federal facilities, whether or not requiring a license pursuant to this chapter, that cause or contribute to the discharge of fugitive emissions that the commissioner determines to constitute a nuisance are required to establish and maintain a continuing program for best management practices for suppression of fugitive emissions during any periods of construction, renovation or normal operation. The commissioner shall determine those procedures which constitute best management practices. A description of a source's program for suppression of fugitive emissions must be made available to the commissioner upon request. Public or private roads that are not part of a commercial and industrial source or facility are not subject to the requirements of this subsection.

FISCAL NOTE

Exempting certain public and private roads from fugitive dust emission controls may result in some minor savings to the Department of Environmental Protection.'

2

STATEMENT OF FACT

4

6

8

10

This amendment replaces the original bill to exempt public and private roads not part of a commercial and industrial source or facility from fugitive dust emission controls. The original bill only exempted municipal roads. The provisions requiring the complaining party to bear the burden of proof have been removed.

Reported by the Committee on Energy and Natural Resources
Reproduced and distributed under the direction of the Clerk of the
House
(4/16/91) (Filing No. H-141)