

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

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Legislative Document

No. 1094

H.P. 760

House of Representatives, March 13, 1991

Received by the Clerk of the House on March 11, 1991. Referred to the Committee on Appropriations and Financial Affairs and 1400 ordered printed pursuant to Joint Rule 14.

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

EDWIN H. PERT, Clerk

Presented by Representative MacBRIDE of Presque Isle.

Cosponsored by Senator FOSTER of Hancock, Representative CHONKO of Topsham and Senator PEARSON of Penobscot.

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STATE OF MAINE

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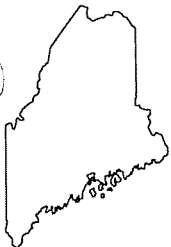
IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

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**An Act to Make Allocations from the Maine Nuclear Emergency  
Planning Fund for the Fiscal Years Ending June 30, 1992 and June 30,  
1993.**

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(EMERGENCY)



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

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the Department of Defense and Veterans' Services will become due and payable on or immediately after July 1, 1991; 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 necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 37-B MRSA §956, sub-§1, as amended by PL 1989, c. 364, §1, is further amended to read:

1. Fee. The license holder for any nuclear power reactor operating in this State shall must be assessed a fee of ~~\$200,000~~ \$130,000 for fiscal year ~~1988-89~~ 1990-91; ~~\$180,000~~ \$200,000 for fiscal year ~~1989-90~~ 1991-92; ~~\$130,000~~ \$180,000 for fiscal year ~~1990-91~~ 1992-93; and \$140,000 for fiscal year ~~1991-92~~ 1993-94 and annually thereafter. License fees shall must be paid to the committee and, upon receipt by it, credited to the fund. The committee may waive all or part of this fee if a reactor is shut down for extended periods of time.

Sec. 2. 37-B MRSA §957, as amended by PL 1989, c. 364, §3, is further amended to read:

**§957. Disbursements from fund**

Money in the fund shall must be disbursed only for the preparation and implementation of emergency planning related to nuclear power plants and their fuel-cycle activities. Expenditures shall must be limited to support of state agency activities, grants to counties, municipalities, interjurisdictional or regional civil emergency preparedness agencies and contractual services necessary to carry out the purposes of this chapter. Except as provided in section 959, disbursements from the fund may not exceed ~~\$205,035~~ \$180,000 in fiscal year ~~1988-89~~ 1990-91; ~~\$222,000~~ \$200,000 in fiscal year ~~1989-90~~ 1991-92; \$180,000 in fiscal year ~~1990-91~~ 1992-93; and \$140,000 in fiscal year ~~1991-92~~ 1993-94 and annually thereafter.

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**Sec. 3. Allocation of Maine Nuclear Emergency Planning Fund.**  
Income to the Maine Nuclear Emergency Planning Fund for the next 2 fiscal years, from July 1, 1991 to June 30, 1992, and from July 1, 1992 to June 30, 1993, must be segregated, apportioned and disbursed as designated in the following schedule.

	1991-92	1992-93
<b>RADIOLOGICAL EMERGENCY PREPAREDNESS COMMITTEE</b>		
<b>Maine Nuclear Emergency Planning Fund</b>		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	\$37,129	\$41,020
All Other	125,801	120,499
Capital Expenditures	10,416	
<b>Total</b>	<u>\$173,346</u>	<u>\$161,519</u>

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect on July 1, 1991.

**FISCAL NOTE**

	1991-92	1992-93
Allocations of income to the Maine Nuclear Emergency Planning Fund, Section 1.	\$173,346	\$161,519

**STATEMENT OF FACT**

This bill amends the Maine Revised Statutes, Title 37-B, sections 956 and 957 to increase income to the Maine Nuclear Emergency Planning Fund.

This bill allocates income to the Maine Nuclear Emergency Planning Fund as provided by current law for the fiscal years ending June 30, 1992 and June 30, 1993.