



116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 550

H.P. 431

House of Representatives, February 18, 1993

An Act Concerning Local Participation in Decisions Concerning Low-level Radioactive Waste Sites Proposed to Be Located in Unorganized Territory.

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

✓JOSEPH W. MAYO, Clerk

Presented by Representative CLARK of Millinocket. Cosponsored by Senator PEARSON of Penobscot and Representatives: HUSSEY of Milo, MICHAUD of East Millinocket, THOMPSON of Lincoln, Senator: HALL of Piscataquis.

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

Sec. 1. 38 MRSA §1527, sub-§3, as amended by PL 1991, c. 287, is further amended to read:

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3. Local participation in siting decision. Within 60 days of the final selection by the authority of the \underline{a} low-level waste disposal facility site, the governing body of the municipality where the facility is to be located, or the Secretary of State in the case of an unorganized township, shall hold an election for the purpose of approving the site. Unless 60% of the voters casting ballots in the election approve of the authority's site location decision, the authority may not locate the facility within the municipality or territory. If the Secretary of State determines that the site is to be located entirely within an unorganized territory that has no registered voters who are residents of that territory, the authority may not locate the facility at that site unless the site is approved by a majority vote of the county commissioners representing that territory and a majority vote of owners of property abutting the proposed site within 60 days of the Secretary of State's determination. After January 1, 2001, the authority may not site a low-level radioactive waste storage facility, or continue to operate any previously sited low-level radioactive waste storage facility, without the approval of at least 60% of the voters casting ballots in the election of the host municipality or township.

STATEMENT OF FACT

State determining that no registered voters reside in the

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This bill prohibits the Maine Low-level Radioactive Waste

32 Authority from locating a disposal or storage facility entirely within an unorganized territory that has no registered voters 34 unless the site is approved by a majority vote of the county commissioners representing that territory and a majority vote of owners of property abutting the proposed site. Under this bill, 36 such a vote must be taken within 60 days of the Secretary of

unorganized territory.

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