

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1023, L.D. 1375, Bill, "An Act Concerning Duplicate Fees Required by the Department of Environmental Protection"

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

Sec. 1. 38 MRSA §353, sub-§4-A is enacted to read:

4-A. Hydropower projects; refiling for certification.

Notwithstanding any other provision of this section, a person refiling an application for state certification of a hydropower project under Section 401 of the Federal Water Pollution Control Act is not required to pay a license or processing fee at the time the same application is refiled if, in order to avoid a waiver of the State's certification authority:

A. The applicant withdrew the application at the written request of the commissioner; or

B. The commissioner denied the application.

FISCAL NOTE

	1993-94	1994-95
REVENUES		
Other Funds	(\$7,500)	(\$10,000)

A prohibition on the current practice of charging certain refiling fees will reduce the application fee collections to the Department of Environmental Protection. The estimated reductions

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2 of dedicated revenues are \$7,500 and \$10,000 in fiscal years
1993-94 and 1994-95, respectively. This loss of dedicated
4 revenue may eventually result in the layoff of an Environmental
Specialist III position midway through fiscal year 1993-94.'

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STATEMENT OF FACT

10 This amendment replaces the bill. The amendment prohibits
the Department of Environmental Protection from charging
12 additional license or processing fees for hydropower water
quality certification applications that are refiled after being
14 withdrawn at the request of the Commissioner of Environmental
Protection or after being denied by the commissioner in order to
avoid waiving the State's certification authority.

16 The amendment also adds a fiscal note.

Reported by the Committee on Energy and Natural Resources
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(Filing No. H-411)