

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
116TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1100, L.D. 1487, Bill, "An Act to Improve Environmental Protection and Support Economic Development under the State's Land Use Laws"

Amend the amendment by striking out all of Part G and inserting in its place the following:

PART G

Sec. G-1. Allocation. Notwithstanding the Maine Revised Statutes, Title 38, section 2201, the following funds are allocated from the Maine Solid Waste Management Fund to carry out the purposes of this Act.

1994-95

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Division of Data Processing

Positions	(1.0)
Personal Services	\$31,515
All Other	7,703

Provides for the allocation of funds for one Geographic Information Systems Administrator position and general operating costs for rent, electricity, telephone and computer and software maintenance. This position and these costs must be funded by the General Fund in subsequent fiscal years.

SENATE AMENDMENT

2 DEPARTMENT OF ADMINISTRATIVE  
AND FINANCIAL SERVICES  
4 TOTAL \$39,218

6 ECONOMIC AND COMMUNITY DEVELOPMENT,  
DEPARTMENT OF  
8 Office of Community Development

10 Positions (2.0)  
12 Personal Services \$49,122  
14 All Other 6,660  
Capital Expenditures 5,000

16 Provides for the allocation of funds for one  
18 Senior Planner position, one Planner II  
20 position, operating expenses and computer  
equipment necessary to provide municipal  
22 technical assistance and evaluation of  
growth management efforts. These positions  
and costs must be funded by the General Fund  
in subsequent fiscal years.

24 DEPARTMENT OF ECONOMIC AND  
26 COMMUNITY DEVELOPMENT  
TOTAL \$60,782

28 EXECUTIVE DEPARTMENT

30 Office of Siting and Disposal  
32 Operations

34 All Other (\$100,000)

36 Provides for the deallocation of funds from  
38 the Grant Assistance to Municipalities  
program. Any funds set aside by the Maine  
40 Waste Management Agency for the Carpenter  
Ridge Landfill Project and not needed for  
42 that project must be made available for the  
Grant Assistance to Municipalities program  
to replace funds deallocated in this Act.

44 EXECUTIVE DEPARTMENT  
46 TOTAL (\$100,000)

48 PART G  
TOTAL ALLOCATIONS \$-0-

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SENATE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1100,  
L.D. 1487

Further amend the amendment by inserting after Part G the following:

**PART H**

**Sec. H-1. Effective date.** This Act takes effect October 1, 1994.

Further amend the amendment by striking out all of the fiscal note and inserting in its place the following:

**FISCAL NOTE**

**1994-95**

**REVENUES**

Other Funds	\$4,600
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This bill includes a one-time Other Special Revenue allocation of \$39,218 in fiscal year 1994-95, effective November 1, 1994, for the Department of Administrative and Financial Services, Division of Data Processing for partial staff and operating cost requirements for enhanced geographic information system support. Beginning in fiscal year 1995-96, this program will require annual General Fund appropriations of \$168,520. The bill specifies that this program will be funded in fiscal year 1994-95 through an allocation from the Maine Solid Waste Management Fund. When coupled with a deallocation of \$100,000 to the Maine Waste Management Agency from the fund for fiscal year 1994-95, the fund will have adequate financial resources to fund these additional expenses.

This bill also includes a one-time Other Special Revenue allocation of \$60,782 in fiscal year 1994-95, effective November 1, 1994, for the Department of Economic and Community Development for staff and operating expenses to provide enhanced municipal technical assistance and to conduct an ongoing evaluation of growth management efforts. Beginning in fiscal year 1995-96, this program will require annual General Fund appropriations of \$88,757. The bill specifies that this program will be funded in fiscal year 1994-95 through an allocation from the Maine Solid Waste Management Fund. When coupled with a deallocation of \$100,000 to the Maine Waste Management Agency from the fund for fiscal year 1994-95, the fund will have adequate financial resources to fund these additional expenses.

This bill establishes the Land and Water Resources Council but does not authorize any funding for the agency. The estimated annual cost of operating this council is \$55,809.

**SENATE AMENDMENT**

2           The additional costs to serve as members of the Land and  
3 Water Resources Council can be absorbed by the Department of  
4 Human Services, the Department of Agriculture, Food and Rural  
5 Resources, the Department of Conservation, the Department of  
6 Environmental Protection, the Department of Inland Fisheries and  
7 Wildlife, the Department of Marine Resources, the Department of  
8 Transportation, the Department of Economic and Community  
9 Development and the State Planning Office utilizing existing  
10 budgeted resources.

12           Legislative Document 1977, An Act Proposing a Referendum for  
13 the Issuance of General Obligation Bonds to Fund Municipal  
14 Infrastructure Improvements, has been proposed as the mechanism  
15 to fund the Municipal Growth Management and Capital Investment  
16 Trust Fund created by Part D of the bill. Legislative Document  
17 1977 was not enacted by the Legislature. General Fund  
18 appropriations will be required to capitalize the Municipal  
19 Infrastructure Investment Trust Fund created in this bill.

20           Continuing the required permitting of subsurface wastewater  
21 disposal systems under the provisions of the natural resources  
22 protection laws until March 1, 1995 will increase permit fee  
23 collections. The estimated increase of dedicated revenue to the  
24 Department of Environmental Protection will be \$6,300 for fiscal  
25 year 1994-95 only.

28           Exempting those lands under the jurisdiction of the Maine  
29 Land Use Regulation Commission from the permitting process  
30 authorized under the natural resources protection laws will  
31 reduce the volume of permit fees collected by the Department of  
32 Environmental Protection. The estimated annual reduction of  
33 dedicated revenue is \$1,700 beginning in fiscal year 1994-95.

34           The Department of Environmental Protection will incur some  
35 minor additional costs to administer certain changes in the site  
36 location of development laws, to conduct a review of sawmill  
37 licensure under the site location of development laws and submit  
38 the required report to the Legislature and to amend certain rules  
39 pertaining to the formation of watershed districts. These costs  
40 can be absorbed within the department's existing budgeted  
41 resources.

44           The Department of Economic and Community Development and the  
45 Department of Environmental Protection will incur some minor  
46 additional costs to provide certain assistance to watershed  
47 districts. These costs can be absorbed within the departments'  
48 existing budgeted resources.'

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SENATE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1100,  
L.D. 1487

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**STATEMENT OF FACT**

This amendment replaces the appropriation section in  
Committee Amendment "A" with an allocation section, adds an  
effective date and replaces the fiscal note.

SPONSORED BY: *Michael A. Pearson*  
(Senator PEARSON)

COUNTY: Penobscot

**SENATE AMENDMENT**