



# 116th MAINE LEGISLATURE

## **SECOND REGULAR SESSION-1993**

Legislative Document

No. 1582

H.P. 1185

House of Representatives, December 29, 1993

An Act to Amend Road Dust Nuisance Laws.

Submitted by the Department of Environmental Protection pursuant to Joint Rule 24. Received by the Clerk of the House on December 27, 1993. Referred to the Committee on Energy and Natural Resources and 1200 ordered printed pursuant to Joint Rule 14.

JOSEPH W. MAYO, Clerk

Presented by Representative LORD of Waterboro.

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

Sec. 1. 38 MRSA §592-A, sub-§2, as amended by PL 1991, c. 138, is further amended to read:

6 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 8 chapter, that cause or contribute to the discharge of fugitive 10 emissions that the commissioner determines to constitute a nuisance are required to establish and maintain a continuing 12 program for best management practices for suppression of fugitive emissions during any periods of construction, renovation or 14 normal operation. The commissioner shall determine those procedures which constitute best management practices. Α description of a source's program for suppression of fugitive 16 emissions must be made available to the commissioner upon 18 request. Publie An unpaved public or private reads road that are is not part of a commercial and industrial source or facility are 20 net is not subject to the requirements of this subsection.

#### STATEMENT OF FACT

This bill exempts unpaved public and private roads that are 26 not part of a commercial and industrial source or facility from best management practices for suspended particulate matter under 28 state air quality laws.

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This document has not yet been reviewed to determine the for cross-reference, stylistic and other technical need amendments to conform existing law to current drafting standards.

### Page 1-LR2801(1) L.D.1582