

MAINE STATE LEGISLATURE

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R. S.

L.D. 1610

DATE: 2/9/94

(Filing No. S-395)

ENERGY & NATURAL RESOURCES

Reported by: Senator Ludwig of Aroostook

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**STATE OF MAINE
SENATE
116TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 569, L.D. 1610, Bill, "An Act to Clarify the State's Implementing Regulations to Provide for Schedules of Compliance"

Amend the bill in section 1 by striking out all of subsection 2 and inserting in its place the following:

'2. Schedules of compliance. Within the terms and conditions of a license, the department may establish a schedule of compliance for a final effluent limitation based on a water quality standard adopted after July 1, 1977. When a final effluent limitation is based on new or more stringent technology-based treatment requirements, the department may establish a schedule of compliance consistent with the time limitations permitted for compliance under the Federal Water Pollution Control Act, Public Law 92-500, as amended. A schedule of compliance may include interim and final dates for attainment of specific standards necessary to carry out the purposes of this subchapter and must be as short as possible, based on consideration of the technological, economic and environmental impact of the steps necessary to attain those standards.

FISCAL NOTE

The Department of Environmental Protection may incur some minor additional costs to establish certain schedules of compliance relative to effluent limitations. These costs can be absorbed within the department's existing budgeted resources.'

COMMITTEE AMENDMENT

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STATEMENT OF FACT

This amendment clarifies the statutory authority for including in a waste discharge license a schedule of compliance with water quality standards effective after July 1, 1977. The amendment also clarifies that a compliance schedule may be included in a waste discharge license for new or more stringent technology-based treatment requirements, provided that the schedule is consistent with the compliance periods allowed under the United States Clean Water Act.

This amendment does not affect the application of specific limitations on compliance schedules contained in other provisions of existing law. Those existing limitations on compliance schedules include the provisions of the Maine Revised Statutes, Title 38, section 464, subsection 6 that pertain to biological water quality criteria and the provisions of Title 38, section 414-C that pertain to color pollution control.

The amendment also adds a fiscal note.