

MAINE STATE LEGISLATURE

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R of S.

L.D. 376

DATE: 6/16/95

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MINORITY
NATURAL RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 274, L.D. 376, Bill, "An Act to Exempt the State from the Mandatory Use of Reformulated Fuel"

Amend the bill by striking out the title and substituting the following:

'An Act to Opt Out of the Federal Requirement to Use Reformulated Fuel and to Prohibit Its Sale in the State'

Further amend the bill by striking out everything after the title and before the statement of fact and inserting in its place the following:

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

Sec. 1. 10 MRSA §1661-D is enacted to read:

§1661-D. Sale of reformulated gasoline

A person may not sell or deliver for sale reformulated gasoline in this State unless that person is prohibited by federal law from selling or delivering gasoline other than reformulated gasoline. For purposes of this section, "reformulated gasoline" means gasoline described in Section 211(k) of the federal Clean Air Act, as amended, 42 United States Code, section 7545 (k).

Sec. 2. Exemption from reformulated gasoline sales. The Commissioner of Environmental Protection shall immediately petition the United States Environmental Protection Agency to remove all counties in the State from the list of counties that

COMMITTEE AMENDMENT

2 must use reformulated gasoline. It is the intent of the
Legislature that reformulated gasoline not be sold in the State
4 and that the United States Environmental Protection Agency
respect that intent by expeditiously approving the petition.'

6 Further amend the bill by inserting at the end before the
statement of fact the following:

8
10 **FISCAL NOTE**

12 The Department of Environmental Protection will incur some
minor additional costs to petition the federal Environmental
14 Protection Agency for an exemption from the current requirements
regarding the sale of reformulated gasoline in certain counties
16 in the State. These costs can be absorbed within the
department's existing budgeted resources.

18 This bill may increase prosecutions for civil violations.
The additional workload and administrative costs associated with
20 the minimal number of new cases filed in the court system can be
absorbed within the budgeted resources of the Judicial
22 Department. The collection of additional fines may increase
General Fund revenue by minor amounts.'

24
26 **STATEMENT OF FACT**

28 This amendment replaces the bill. It requires the
Commissioner of Environmental Protection to immediately petition
30 the Administrator of the United States Environmental Protection
Agency to remove all Maine counties from the list of areas
32 required to sell reformulated gasoline. It also prohibits the
sale of reformulated gasoline in the State unless sale of
34 non-reformulated gasoline is prohibited by federal law. The
amendment also adds a fiscal note to the bill.