

# MAINE STATE LEGISLATURE

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# 117th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1995

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Legislative Document

No. 1351

S.P. 492

Received by the Secretary, April 13, 1995

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### An Act to Regulate Automobile Refinishing Operations.

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Referred to the Committee on Natural Resources and ordered printed pursuant to Joint Rule 14.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS  
Secretary of the Senate

Presented by Senator BUSTIN of Kennebec. (BY REQUEST).  
Cosponsored by Representative: MADORE of Augusta.

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

4 **Sec. 1. 38 MRSA §582, sub-§13** is enacted to read:

6 **13. Automobile refinishing facility.** "Automobile  
8 refinishing facility" means a facility at which the interior or  
10 exterior bodies or parts of bodies of automobiles, motorcycles,  
12 light or medium duty trucks or vans are painted. Refinishing of  
14 used vehicles or parts and of new vehicles or parts damaged in  
16 transit before sale are both included, without limitation, under  
18 this definition.

20 **Sec. 2. 38 MRSA §610-B** is enacted to read:

22 **§610-B. Automobile refinishing facilities; air pollution control**  
24 **standards**

26 **1. Scope.** This section applies in all ambient air quality  
28 control regions of the State.

30 **2. Siting standards.** Automobile refinishing facilities may  
32 not operate within an area zoned residential or within 300 feet  
34 of a residence after the effective date of this section.

36 **3. Prohibition.** No coating, spraying or other automobile  
38 refinishing operation may take place outside of an enclosed  
40 building or with the doors or windows to that building open.

42 **4. Emission standards.** The emission standards for volatile  
44 organic compounds and for any other hazardous air pollutant  
46 released by normal automobile refinishing operations must be the  
48 lowest achievable emission rate for volatile organic compounds  
50 and for each other hazardous air pollutant identified by the  
department under this subsection.

## STATEMENT OF FACT

38 This bill regulates adverse air pollution from automobile  
40 refinishing facilities by requiring: that they be located  
42 outside of residential zones and at least 300 feet from any  
44 residence; that all coating and refinishing operations take place  
46 in a completely enclosed building; and that the Department of  
48 Environmental Protection enforce emission standards for volatile  
50 organic compounds and any other hazardous air pollutant normally  
released by automobile refinishing facilities at the lowest  
achievable emission rates for these pollutants. The term "lowest  
achievable emission rate" is currently defined by statute, and  
the term "volatile organic compounds" is defined by the  
department rule.