

MAINE STATE LEGISLATURE

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M
R.D.S.

L.D. 1858

2
DATE: March 27, 1996

(Filing No. S-531)

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NATURAL RESOURCES

8 Reported by: Senator LORD of York for the Committee.

10 Reproduced and distributed under the direction of the Secretary
of the Senate.

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**STATE OF MAINE
SENATE
117TH LEGISLATURE
SECOND REGULAR SESSION**

18
20 COMMITTEE AMENDMENT "A " to S.P. 748, L.D. 1858, Bill, "An
Act to Establish a General Permit for Agricultural Irrigation
Ponds"

22
24 Amend the bill by striking out the title and substituting
the following:

26 **'An Act Regarding Agricultural Irrigation Ponds'**

28 Further amend the bill in section 1 in that part designated
"~~§480-Y.~~" in subsection 2 in paragraph C in the 4th line (page 2,
30 line 10 in L.D.) by striking out the following: "(S1)" and
inserting in its place the following: '(S2)' and in the 5th line
32 (page 2, line 11 in L.D.) by striking out the following: "(S2)"
and inserting in its place the following: '(S1)'

34
36 Further amend the bill by inserting after section 1 the
following:

38 **'Sec. 2. 38 MRSA §488, sub-§11,** as enacted by PL 1993, c. 383,
§26 and affected by §42, is amended to read:

40
42 **11. Farm and fire ponds.** A pond ~~or ponds having a total~~
~~surface area of less than 10 acres, on a parcel,~~ that is used for
44 irrigation of field crops, water storage for cranberry operations
or fire protection determined to be necessary in that location by
46 the municipal fire department is exempt from review under this
article. This provision does not provide an exemption for mining
or advanced exploration activity.'

48
50 Further amend the bill by relettering or renumbering any
nonconsecutive Part letter or section number to read
consecutively.

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COMMITTEE AMENDMENT

R. 4. 8.

COMMITTEE AMENDMENT "A" to S.P. 748, L.D. 1858

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

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FISCAL NOTE

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8 This bill may increase prosecutions for Class E crimes. If
a jail sentence is imposed, the additional costs to the counties
are estimated to be \$83.70 per day per prisoner. These costs are
10 not reimbursed by the State. The number of prosecutions that may
result in a jail sentence and the resulting costs to the county
12 jail system are expected to be insignificant.

14

The additional workload and administrative costs associated
with the minimal number of new cases filed in the court system
16 can be absorbed within the budgeted resources of the Judicial
Department. The collection of additional fines may increase
18 General Fund revenue by minor amounts.

20

Eliminating a certain limit for exemptions under the site
location of development laws will result in insignificant
22 reductions of dedicated revenue to the Department of
Environmental Protection from permit fees.'

24

26

STATEMENT OF FACT

28

This amendment corrects a technical error in the designation
of imperiled natural communities and removes the 10-acre limit on
30 the size of farm and fire ponds that are exempted from permitting
under the site location of development laws. The amendment also
32 adds a fiscal note to the bill.