

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

DATE: 2-23-98

(Filing No. H-805)

NATURAL RESOURCES

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 55, L.D. 80, Bill, "An Act to Protect Internal Waters of the State"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

Sec. 1. 38 MRSA c. 3, art. 1-G is enacted to read:

Article 1-G

LAKES ASSESSMENT AND PROTECTION PROGRAM

§410-L. Lakes Assessment and Protection Program established

The Lakes Assessment and Protection Program is established within the department to monitor and protect the health and integrity of the State's lakes.

§410-M. Lakes assessment and protection

In implementing the Lakes Assessment and Protection Program, the commissioner shall conduct activities within the following areas:

1. Education and technical assistance. Education and technical assistance relating to lake functions and values, watershed planning and management, implementation of best management practices, effects of cumulative impacts and applicable laws and rules;

2. Resource monitoring and research. Monitoring and research relating to the ecology and quality of lake resources.

COMMITTEE AMENDMENT

2 the vulnerability and the status of lakes, the relationship  
3 between the quality of lake resources and development, the design  
4 and effectiveness of best management practices and the  
5 effectiveness of efforts to protect lakes; and

6 3. Compliance monitoring and enforcement. Promoting and  
7 monitoring compliance with and enforcement of the natural  
8 resources protection laws, the mandatory shoreland zoning laws,  
9 the storm water management laws, the erosion and sedimentation  
10 control laws and other state and local laws providing standards  
11 for the protection of lakes.

12  
13 In establishing priorities for activities within the Lakes  
14 Assessment and Protection Program, the commissioner shall  
15 consider the recommendations of the Great Pond Task Force  
16 developed pursuant to section 1842-A and the watershed priorities  
17 established by the Land and Water Resources Council pursuant to  
18 Title 5, section 3331.

19 **Sec. 2. Lakes Assessment and Protection Program.** The State's  
20 lakes have great scenic beauty and irreplaceable recreational,  
21 cultural, historical, economic and environmental value to the  
22 citizens of the State. Uses of the lakes and in their watersheds  
23 are causing the degradation of lake water quality and habitat,  
24 thus producing significant adverse economic and environmental  
25 impacts and threatening the health, safety and general welfare of  
26 the citizens of the State.

27  
28 The uses of concern that affect lakes are both regulated and  
29 nonregulated, cause individual and cumulative impacts and must be  
30 addressed in both the immediate and the long term. The Maine  
31 Revised Statutes, Title 38, chapter 3, article 1-G establishes  
32 the Lakes Assessment and Protection Program within the Department  
33 of Environmental Protection to monitor and protect the health and  
34 integrity of Maine's lakes, thus maintaining the value of the  
35 lakes to the citizens of the State.

36  
37 **Sec. 3. Appropriation.** The following funds are appropriated  
38 from the General Fund to carry out the purposes of this Act.

39  
40  
41 **1998-99**

42 **ENVIRONMENTAL PROTECTION,**  
43 **DEPARTMENT OF**

44  
45 **Land and Water Quality**

46		
47	Positions - Legislative Count	(4.000)
48	Personal Services	\$171,948
49	All Other	279,568
50		

COMMITTEE AMENDMENT "A" to H.P. 55, L.D. 80

2 Provides funds for one Biologist II  
3 position, one Biologist I position, one  
4 Environmental Specialist III position and  
5 one Environmental Specialist II position for  
6 support costs and to carry out lake  
7 assessment and protection projects.

8  
9  
10 **DEPARTMENT OF ENVIRONMENTAL  
PROTECTION**  
11 **TOTAL** \$451,516'

12 Further amend the bill by inserting at the end before the  
13 summary the following:

14  
15  
16 **FISCAL NOTE**  
17  
18 **1998-99**

19  
20 **APPROPRIATIONS/ALLOCATIONS**  
21  
22 General Fund \$451,516

23 This bill includes a General Fund appropriation of \$451,516  
24 in fiscal year 1998-99 for the Department of Environmental  
25 Protection to establish a new lakes assessment and protection  
26 program.'

27  
28  
29 **SUMMARY**

30 This amendment establishes the Lakes Assessment and  
31 Protection Program within the Department of Environmental  
32 Protection. In implementing the program, the Commissioner of  
33 Environmental Protection shall conduct activities including  
34 education and technical assistance, resource monitoring and  
35 research and compliance monitoring and enforcement. In  
36 establishing priorities for these activities, the commissioner  
37 shall consider the recommendations of the Great Pond Task Force  
38 and the priorities established by the Land and Water Resources  
39 Council.

40 The amendment also appropriates \$451,516 from the General  
41 Fund to provide funds for 4 positions and support costs to carry  
42 out the Lakes Assessment and Protection Program. Finally, the  
43 amendment adds a fiscal note to the bill.

**COMMITTEE AMENDMENT**