

MAINE STATE LEGISLATURE

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MINORITY
NATURAL RESOURCES

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

COMMITTEE AMENDMENT "B" to H.P. 489, L.D. 660, Bill, "An Act to Opt out of the Federal Requirement to Use Reformulated Fuel"

Amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

The fiscal impact of this bill can not be determined. The bill contains several provisions that may be unconstitutional and may not be possible to implement. Those portions of the bill that can be implemented may result in noncompliance with certain federal requirements in the Clean Air Act and may result in the withholding of significant amounts of federal funds. The State is required by this bill to establish an escrow account for all federal funds collected by the State on behalf of the Federal Government. Quarterly distributions are established unless sanctions are imposed. The Treasurer of State must withhold from payment all or part of the quarterly disbursements equal to the cost to the State of the federal sanctions. The net impact of the possible federal sanctions and the escrow account requirement can not be determined at this time. It is unlikely that the State will be able to legally withhold funds collected on behalf of the Federal Government.

The Department of Environmental Protection is likely to incur significant costs to revise all departmental rules pertaining to federal clean air requirements. The amounts can not be determined at this time.

The Department of the Attorney General will incur some minor additional costs to provide legal assistance to the Department of

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2 Environmental Protection in its efforts to implement the
requirement that the State of Maine not comply with federal
4 reformulated gas requirements. These costs can be absorbed
within the department's existing budgeted resources.

6 If the bill results in the repeal of certain prohibitions on
the sale of certain fuels, the Judicial Department may realize
8 some minor savings from reductions of workload and administrative
costs associated with the minimal number of civil violations that
10 will no longer be filed in the court system. Reductions in the
collection of fines may decrease General Fund revenue by minor
12 amounts.'

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SUMMARY

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This amendment, which is the minority report of the Joint
18 Standing Committee on Natural Resources, adds a fiscal note.