

MAINE STATE LEGISLATURE

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A. of S.

L.D. 1625

DATE: 5-10-99

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NATURAL RESOURCES

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STATE OF MAINE HOUSE OF REPRESENTATIVES 119TH LEGISLATURE FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1140, L.D. 1625, Bill, "An Act to Clarify Certain Laws Administered by the Department of Environmental Protection, Bureau of Remediation and Waste Management"

Amend the bill in section 1 in subsection 4-A in the last line (page 1, line 11 in L.D.) by inserting after the following: "subsection 4." the following: 'The department may waive the penalty for good cause shown by the licensee or registrant. Good cause may include, without limitation, events that may not be reasonably anticipated or events that were not under the control of the licensee or registrant.'

Further amend the bill by striking out all of section 2.

Further amend the bill by striking out all of section 12 and inserting in its place the following:

'Sec. 12. 38 MRSA §1310-F, sub-§2, ¶E is enacted to read:

E. If the municipality has taken reasonable steps to anticipate and abate threats posed by a municipal landfill, a municipality is eligible to receive a maximum reimbursement of 50% of the remediation costs related to any threat posed by the municipal landfill to wells or other structures constructed after December 31, 1999.'

Further amend the bill in section 13 in that part designated "§1310-H-1." in the indented paragraph in the first line (page 5, line 5 in L.D.) by inserting after the following: "closed" the following: 'or abandoned'

COMMITTEE AMENDMENT

A. of S.

COMMITTEE AMENDMENT "A" to H.P. 1140, L.D. 1625

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

6 Further amend the bill by inserting at the end before the
8 summary the following:

10 FISCAL NOTE

	1999-00	2000-01
12		
14	REVENUES	
16	Other Funds	\$13,500 \$18,000

18 The exclusion of certain municipalities from eligibility for
20 future state reimbursement for landfill remediation will result
in future savings to the Department of Environmental Protection.
The amounts can not be determined at this time.

22 The establishment of certain penalties for the late payment
24 of oil import fees will increase fee collections. The estimated
increases of dedicated revenue to the Department of Environmental
26 Protection are \$13,500 and \$18,000 in fiscal years 1999-00 and
2000-01, respectively.'

30 SUMMARY

32 This amendment does the following.

34 1. It allows the Department of Environmental Protection to
36 waive penalties for late payment of oil import fees for good
cause shown.

38 2. It provides that the municipality is entitled to receive
40 a maximum 50% reimbursement of the remediation cost related to
threats posed by municipal landfills for structures constructed
42 after December 31, 1999, provided that the municipality has taken
reasonable steps to abate the threats.

44 3. It provides that sellers of property must give notice to
46 buyers when selling land upon which a closed or abandoned
municipal solid waste landfill is located.

48