

MAINE STATE LEGISLATURE

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L.D. 1626

DATE: 6-2-99

(Filing No. H-738)

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

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1141, L.D. 1626, Bill, "An Act to Establish the Waste Motor Oil Disposal Site Remediation Program"

Amend the amendment in section 1 by striking out all of the first line after the enacting clause (page 1, line 35 in amendment) and inserting in its place the following:

PART A

Sec. A-1. 5 MRSA §1513, sub-§1-L is enacted to read:

Further amend the amendment by inserting after section 17 the following:

PART B

Sec. B-1. Select commission established. The Select Commission to Study State Participation in Funding Cleanup and Remediation of Uncontrolled Hazardous Substance Sites, referred to in this Part as the "select commission," is established.

Sec. B-2. Membership. The select commission consists of 5 members appointed as follows.

1. The President of the Senate shall appoint 2 members from the Senate who serve on the Joint Standing Committee on Natural Resources.

2. The Speaker of the House of Representatives shall appoint 3 members of the House of Representatives who serve on the Joint Standing Committee on Natural Resources.

HOUSE AMENDMENT

Sec. B-3. Chairs. The first Senate member named is the Senate Chair and the first House member named is the House Chair.

Sec. B-4. Appointment; convening commission. All appointments must be made no later than 30 days following the effective date of this Part. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, chairs of the select commission shall call and convene the first meeting of the select commission no later than 45 days following the effective date of this Part.

Sec. B-5. Duties. The select commission shall study state participation in funding cleanup and remediation of uncontrolled hazardous substance sites. The select commission shall also:

1. Evaluate the funding options available to help with the cleanup or remediation of uncontrolled hazardous substance sites, including an evaluation of the percentage of the total response costs payable by parties who are bankrupt, dissolved, insolvent or no longer in business or whose current identity or location can not be determined. In conducting this analysis, the select commission shall collaborate with the Department of Environmental Protection and the United States Environmental Protection Agency;

2. Evaluate the components and substances at uncontrolled hazardous substance sites; and

3. Evaluate uncontrolled hazardous substance sites where, at the time that the hazardous waste was delivered to the site, the delivery of the waste was not illegal under federal or state law.

Sec. B-6. Staff assistance. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the select commission.

Sec. B-7. Compensation. Legislative members of the select commission are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings.

Sec. B-8. Report. The select commission shall submit a report on its study along with any recommended legislation to the Joint Standing Committee on Natural Resources by December 31, 1999. Following the receipt of this report, the Joint Standing Committee on Natural Resources may introduce legislation to the Second Regular Session of the 119th Legislature. If the select

1008

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1141,
L.D. 1626

commission requires an extension of time to make its report, it
may apply to the Legislative Council, which may grant the
extension.

Sec. B-9. Appropriation. The following funds are appropriated
from the General Fund to carry out the purposes of this Part.

1999-00

10 LEGISLATURE

**12 Select Commission to Study State Participation
14 in Funding Cleanup and Remediation of
Uncontrolled Hazardous Substance Sites**

16 Personal Services \$1,375
18 All Other 1,750

20 Provides funds for the per
22 diem and expenses of
24 legislative members for 5
26 meetings of the Select
28 Commission to Study State
Participation in Funding
Cleanup and Remediation of
Uncontrolled Hazardous
Substance Sites and to print
the required report.

**30 LEGISLATURE
32 TOTAL**

\$3,125'

34 Further amend the amendment by relettering or renumbering
any nonconsecutive Part letter or section number to read
consecutively.

36

38 FISCAL NOTE

40 1999-00

42 APPROPRIATIONS/ALLOCATIONS

44 General Fund \$3,125

46

48 This amendment increases the General Fund cost of the bill
by \$3,125 in fiscal year 1999-00. As amended, the bill includes
a General Fund appropriation of \$3,125 in fiscal year 1999-00 for
50 the Legislature for the per diem and expenses of legislative

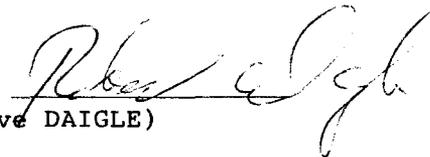
HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1141,
L.D. 1626

members for 5 meetings of the Select Commission to Study State
Participation in Funding Cleanup and Remediation of Uncontrolled
Hazardous Substance Sites and to print the required report.

The additional costs associated with providing staffing
assistance to the commission during the interim between
legislative sessions can be absorbed by the Legislature utilizing
existing budgeted resources. If an extension of the reporting
deadline is granted and the commission requires staffing
assistance during the legislative session, the Legislature may
require an additional General Fund appropriation to contract for
staff services.

SUMMARY

This amendment adds a new Part that establishes the Select
Commission to Study State Participation in Funding Cleanup and
Remediation of Uncontrolled Hazardous Substance Sites. This
amendment adds an appropriation to Committee Amendment "A."

SPONSORED BY: 
(Representative DAIGLE)

TOWN: Arundel