MAINE STATE LEGISLATURE

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following:

_		L.D. 516
2	DATE: 4/30/01	(Filing No. H-226)
4		
6	NATURAL RESOURCES	
8		
10	Reproduced and distributed under the the House.	direction of the Clerk of
12	STATE OF MA	INF
14	HOUSE OF REPRESENTATIVES 120TH LEGISLATURE	
16	FIRST REGULAR S	ESSION
18	COMMITTEE AMENDMENT " A " to H.P.	. 395, L.D. 516, Bill, "An
20	Act Regarding Prehistoric and His Performed in the Shoreland Zone"	toric Archaeological Work
22		
24	Amend the bill by striking out the following:	the title and substituting
26	An Act Exempting Prehistoric and Hi	
28	from Permitting Requirements unde Protection Laws and the Shoreland Zonia	
30	Further amend the bill by ins clause and before section 1 the follows	
32	crause and before section I the forlows	ing:
	'Sec. 1. 38 MRSA §439-A, sub-§8 is	enacted to read:
34	8. Archaeological excavation. A	permit is not required for
36	an archaeological excavation that is	-
	long as the excavation is conducted by	
38	the Maine Historic Preservation Commapproved list and unreasonable eros	
40	prevented by means of adequate and timestabilization measures.	
42	scabilizacion measures.	
	Further amend the bill in section	1 1 in subsection 22 in the
44	3rd line from the end (page 1, line 1 the following: ", and that" and in	.0 in L.D.) by striking out asserting in its place the
46	following: 'and'	asercing in its place the

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Further amend the bill by inserting after section 1 the

	COMMITTEE AMENDMENT "A" to H.P. 395, L.D. 516	
Sec. 2. Maine Land Use Regulation Commission; rules. The Maine		
2	Land Use Regulation Commission shall adopt rules exempting archaeological excavations that are within its jurisdiction and	
4	adjacent to a great pond, freshwater wetland, coastal wetland, sand dune system, river, stream or brook from its permitting	
6	requirements as long as the excavation is conducted by an archaeologist listed on the Maine Historic Preservation	
8	Commission level 1 or level 2 approved list and unreasonable erosion and sedimentation is prevented by means of adequate and	
10	timely temporary and permanent stabilization measures. Rules adopted under this section are routine technical rules as defined	
12	in the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.'	
14		
16	Further amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.	
18		
20	Further amend the bill by inserting at the end before the summary the following:	
22	'FISCAL NOTE	
24	The exemption of certain shoreland activities from permit	
26	requirements will result in insignificant reductions of dedicated revenue to the Department of Environmental Protection from permit	
28	fees.	
30	The Maine Land Use Regulation Commission within the Department of Conservation will incur some minor additional costs	
32	to adopt certain rules pertaining to archaeological excavations. These costs can be absorbed within the commission's existing	
34	budgeted resources.'	
36	SUMMARY	
38	The bill exempts archaeological excavations from permits under the natural resource protection laws. This amendment adds	
40	a provision that also exempts those activities from shoreland	

zoning permitting requirements. The amendment also directs the Maine Land Use Regulation Commission to adopt rules exempting archaeological excavations that are within its jurisdiction and adjacent to a great pond, freshwater wetland, coastal wetland, sand dune system, river, stream or brook from its permitting requirements. The amendment also changes the title of the bill.

This amendment also adds a fiscal note to the bill.

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COMMITTEE AMENDMENT