

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 829

H.P. 606

House of Representatives, February 20, 2003

An Act To Strengthen the State's Air Toxics Laws

Reference to the Committee on Natural Resources suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative TWOMEY of Biddeford.
Cosponsored by Representatives: DUPLESSIE of Westbrook, EDER of Portland, McKEE of
Wayne, PINEAU of Jay.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 38 MRSA §585-I** is enacted to read:

6 **§585-I. Air toxics control standards**

8 The board shall adopt or amend rules pursuant to section 585
10 to regulate the amount and type of air toxics pollutants that may
12 be emitted to the ambient air within a region. Rules adopted to
14 establish air toxics control standards under this section are
major substantive rules pursuant to Title 5, chapter 375,
subchapter 2-A. Those rules must be provisionally adopted and
submitted to the Joint Standing Committee on Natural Resources no
later than February 1, 2004.

16 **Sec. 2. Rulemaking: air toxics control standards.** In adopting
18 rules regulating air toxics pollutants pursuant to the Maine
20 Revised Statutes, Title 38, section 585-H, the Board of
22 Environmental Protection shall adopt standards that are no less
stringent than the air toxics control regulations adopted by the
City of Biddeford and codified as chapter 34, article IV of the
Revised Code of Ordinances of Biddeford.

24 **SUMMARY**

26 This bill requires the Board of Environmental Protection to
28 adopt or amend its air emission standards to establish air toxics
30 control standards that are at least as stringent as the air
32 toxics control regulations adopted by the City of Biddeford. The
34 rules establishing these air toxics control standards are major
substantive rules that must be submitted to the Joint Standing
Committee on Natural Resources for its consideration during the
Second Regular Session of the 121st Legislature.