



## **122nd MAINE LEGISLATURE**

## FIRST REGULAR SESSION-2005

**Legislative Document** 

No. 1149

H.P. 792

House of Representatives, March 8, 2005

**Resolve, To Review the Responsibilities of the Board of Environmental Protection** 

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

Millient M. Mac Jarland

MILLICENT M. MacFARLAND Clerk

Presented by Representative DAIGLE of Arundel. Cosponsored by Senator MARTIN of Aroostook and Representatives: ANNIS of Dover-Foxcroft, EBERLE of South Portland, JOY of Crystal, KOFFMAN of Bar Harbor, ROSEN of Bucksport, Senator: COWGER of Kennebec. Whereas, the Board of Environmental Protection was created by the Legislature to provide informed, independent and timely decisions on the interpretation, administration and enforcement of the laws relating to environmental protection and to provide for credible, fair and responsible public participation in decisions of the Department of Environmental Protection; and

8 Whereas, the Board of Environmental Protection is a citizen board whose members are not compensated for their time, and it is 10 the intent of the Legislature that the board remain a citizen board; and

Whereas, environmental laws, rules and policies have become increasingly complex and the amount of work required of the Board of Environmental Protection has grown with this increasing complexity; now, therefore, be it

Sec. 1. Board of Environmental Protection review. Resolved: 18That the Board of Environmental Protection shall review and assess its 20 responsibilities and duties as established by the Legislature in the Maine Revised Statutes, Title 38, section 341-D. The board 22 may include in its review and assessment a review of specific programs or program functions it believes would be more appropriately handled by another entity. 24 In conducting its review, the board shall seek comment from former board members, 26 the Commissioner of Environmental Protection, the regulated community and the public; and be it further

Sec. 2. Report. Resolved: That the Board of Environmental
Protection shall report its findings and recommendations, including any recommended changes to the board's responsibilities
and duties or to any aspect of the implementation of those responsibilities and duties, to the Joint Standing Committee on
Natural Resources by January 15, 2006. The board shall include in its report any proposed legislation necessary to implement its
recommendations; and be it further

 38 Sec. 3. Staff support. Resolved: That the Board of Environmental Protection's executive analyst and administrative
 40 assistant shall provide staff support for the review within the board's current operating budget.

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## **SUMMARY**

46 This resolve directs the Board of Environmental Protection to review its responsibilities as set forth in statute and to 48 report back to the Joint Standing Committee on Natural Resources on any recommended changes by January 15, 2006.