

# MAINE STATE LEGISLATURE

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NATURAL RESOURCES

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STATE OF MAINE

SENATE

123RD LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 407, L.D. 1219, Bill, "An Act To Control Flooding"

Amend the bill by striking out the title and substituting the following:

'Resolve, To Study Flood Control and Water Storage'

Amend the bill by striking out everything after the title and before the summary and inserting the following:

'Sec. 1. Study of flood control and water storage. Resolved: That the Department of Environmental Protection and the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency, referred to in this resolve as "the agencies," shall undertake a study of current state and federal laws regarding flood control and water storage by hydropower facilities, water level regimes of regulated storage reservoirs, the impact of those laws and regimes on flood control and any other consideration the agencies determine to be necessary to effectuate the purpose of the study. The purpose of the study is to identify ways to reduce the threat of flooding in the State. In conducting the study, the agencies shall invite the participation of interested stakeholders, including, but not limited to, representatives of hydropower facilities, environmental groups and municipal officials. By January 15, 2008, the agencies shall submit a report related to the study under this section, along with any necessary implementing legislation, for presentation to the Joint Standing Committee on Natural Resources. The Joint Standing Committee on Natural Resources is authorized to submit legislation related to the report to the Second Regular Session of the 123rd Legislature; and be it further

Sec. 2. Review of criteria for water level modification. Resolved: That the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency shall review and submit a report on the criteria and procedures by which the water levels of dams and flood control structures in the State are modified in emergency circumstances and the procedures for notifying downstream properties of

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to S.P. 407, L.D. 1219

1 those water level modifications. The report must include an assessment of the  
2 effectiveness of those procedures in connection with the major rain events that occurred  
3 in May 2006 and April 2007. The report must be submitted to the Joint Standing  
4 Committee on Natural Resources by January 15, 2008.'

5 **SUMMARY**

6 The amendment changes the bill to a resolve. The amendment directs the  
7 Department of Environmental Protection and the Department of Defense, Veterans and  
8 Emergency Management, Maine Emergency Management Agency to undertake a study  
9 for the purpose of identifying ways to reduce the threat of flooding in the State. In  
10 conducting the study, the agencies are directed to invite the participation of interested  
11 stakeholders. The report must be submitted to the Joint Standing Committee on Natural  
12 Resources by January 15, 2008 and the committee is authorized to submit legislation  
13 related to the report to the Second Regular Session of the 123rd Legislature. The  
14 amendment also directs the Maine Emergency Management Agency to review and submit  
15 a report on the criteria and procedures by which dams and flood control structures modify  
16 water levels in emergency circumstances and the procedures for notifying downstream  
17 properties of those water level modifications. The report must be submitted to the Joint  
18 Standing Committee on Natural Resources by January 15, 2008.

**FISCAL NOTE REQUIRED**  
(See attached)



# 123rd MAINE LEGISLATURE

LD 1219

LR 2339(02)

**An Act To Control Flooding**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**

**Committee: Natural Resources**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - Other Special Revenue Funds

Minor cost increase - General Fund

### Fiscal Detail and Notes

The additional costs associated with this legislation can be absorbed by the Department of Environmental Protection and the Maine Emergency Management Agency utilizing existing budgeted resources.