

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1551

H.P. 1076

House of Representatives, March 20, 2007

An Act To Establish a Seasonal Ban on the Operation of Outdoor Wood Boilers

(EMERGENCY)

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative TREAT of Farmingdale.

Cosponsored by Representatives: ADAMS of Portland, BABBIDGE of Kennebunk, BERRY of Bowdoinham, CANAVAN of Waterville, HINCK of Portland, KOFFMAN of Bar Harbor, PRIEST of Brunswick.

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it is now the height of the wood burning season; and

Whereas, it is imperative for this Act to take effect immediately because the date that prohibits the use of outdoor wood boilers will have passed before the 90 days will have lapsed; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 38 MRSA §582, sub-§8-C is enacted to read:

8-C. Outdoor wood boiler; outdoor hydronic heater. "Outdoor wood boiler" or "outdoor hydronic heater" means a fuel burning device:

A. Designed to burn wood or other solid fuels;

B. That the manufacturer specifies for outdoor installation or in structures not normally occupied by humans; and

C. That heats building space and water through the distribution, typically through pipes, of a fluid heated in the device, typically water or a water and antifreeze mixture.

Sec. 2. 38 MRSA §610-B is enacted to read:

§610-B. Outdoor wood boilers; prohibition

A person may not operate an outdoor wood boiler or outdoor hydronic heater from April 1st to November 1st.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

SUMMARY

This bill defines "outdoor wood boiler" and prohibits the operation of an outdoor wood boiler between April 1st and November 1st.