

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

H. of S.

1

L.D. 2048

2

Date: 4-9-08

(Filing No. H-973)

3

Reproduced and distributed under the direction of the Clerk of the House.

4

**STATE OF MAINE**

5

**HOUSE OF REPRESENTATIVES**

6

**123RD LEGISLATURE**

7

**FIRST SPECIAL SESSION**

8

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1432,  
L.D. 2048, Bill, "An Act To Protect Children's Health and the Environment from Toxic  
Chemicals in Toys and Children's Products"

9

10

11

Amend the amendment in section 2 in §1695 by inserting after subsection 3 the  
following:

12

13

'4. Rulemaking to determine fees. If the department assesses a fee pursuant to  
subsection 2, paragraph C or subsection 3, the department shall determine the appropriate  
fee through major substantive rulemaking, as defined in Title 5, chapter 375, subchapter  
2-A.'

14

15

16

17

**SUMMARY**

18

Under the provisions of Committee Amendment "A," the Department of  
Environmental Protection is allowed to assess a fee on a manufacturer or distributor to  
cover the costs to prepare an independent report regarding safer alternatives and to cover  
the department's reasonable costs in managing information it receives from a  
manufacturer or distributor.

19

20

21

22

23

This amendment specifies that the determination of the fee amount must be done  
through major substantive rulemaking.

24

25

**SPONSORED BY:** 

26

(Representative TARDY)

27

**TOWN: Newport**

**FISCAL NOTE REQUIRED**  
(See attached)

**HOUSE AMENDMENT**



# 123rd MAINE LEGISLATURE

LD 2048

LR 2877(07)

## An Act To Protect Children's Health and the Environment from Toxic Chemicals in Toys and Children's Products

Fiscal Note for House Amendment "*B*" to Committee Amendment "A"

Sponsor: Rep. Tardy of Newport

Fiscal Note Required: Yes

---

### Fiscal Note

Minor cost increase - General Fund  
Minor cost increase - Other Special Revenue Funds

#### Fiscal Detail and Notes

Additional costs associated with this legislation can be absorbed by the Department of Environmental Protection utilizing existing budgeted resources.