

MAINE STATE LEGISLATURE

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Date: 3/13/8

NATURAL RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1582, L.D. 2216, Bill, "An Act To Streamline and Ensure Adequate Funding for the Bureau of Air Quality"

Amend the bill by inserting after section 5 the following:

'Sec. 6. 38 MRSA §589, sub-§2, as enacted by PL 1991, c. 384, §9 and affected by §16, is amended to read:

2. Stack tests. A person is not required to conduct stack tests for chlorine or chlorine dioxide more frequently than once every 5 years unless visible emissions, operating parameters or other information indicates the source may be operating out of compliance with any applicable emission standard or unless there are more stringent federal requirements. A person is not required to conduct stack tests for particulate matter on a source monitored by a continuous monitoring device for opacity as specified by 40 Code of Federal Regulations, Part 60, Appendix B, specification 1 or appropriate surrogate parameters as required by the commissioner more frequently than once every 2 5 years unless visible emissions, operating parameters or another cause other information indicates the source may be operating out of compliance with any applicable emission standard or unless there are more stringent federal requirements. If visible emissions, operating parameters or other information indicates potential noncompliance with an air emission standard or if there are more stringent federal requirements, the department may require additional stack tests.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment establishes the frequency of stack tests for chlorine or chlorine dioxide as no more than once every 5 years. It also changes the frequency of required particulate matter stack tests from every 2 years to every 5 years. The amendment allows the Department of Environmental Protection to increase the frequency of testing if other

COMMITTEE AMENDMENT

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- 1 information indicates possible air emission compliance issues or if there are more
- 2 stringent federal requirements.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



123rd MAINE LEGISLATURE

LD 2216

LR 3339(02)

An Act To Streamline and Ensure Adequate Funding for the Bureau of Air Quality

Fiscal Note for Bill as Amended by Committee Amendment "A"
 Committee: Natural Resources
 Fiscal Note Required: Yes

Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Revenue				
Other Special Revenue Funds	\$0	\$649,877	\$892,498	\$919,273

Fiscal Detail and Notes

This legislation adjusts the annual air fee surcharge and applies it to an updated new toxicity scoring process. This proposed methodology will generate additional dedicated revenue to the Maine Environmental Protection Fund within the Department of Environmental Protection of \$649,877 in fiscal year 2008-09, \$892,498 in fiscal year 2009-10 and \$919,273 in fiscal year 2010-11. This additional revenue will provide funding for existing allocated positions within the department's Bureau of Air Quality. Any additional costs to the Department of Health and Human Services can be absorbed by the department utilizing existing budgeted resources.