

MAINE STATE LEGISLATURE

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Date: 3-26-08

(Filing No. S- 493)

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STATE OF MAINE
SENATE
123RD LEGISLATURE
SECOND REGULAR SESSION

SENATE 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 striking out all of section 1 and inserting the following:

'Sec. 1. 38 MRSA §353-A, sub-§1-A, as enacted by PL 1993, c. 412, §2, is amended to read:

1-A. Annual fee surcharge. Beginning November 1, ~~1994~~ 2008, a licensee shall pay an annual fee surcharge of ~~\$10~~ \$2 per every 1,000 air quality units as defined in section 582, subsection 11-E. The minimum revenue threshold for the annual fee surcharge is established at \$1,250,000 per year. The commissioner may increase the annual fee surcharge to up to \$4 per every 1,000 air quality units if the annual revenue derived from this annual fee surcharge is less than \$1,250,000 per year. The commissioner shall report to the joint standing committee of the Legislature having jurisdiction over natural resources matters by January 15, 2010 and every 2 years thereafter on any fee adjustment and the justification for the fee adjustment and the adequacy of the minimum revenue threshold and its ability to support the long-term sustainability of state air quality protection and improvement activities.'

Amend the bill by inserting after section 5 the following:

'**Sec. 6. Department of Environmental Protection to install air quality monitor in the Town of Bradley.** The Department of Environmental Protection, or its designee, shall install, maintain and oversee one or more air quality monitors in the Town of Bradley for a period of no less than one year and no more than 2 years unless a violation of the laws governing ambient air standards is identified through such a monitor.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Maine Environmental Protection Fund 0421

SENATE AMENDMENT

SENATE AMENDMENT "A" to H.P. 1582, L.D. 2216

1 Initiative: Allocates funds for the installation and maintenance of air quality monitors in
2 the Town of Bradley.

3	OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
4	Capital Expenditures	\$0	\$75,000
5			
6	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$75,000
7			

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

10 **SUMMARY**

11 This amendment establishes a minimum revenue threshold for funding state air
12 quality protection and improvement activities from the collection of air emissions license
13 fee surcharge money. If the minimum annual revenue threshold is not met, the
14 commissioner may increase the annual fee surcharge up to \$4 per 1,000 air quality units.
15 It also establishes a reporting requirement on the adequacy of the minimum revenue
16 threshold in terms of its ability to support ongoing air quality protection and improvement
17 activities, including any fee adjustments and the justification for those adjustments. This
18 amendment also requires air quality monitoring in the Town of Bradley for a limited
19 period of time.

20 **FISCAL NOTE REQUIRED**
21 (See attached)

22 **SPONSORED BY:** _____
23 (Senator MARTIN)
24 **COUNTY:** Aroostook



123rd MAINE LEGISLATURE

LD 2216

LR 3339(05)

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

Fiscal Note for Senate Amendment "A"

Sponsor: Sen. Martin of Aroostook

Fiscal Note Required: Yes

Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$75,000	\$25,000	\$0

Fiscal Detail and Notes

This amendment allocates Other Special Revenue Funds of \$75,000 in fiscal year 2008-09 and \$25,000 in fiscal year 2009-10 for the installation and maintenance of air quality monitors in the Town of Bradley. Any additional costs to the Department of Health and Human Services can be absorbed by the department utilizing existing budgeted resources.