

MAINE STATE LEGISLATURE

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Date: 3/17/10

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NATURAL RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1284, L.D. 1796, "Resolve, Regarding Legislative Review of Chapter 881: Fees; Chemical Use in Children's Products, a Major Substantive Rule of the Department of Environmental Protection"

Amend the resolve in section 1 in the last line (page 1, line 18 in L.D.) by striking out the following: "authorized." and inserting the following: 'authorized until February 1, 2013; and be it further'

Amend the resolve by inserting after section 1 the following:

'Sec. 2. Review; authority for legislation. Resolved: That the Department of Environmental Protection shall examine the first 2 years of experience regarding fees assessed under the department's rule, Chapter 881: Fees; Chemical Use in Children's Products, as adopted pursuant to section 1. No later than February 1, 2013, the department shall submit a report of its findings and recommendations to the joint standing committee of the Legislature having jurisdiction over natural resources matters. The report must identify the reporting fees and alternatives assessment fees actually assessed by the department, the actual costs to the department and the related priority chemicals that were the basis for the fees. The report must also include a description of the process used by the department to contract with contractors to prepare independent reports, including, but not limited to, the use of a competitive bidding process. Following its review of the report, the committee may submit a bill to the First Regular Session of the 126th Legislature regarding fees related to chemical use in children's products.'

SUMMARY

The amendment authorizes final adoption of Chapter 881: Fees; Chemical Use in Children's Products until February 1, 2013. The amendment also requires the Department of Environmental Protection to examine the first 2 years of experience regarding fees assessed under the rule and submit a report to the joint standing committee of the Legislature having jurisdiction over natural resources matters by February 1, 2013. Following its review of the report, the committee is authorized to submit a bill regarding

COMMITTEE AMENDMENT

R 48

COMMITTEE AMENDMENT "A" to H.P. 1284, L.D. 1796

- 1 fees related to chemical use in children's products to the First Regular Session of the
- 2 126th Legislature.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



124th MAINE LEGISLATURE

LD 1796

LR 2616(02)

Resolve, Regarding Legislative Review of Chapter 881: Fees; Chemical Use in Children's Products, a Major Substantive Rule of the Department of Environmental Protection

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

Committee: Natural Resources

Fiscal Note Required: Yes

Fiscal Note

Potential future biennium revenue increase - Other Special Revenue Funds

Fiscal Detail and Notes

Final adoption and implementation of Chapter 881: Fees; Chemical Use in Children's Products may result in increased fees to the Maine Environmental Protection Fund in the Department of Environmental Protection to cover the cost of collecting and managing information on priority chemicals in children's products and of preparing an independent report on the availability of safer alternatives to priority chemicals in children's products. No fees would be increased until the Board of Environmental Protection names a specific priority chemical and determines what information will be required, which makes it unlikely any fees could be assessed before July 1, 2011.

Any additional costs to the Department of Environmental Protection associated with evaluating the effect of Chapter 881 fees and reporting to the Legislature regarding assessment of those fees can be absorbed within existing budgeted resources.