

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1763

S.P. 608

In Senate, January 10, 2012

An Act To Reduce Open Burning in Neighborhoods

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.

Secretary of the Senate

Presented by Senator COURTNEY of York.

Cosponsored by Representative NASS of Acton and

Senators: PLOWMAN of Penobscot, SAVIELLO of Franklin, Representatives: CRAY of Palmyra, MORISSETTE of Winslow.

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

2 **Sec. 1. 12 MRSA §9325, sub-§1, ¶F,** as amended by PL 2001, c. 626, §7, is
3 further amended to read:

4 F. Open burning of leaves, brush, deadwood and tree cuttings accrued from normal
5 property maintenance by the individual landowner ~~or~~, a lessee of the land or a
6 commercial business that removes such items from residential properties to burn at
7 the commercial business's primary business location unless expressly prohibited by
8 municipal ordinance. A permit for open burning at a commercial business's primary
9 business location may be issued only 4 times per calendar year;

10 **SUMMARY**

11 Current law allows individual landowners and lessees who have obtained applicable
12 permits to conduct open burning of leaves, brush, deadwood and tree cuttings. This bill
13 extends authorization for open burning of such items to a commercial business that
14 removes those items from residential properties to burn at the commercial business's
15 primary business location.