

MAINE STATE LEGISLATURE

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Date: 2/29/16

ENVIRONMENT AND NATURAL RESOURCES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 854, L.D. 1254, Bill, "An Act To Implement and Fund an Integrated Beach Management Program"

Amend the bill by striking out the title and substituting the following:

'Resolve, To Further Study the Implementation and Funding of an Integrated Beach Management Program'

Amend the bill by striking out everything after the title and before the summary and inserting the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation must take effect before the expiration of the 90-day period in order to provide the working group created through this legislation sufficient time prior to the reporting deadline of January 31, 2017 to compile data on and develop recommendations for the implementation and funding of an integrated beach management program; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Beach working group. Resolved: That the Commissioner of Environmental Protection and the Commissioner of Agriculture, Conservation and Forestry shall convene a working group to review the report titled "Protecting Maine's Beaches for the Future: A Proposal to Create an Integrated Beach Management Program," dated February 2006, prepared by the Beach Stakeholder's Group and submitted to the Joint Standing Committee on Natural Resources during the Second Regular Session of the 122nd Legislature, update the data and findings contained in that report and develop recommendations regarding the implementation and funding of an integrated beach management program and comprehensive beach nourishment policy that establishes priority areas and evaluates public and private funding sources, implementation time

COMMITTEE AMENDMENT

1 frames and public access easements. Consideration of priority status for beach areas
2 under any beach management program recommended by the working group must, at a
3 minimum, involve a review of both the environmental and economic significance of each
4 beach area. If applicable, the working group shall identify specific funding sources to
5 support the implementation of its recommendations; and be it further

6 **Sec. 2. Report to Legislature. Resolved:** That, by January 31, 2017, the
7 Commissioner of Environmental Protection shall submit to the joint standing committee
8 of the Legislature having jurisdiction over environment and natural resources matters a
9 report detailing the findings and recommendations of the working group established
10 pursuant to section 1, including any suggested legislation, relating to the implementation
11 and funding of an integrated beach management program. After reviewing the report, the
12 committee may report out a bill relating to the report to the First Regular Session of the
13 128th Legislature.

14 **Emergency clause.** In view of the emergency cited in the preamble, this
15 legislation takes effect when approved.'

16 **SUMMARY**

17 This amendment replaces the bill with a resolve directing the Commissioner of
18 Environmental Protection and the Commissioner of Agriculture, Conservation and
19 Forestry to convene a working group to review the report titled "Protecting Maine's
20 Beaches for the Future: A Proposal to Create an Integrated Beach Management Program,"
21 dated February 2006, prepared by the Beach Stakeholder's Group and submitted to the
22 Joint Standing Committee on Natural Resources during the Second Regular Session of
23 the 122nd Legislature, update the data and findings contained in that report and develop
24 recommendations regarding the implementation and funding of an integrated beach
25 management program. The Commissioner of Environmental Protection is directed, by
26 January 31, 2017, to submit a report to the joint standing committee of the Legislature
27 having jurisdiction over environment and natural resources matters detailing the findings
28 and recommendations of the working group, and the committee is authorized to report out
29 a bill relating to the report to the First Regular Session of the 128th Legislature. The
30 amendment also adds an emergency preamble and emergency clause.

31 **FISCAL NOTE REQUIRED**

32 (See attached)



127th MAINE LEGISLATURE

LD 1254

LR 309(02)

An Act To Implement and Fund an Integrated Beach Management Program

Fiscal Note for Bill as Amended by Committee Amendment

Committee: Environment and Natural Resources

Fiscal Note Required: Yes

A (H-532)

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs to the Department of Environmental Protection (DEP) and Department of Agriculture, Conservation and Forestry to convene a working group concerning the development of an integrated beach management program and to the DEP to submit a report to the Legislature on the working group's recommendations are expected to be minor and can be absorbed within existing budgeted resources.