

# MAINE STATE LEGISLATURE

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NINETY-FOURTH LEGISLATURE

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Legislative Document

No. 807

H. P. 1469

House of Representatives, February 17, 1949

Referred to the Committee on Interior Waters, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Campbell of Garland.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-NINE

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AN ACT Relating to the Sanitary Water Board and the Acceptance of the  
Provisions of the Water Pollution Control Act.

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

**Sec. 1. R. S., c. 72, § 1, amended.** The 3rd paragraph of section 1 of chapter 72 of the revised statutes, as amended by section 1 of chapter 345 of the public laws of 1945, is hereby further amended to read as follows:

'It shall be the duty of the board to study, investigate, and ~~from time to time~~ recommend to the persons, or municipalities, responsible for the conditions, ways and means of eliminating from the streams, rivers, inland and tidal waters of this state ~~so far as practicable~~ all substances and materials which pollute, or tend to pollute the same, and to endeavor to determine and to recommend methods ~~as far as practicable~~ of preventing pollution that is detrimental to the public health or to the health of animals, fish or aquatic life, or detrimental to the practicable use of said streams, rivers, inland and tidal waters for recreational purposes. It shall be the duty of the board to enforce all laws relating to the pollution of streams, rivers, inland and tidal waters of this state. The board shall appoint a technical secretary ~~who shall be a sanitary engineer employed by the bureau of health, department of health and welfare. He shall receive no additional compensation~~

~~for such services~~ and during the interim between meetings of the board he shall handle such correspondence, make or arrange for such inspections and investigations, and obtain, assemble or prepare such reports and data as the board may direct and authorize.'

**Sec. 2. R. S., c. 72, § 2-A, additional.** Chapter 72 of the revised statutes is hereby amended by adding thereto a new section to be numbered 2-A, to read as follows:

**'Sec. 2-A. Acceptance of provisions of federal law.** The sanitary water board is hereby designated as water pollution agency for this state for all purposes of the Water Pollution Control Act, Public Law 845, 80th Congress (62 Stat. 1155) and is hereby authorized to take all action necessary or appropriate to secure to this state the benefits of the Water Pollution Control Act.

The sanitary water board, in addition to any other action which may be necessary or appropriate is authorized:

I. To cooperate with the surgeon general and other agencies of the federal government, other states, interstate agencies and other interested parties in all matters relating to water pollution, including the development of programs for eliminating or reducing pollution and improving the sanitary condition of waters;

II. On behalf of this state to apply for and receive funds made available to the sanitary water board under the Water Pollution Control Act by any agency of the federal government: Provided that all moneys received from any federal agency as herein provided shall be paid into the state treasury and shall be expended, under the direction of the sanitary water board, solely for the purpose or purposes for which the grant or grants shall have been made;

III. To approve projects for which application for loans or grants under the Water Pollution Control Act is made by any municipality (including any city, town, district or other public body created by or pursuant to the laws of this state and having jurisdiction over disposal of sewage, industrial wastes or other wastes) or agency of this state or by an interstate agency; and

IV. To participate through its authorized representatives in proceedings under the Water Pollution Control Act; to recommend measures for abatement of water pollution originating in this state; to give consent on behalf of this state to requests by the Federal Security Administrator

to the attorney general of the United States for the bringing of suit for abatement of such pollution; and to consent to the joinder as a defendant in such suit of any person who is alleged to be discharging matter contributing to the pollution, abatement of which is sought in such suit.'