

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 2, 2008 to March 31, 2008**

**FIRST SPECIAL SESSION**  
**April 1, 2008 to April 18, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 30, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 18, 2008**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2008**

Flow: sanitary, from commercial sources excluding overboard discharge \$0.02 per gallon

Flow: from publicly owned facilities, 6,000 10,000 gallons per day or less \$0.02 per gallon

Flow: sanitary from overboard discharge \$0.05 per gallon

\*The license rate per pound is \$10.50 divided by the licensed effluent concentration in milligrams per liter. The discharge rate per pound is \$21 divided by the licensed effluent concentration in milligrams per liter.

For the purposes of this section, the term "conventional pollutant" means oxygen-demanding compounds, suspended or dissolved solids, oil and grease. The term "nonconventional pollutants" means other chemical constituents subject to fees. Excluded from fees are the following: pH, residual chlorine, settleable solids, bacteria, whole effluent toxicity tests, color, any compound without numeric license limitations and effluent concentrations reported as being below acceptable detection limits.

Annual discharge or license quantity fees may be calculated using either pounds of pollutants or allowable flow, as is most appropriate for the circumstances of a particular discharge category, situation or location. License limits may be supplemented by applications and related supporting materials when necessary to calculate effluent quantities or concentrations.

Sec. 4. 38 MRSA §353-B, sub-§6, as enacted by PL 1997, c. 794, Pt. B, §7, is repealed.

Sec. 5. 38 MRSA §420-D, sub-§12, as enacted by PL 2005, c. 219, §7, is repealed.

See title page for effective date.

CHAPTER 559

S.P. 765 - L.D. 1971

An Act Concerning Gasoline Station Vapor Recovery Requirements

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

Sec. 1. 38 MRSA §585-E, sub-§3, as enacted by PL 1995, c. 493, §15, is repealed.

Sec. 2. 38 MRSA §585-E, sub-§4, as enacted by PL 1995, c. 493, §15, is repealed.

Sec. 3. 38 MRSA §585-E, sub-§5, as enacted by PL 1995, c. 493, §15, is repealed.

Sec. 4. 38 MRSA §585-E, sub-§6, as amended by PL 2001, c. 233, §§1 and 2, is further amended to read:

6. Section repeal. No later than April 1, 2002 the department shall provide to the joint standing committee of the Legislature having jurisdiction over natural resources matters an appropriate date for the repeal of this section. This section is repealed January 1, 2012.

Sec. 5. 38 MRSA §585-E, sub-§7 is enacted to read:

7. Exemptions. A gasoline station is exempt from the provisions of this section:

A. After January 1, 2008 if it has at least an annual throughput of 1,000,000 gallons of gasoline;

B. If, upon department verification and approval, excavation of one or more storage tanks is required in order to install or repair a below-ground component of the Stage II vapor recovery system; or

C. If it is constructed after the effective date of this subsection.

See title page for effective date.

CHAPTER 560

H.P. 1631 - L.D. 2268

An Act To Implement the Recommendations of the Joint Standing Committee on Education and Cultural Affairs Regarding Review of the Maine State Museum Commission under the Government Evaluation Act and To Revise the Review Schedule

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

Sec. 1. 3 MRSA §959, sub-§1, ¶E, as amended by PL 2005, c. 605, §1, is further amended to read:

E. The joint standing committee of the Legislature having jurisdiction over education and cultural affairs shall use the following list as a guideline for scheduling reviews:

(2) Department of Education in 2005;

(2-A) State Board of Education in 2005;