

MAINE STATE LEGISLATURE

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STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON
ENERGY AND NATURAL RESOURCES
BILL SUMMARY



JUNE 1987

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JOINT STANDING COMMITTEE
BILL SUMMARIES
JUNE 1987

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "COMMITTEE" if it is a committee amendment.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

LD
391

AN ACT TO ASSURE THAT STATE AGENCIES FOLLOW THE
REQUIREMENTS OF THE MAINE ADMINISTRATIVE
PROCEDURE ACT PRIOR TO ADOPTING FISHERY
RESTORATION AND MANAGEMENT PLANS OR INTRODUCING
NEW SPECIES INTO PUBLIC WATERS.

LVWD
EMERGENCY

Sponsor: CALLAHAN, Vose, Lord, Whitmore
Committee Report: LVWD

SUMMARY: The bill proposed changes in a large number of the state's water quality laws. The bill sought to require the adoption of all fisheries management plans through formal rule-making procedures along with an economic impact assessment. Enforcement of water quality laws related to fisheries would not be applied until these plans were adopted.

The bill also limited the authority of the Board of Environmental Protection with regard to water quality certification of "any facilities where another state or federal agency is empowered ... to require the construction, alteration or maintenance of the facilities...". This restriction was directed at excluding the Board from water quality certification of hydropower facilities although its broad language encompassed other types of projects.

The bill changed the definition of the term, "indigenous" in water quality law. The new definition would have required documentation of a "significant, well established presence (of a species) on or after November 28, 1975".

Finally, the bill inserted a provision into the classification statutes for the Little Androscoggin River to allow the board to grant licenses for discharges into a particular impoundment even if the discharges resulted in violations of water quality standards.

The committee rejected outright all provisions of the bill other than those requiring rule-making for the adoption of fishery management plans. After reviewing a revised, narrower version of this provision, the committee voted "leave-to-withdraw".

LD
477

AN ACT TO REQUIRE CERTIFIED PROOF OF MARKETABLE
TITLE TO LAND IN A PROPOSED SUBDIVISION PRIOR
TO SUBDIVISION APPROVAL.

ONTP

Sponsor: HARPER, Hichborn, Pearson
Committee Report: ONTP

SUMMARY: The bill required an applicant for a municipal subdivision permit to provide the municipality with proof