

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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ONE HUNDRED AND THIRTEENTH LEGISLATURE
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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

also made provision for expanded public participation in the siting process. The text of the bill was derived from an earlier draft of the solid waste legislation from the committee's study (see LD 1862). The committee unanimously rejected the bill in light of the study legislation already under consideration.

LD AN ACT TO ENHANCE PUBLIC ACCESS AND OUTDOOR
1307 RECREATION OPPORTUNITIES.

P&SL 1987
c. 68

Sponsor: MATTHEWS Z, Mayo, Weymouth
Committee Report: OTP-A
Amendments Adopted:
H-385 JACQUES
S-186 COMMITTEE

SUMMARY: The original bill removed forest lands leased for recreational purposes from eligibility under the Tree Growth Tax law (36 MRSA §571 et.seq.). It added a definition of the term, "vehicle" to the Tree Growth Tax law. It also changes the Farm and Open Space law by changing the statement of purpose and the definition of open space land to emphasize the importance of preserving and enhancing public outdoor recreation opportunities.

The committee amendment replaced the entire bill and established a commission to study outdoor recreation needs and current outdoor recreation policies. Membership was divided between legislators and public members representing various interest groups. The commission is directed to report its findings and recommendations to the Legislature by January 15, 1988. The committee unanimously approved the amended bill.

The floor amendment adds an emergency preamble and adds two public members to be appointed by the President of the Senate and the Speaker of the House.

LD AN ACT TO AMEND THE LAWS REGARDING THE
1310 REGULATION OF LANDFILLS AND OTHER WASTE
DISPOSAL FACILITIES.

ONTP

Sponsor: TUTTLE, Murphy E, Lord, Estes
Committee Report: ONTP

SUMMARY: The bill authorized the Commissioner of the Department of Environmental Protection to declare emergency moratoria on the processing and approval of commercial landfill applications. The bill also authorized the Board of Environmental Protection to consider the criminal and civil record of an applicant for a hazardous waste facility. The bill extended the then current landfill

moratorium by approximately nine months to July 1, 1988. Finally, the bill established a new licensing authority for solid waste disposal facilities. This new authority incorporated consideration of the state's need for disposal capacity and recycling. These provisions were similar to those developed for the committee's solid waste study legislation (see LD 1862). The committee rejected the bill in light of the study legislation.

LD AN ACT TO IMPROVE WATER QUALITY AND RECLAIM LVWD
1327 LOST MARINE RESOURCES.

Sponsor: HOLT, Matthews Z
Committee Report: LVWD

SUMMARY: The bill was similar to LD 1268 dealing with overboard discharge of domestic pollutants. The bill differed in several important ways. First, the bill set a firm deadline of January 1, 1993 beyond which no overboard discharge license could be renewed or extended. LD 1268 allowed renewals under certain new criteria. Second, there was no provision made for expansion of existing commercial facilities as there was in the amended version of LD 1268. Finally, the bill required annual reporting by the Department of Environmental Protection on all overboard discharges and a study by the department of overboard discharge pollution and strategies to phase out such discharges by the 1993 deadline. The committee rejected the bill in favor of LD 1268.

LD AN ACT TO ESTABLISH A MORATORIUM ON LICENSING, LVWD
1330 DEVELOPMENT AND EXPANSION OF ALL SOLID WASTE
 DISPOSAL FACILITIES, LANDFILLS AND INCINERATORS EMERGENCY
 PENDING THE DEVELOPMENT OF A COMPREHENSIVE
 SOLID WASTE MANAGEMENT PLAN FOR THIS STATE.

Sponsor: MURPHY E, Tuttle, Lord, Ridley
Committee Report: LVWD

SUMMARY: The bill extended the then current commercial landfill moratorium until a study commission, created by the bill, submitted its report. The bill establishes a commission to study a wide range of solid waste issues. The commission was to submit its final report no later than January 1, 1990. The committee rejected the bill in light of the study legislation already under consideration. (See LD 1862)