

MAINE STATE LEGISLATURE

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**STATE OF MAINE
113TH LEGISLATURE
FIRST & SECOND SPECIAL SESSIONS
OCTOBER AND NOVEMBER 1987**

**BILL SUMMARIES
JOINT STANDING COMMITTEES
PUBLISHED MAY 1988**



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**ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST & SECOND SPECIAL SESSIONS
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1988**

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 for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are indicated as follows::

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

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Secretaries: Charlene Brann, Janet Jean, Earl Knox, Valarie Parlin; Research Assistant Hartley Palleschi. Finally, Secretary Laurette Knox, Legal Assistant Carolyn Chick, and Research Assistant Robert Dunn had special responsibilities in the preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

JOINT STANDING COMMITTEE ON ENERGY & NATURAL RESOURCES

LD 1890 An Act to Correct a Typographical Error in the Solid Waste Law PUBLIC 545 EMERGENCY

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
MURPHY E OTP
USHER
HOLLOWAY
MICHAUD

SUMMARY
This bill corrects an error in the comprehensive solid waste legislation of the previous session. The error resulted in the inadvertant reclassification of certain illegal activities regarding hazardous wastes from a Class C crime to a Class E crime. This bill restores the original Class C classification.

LD 1896 An Act to Prevent any Landfill from being Constructed Over or Near an Aquifer, to Maintain Regional Landfills and to Clarify the Intent of the Solid Waste Law PUBLIC 557 EMERGENCY

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
MOHOLLAND OTP-AM MAJ H-417 MAJ REP
VOSE OTP-AM MIN H-423 MICHAUD

SUMMARY
The bill, as amended, enacts a number of provisions regarding the regulation of solid waste disposal facilities. The amended bill establishes statutory criteria for facility licensing to protect ground water quality together with several relevent definitions.

The amended bill makes explicit provisions for the transfer of solid waste disposal facility licenses. This new provision requires the approval of license transfer priot to transfer of ownership of the facility. The amended bill requires the Board of Environmental Protection to consider, as part of its deliberations on a transfer application, the needs of municipalities which use the disposal facility.

The bill also amends the provisions of the 1986-87 solid waste facility moratorium to clarify legislative intent that new or substantially expanded commercial landfills not be licensed until the Department of Environmental Protection has adopted rules pursuant to P&SL 1987, c.28. The definition of "commercial landfill" is amended to exclude landfills owned and used exclusively by the owners of energy recovery facilities for the disposal of ash from their facilities.

The amended bill clearly states the eligibility of county commissioners and assessors of plantations for automatic intervenor status under the recently enacted solid waste law.