

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

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.

LDAn Act to Prevent any Landfill from being Constructed OverPUBLIC1896or Near an Aquifer, to Maintain Regional Landfills and to557Clarify the Intent of the Solid Waste LawEMERGENCY

SPONSOR (S)	COMMITTEE R	EPORT		NTS 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 relevant 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.

Office of Policy and Legal Analysis .....page 9 Special Session Finally, the amended bill authorizes county commissioners to promulgate ordinances to regulate solid waste disposal facilities in the unorganized portions of their respective jurisdictions.

LD An Act to Extend the Reporting Deadline for Adoption of a PUBLIC 1901 Plan by the Maine Low-level Radioactive Waste Authority 544

EMERGENCY

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SPONSOR (S)		COMMITTEE	REPORT	AMENDMENTS ADOPTED
USHER		OTP		
DEXTER				
MICHAUD				
LUDWIG	•			

#### SUMMARY

This bill extends a planning deadline for the Maine Low-level Radioactive Waste Authority by one month from December 1, 1987 to January 1, 1988.

LD An Act to Amend the Comprehensive Protection for Ground PUBLIC 1913 Water Law 556

SPONSOR (S)	COMMITTEE	REPORT	AMENDMENT'S ADOPTED
MAYO	OTP		
BUSTIN			
LORD			
HOGLUND			

## SUMMARY

This bill allows depreciation costs for water supply systems to be paid out of the Ground Water Oil Clean-up Fund when those systems are installed as the result of oil-related ground water contamination. The bill also extends the period during which the costs of such systems can be subsidized.

LD	An Act to Clarify the Law Affecting the Transfer of	PUBLIC
1915	Shoreland Property	553

EMERGENCY

SPONSOR (S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HOLLOWAY	ENG W/O REF	H-420 MICHAUD

### SUMMARY

This bill, as amended, revises the shoreland property transfer law to allow more time for the implementation of the law along with the development of departmental rules describing the scope of the subsurface wastewater treatment system inspection necessary for the compliance. The amended bill directs the Department of Human Services to report back to the Legislature with any recommendations on implementation that it finds necessary.

The bill also provides protection for all transfers of shoreland property that occurred between September 29, 1987 (the effective date of the original law, P.L. 1987, chap. 381) and the effective date of this bill, October 19, 1987.

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