

MAINE STATE LEGISLATURE

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STATE OF MAINE
113TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
ENERGY AND NATURAL RESOURCES

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.

LD An Act to Require Monitoring of Environmental Impacts by LV/WD
2227 Persons who Spray Forestry Herbicides

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
GOULD R A TRACY	LV/WD	

SUMMARY

The bill would have required companies that used aircraft to apply forestry herbicides to 500 or more acres in a year to monitor their spray operations by collecting data on herbicide residues and other environmental impacts. Annual reports to the Board of Pesticides Control would make the monitoring results available to researchers. The bill was withdrawn prior to public hearing.

LD An Act Concerning Storage of Radioactive Material ND 2562
2229

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
NORTON BUSTIN KANY PARADIS P	OTP-ND-NT	

SUMMARY

See LD 2562, 2637 & 2649.

LD An Act Relating to Development Along the St. Croix River ND 2508
2230

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
RANDALL MOHOLLAND LOOK TAMMARO	OTP-ND	

SUMMARY

Replaced By LD 2508

LD An Act to Promote Solid Waste Research PUBLIC
2260 799
EMERGENCY

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
MICHAUD LORD MCGOWAN RIDLEY	OTP-AM	H-492 H-545 JACQUES

SUMMARY

This bill establishes a quasi-public research foundation to conduct and support research into the disposal and utilization of waste sludges and other

residues from waste water treatment plants, food processing facilities and wood-fired boilers. The foundation is funded from both public and private sources. The committee and floor amendments added an emergency preamble and made several technical corrections.

LD An Act to Establish a Resource Protection Law
2265

PUBLIC
810

<u>SPONSOR(S)</u>	<u>COMMITTEE</u>	<u>REPORT</u>	<u>AMENDMENTS ADOPTED</u>	
PEARSON	OTP-AM	MAJ	H-743	MITCHELL
OLIVER	OTP-AM	MIN	H-746	MICHAUD
DEXTER			S-480	MAJ REP
LORD				

SUMMARY

The original bill would have raised the acreage threshold for the "40 acre exemption" in state and local subdivision law to 500 acres. The original bill also would have established explicit emergency powers for the Commissioner of Environmental Protection.

The majority committee amendment requires state and local subdivision review of all lots smaller than 500 acres when the subdivision is wholly or partly in the shoreland zone. In addition, municipalities are given the option of extending their review to such subdivisions wholly outside the shoreland zone. Several other more minor changes to municipal subdivision law are also made.

The majority committee amendment included the Commissioner along with the Board of Environmental Protection in the existing emergency procedures provisions of Title 38. This amendment also broadened the Governor's emergency powers.

The minority committee amendment, which was not accepted by the full legislature, raised the threshold of the subdivision exemption from 40 to 500 acres regardless of location. The amendment was identical to the majority report on all other issues.

A House amendment (H-743) was attached which requires the Land Use Regulation Commission to report annually on the number of subdivisions occurring outside of the shoreland area which are exempt from the Commission's review.

A second House amendment (H-746) was attached which amends the bill's transition provision to exempt from the provisions of the new law the portions of the Donnell Pond land parcel which remain in private hands. The remainder of the transition provision applies the changes of the new law to all divisions of land happening after the date of enactment (April 19, 1988). However, this portion of the transition provision was further amended by separate legislation later in the session to exempt land divisions for which plans had been filed with the appropriate state and local authorities (see LD 2651).