

MAINE STATE LEGISLATURE

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**STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION**



**BILL SUMMARY
JOINT STANDING COMMITTEE
ON
ENERGY AND NATURAL RESOURCES**

JULY 1989

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ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

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 for 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 abbreviated 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 Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

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

LD 1295 **An Act to Amend the Penalties for Violations of Laws
Administered by the Department of Environmental Protection
and of Municipal Planning and Zoning Laws**

PUBLIC 282

SPONSOR(S)

MITCHELL
JACQUES
CLARK N
KANY

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-307

SUMMARY

This bill clarifies and makes consistent several provisions of the penalty section for laws administered by the Department of Environmental Protection.

In addition, it adds a provision for increasing the civil penalties if the violation was of substantial economic benefit to the violator. For example, if a developer cleared the vegetation from the shoreland zone to enhance the view and thus the market value of the property, the developer could be assessed the difference in value of the property as a result of the clearing.

This "economic benefit" provision is also incorporated in the penalties section for violations of municipal planning and zoning laws.

LD 1307 **An Act to Ban the Use of Polystyrene Containers**

ONTP

SPONSOR(S)

BURKE
TRACY
GOULD R A

COMMITTEE REPORT

ONTP

AMENDMENTS ADOPTED

SUMMARY

This bill would have banned the use of polystyrene containers for serving individual portions of food (fast food, cafeterias, etc). The committee voted not to pass the bill after receiving testimony that virtually all such containers were now made without the use of chlorofluorocarbons (CFC) and that the plastics industry was establishing pilot programs to recycle this material.

**LD 1359 Resolve, to Study the Use of the Bangor Mental Health
Institute Grounds for Open Space and Recreation**

RESOLVE 33

SPONSOR(S)

PEDERSON
MARTIN J
BALDACCI
CATHCART

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-343

SUMMARY

The original bill required the Director of the Bureau of Parks and Recreation to undertake a study to develop a state park on the grounds of the Bangor Mental Health Institute. The committee amendment (H-343) directs the Director of the Bureau of Mental Health to study how best to use and preserve the remaining undeveloped land at the Bangor Mental Health Institute facility.