

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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



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

JULY 1989

MEMBERS

Sen. Judy C. Kany *
Sen. Edgar E. Erwin
Sen. Margaret G. Ludwig

Rep. Michael H. Michaud *
Rep. Paul F. Jacques
Rep. James Mitchell
Rep. James Reed Coles
Rep. Annette M. Hoglund
Rep. Richard A. Gould
Rep. P. Kelley Simpson
Rep. Edward L. Dexter
Rep. Willis A. Lord
Rep. Malachi Anderson

* Denotes Chair

Staff: Gro Flatebo, Legislative Analyst
Tim Glidden, Principal Analyst
Office of Policy & Legal Analysis
Room 101, State House Sta. 13
Augusta, ME 04333
(207) 289-1670

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, PRINCIPAL ANALYST
ULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
GILBERT W. BREWER
GODD R. BURROWES
MICHAEL FLATEBO
JEBORAH C. FRIEDMAN
JOHN B. KNOX



STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 289-1670

ANNIKA E. LANE
EDWARD POTTER
MARGARET J. REINSCH
LARS H. RYDELL
JOHN R. SELSER
HAVEN WHITESIDE
CAROLYN J. CHICK, RES. ASST
ROBERT W. DUNN, RES. ASST
HARTLEY PALLESCHI, JR., RES. ASST

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.

SPONSOR(S)

CARTER
JACQUES
MCGOWAN
CLARK H

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-332

SUMMARY

The original bill established a minimum flowage requirement for hydropower projects, a violation of which would have been grounds for an informal or formal inspection by an inspector of dams.

The committee amendment allows the Department of Environmental Protection to set minimum flow requirements, if applicable, for dams that are not otherwise licensed by the State or Federal Government. Minimum flow requirements may not be applicable for all dams or they may be set at zero after the Department weighs all the competing demands on the impounded water. This amendment extends the ability to request a hearing for water levels and minimum flow requirements by petition to the commissioners of Marine Resources and Inland Fisheries and Wildlife.

**LD 1531 An Act Concerning Emergency Disposal of Animal Carcasses at
Commercial Landfills**

ONTP

SPONSOR(S)

DAGGETT
ANDERSON
AULT
LUDWIG

COMMITTEE REPORT

ONTP

AMENDMENTS ADOPTEDSUMMARY

This bill would have required any commercial landfill in the state to accept animal carcasses in the event that the Commissioner of Food, Agriculture and Rural Resources certified that an emergency existed. The bill's principal intent was to assure the disposal of large quantities of poultry carcasses which periodically result from fires, heat or avian influenza epidemics. The committee voted not to pass the bill choosing to rely instead on the Commissioner of Environmental Protection's general emergency powers and the on-site disposal of animal carcasses in most cases.

LD 1540 An Act Concerning Commercial Landfill Facilities

ONTP

SPONSOR(S)

HANLEY
LUDWIG
SIMPSON
DEXTER

COMMITTEE REPORT

ONTP

AMENDMENTS ADOPTEDSUMMARY

This bill would have required that fee simple interest in any land used as the site of a new or expanded commercial landfill facility be conveyed to the state and leased back to the facility owner for a nominal sum. The intent of the bill was to give the state greater control over the operation of landfills particularly with regard to the source of the waste. The terms of any lease would have limited the disposal of solid waste generated out of state to 10% of the total waste handled at any given facility. The committee voted not to pass the bill. (See also LD 1431).