

MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
ENERGY AND NATURAL RESOURCES

JUNE 1990

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**One Hundred and Fourteenth Legislature
Second Regular Session**

**Joint Standing Committee
Bill Summaries**

June 1990

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. 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 or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond, 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.

containers subject to the beverage container deposit law (Bottle Bill). The bill also would have provided a procedure for exempting container types from the beverage container deposit law if the containers constituted less than 0.5% of the municipal solid waste stream and if the container manufacturer had undertaken substantial waste recycling or reduction efforts.

LD 2117 An Act Concerning Special Waste ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MAYO	ONTP	
MELENDY		
LORD		
DEXTER		

SUMMARY

This bill would have imposed the same disposal fee on sludge waste that is neither wastewater facility sludge or papermill sludge as is currently imposed on wastewater facility sludge. The bill also would have assured that the fee on sludge be calculated on a dry ton basis and not on its wet weight.

LD 2123 An Act Establishing Ownership of and Liability for Nuclear Waste ONTP-MAJ REP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HOLT	ONTP MAJ	
GAUVREAU	OTP MIN	
FOSTER		
HASTINGS		

SUMMARY

This bill would have ensured that the generators of low-level radioactive waste maintain ownership of this waste and assume costs of liability in case of accidents that cause damage to people, the environment or property.

LD 2128 An Act to Replace the Large Lot Exceptions under the Site Location of Development Law with a Low-density Exemption PUBLIC 769

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
DEXTER	OTP-AM	H-889
GOULD R A		
MARSH		
KANY		

SUMMARY

This bill, as amended by the committee (H-889), replaces the current 5 and 10 acre lot exceptions from the definition of the term, "subdivision", in the site location of development law with an exemption for subdivisions that employ cluster development coupled with protective easements on open space and sensitive natural resources. The new exemption requires that at least 50% of the parcel's area be preserved by conservation easement or deed restriction as natural area or for low-intensity forest, agricultural or recreational use. It also requires that certain minimum standards, such as erosion and sedimentation control measures, be implemented in the subdivision. The bill also requires a person exercising the new low density exemption to attach a certificate to the recorded subdivision plan indicating that this exemption has been employed. That person is required to covenant to any purchaser or lessee of lots in the subdivision that the subdivider has satisfied and will continue to satisfy the

requirements of the low density exemption. The enacted bill also prohibits the recording of subdivision plans that have not received approval under the site location of development laws when that approval is necessary.

LD 2133 An Act to Promote Markets for Recycled Newspapers ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
BOST DAGGETT COLES	ONTP	

SUMMARY

This bill would have required consumers of newsprint to use paper that has a specified percentage of post-consumer recycled content. This requirement would have been phased in over time. The objective of the bill was to create a demand for recycled newsprint in order to assure a long-term market for municipal newspaper recycling programs. The bill included several waiver mechanisms to lessen negative economic impacts on newsprint consumers.

LD 2150 An Act Pertaining to the Generation of Electric Power ONTP
Through the Use of Wood

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
SMITH ANDERSON MICHAUD	ONTP	

SUMMARY

This bill would have required the Maine Bureau of Forestry to establish a certification process to ensure that wood chips used by small power producers and cogenerators to produce electric power are composed of at least 50% mill wastewood. The bill would have also required a lower rate to be paid by electric utilities for power produced from non-certified wood chips.

LD 2160 Resolve, to Study Threats to Maine Lakes RESOLVE 100
EMERGENCY

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
KANY SIMPSON LORD TITCOMB	OTP-AM	S-503 S-727 PEARSON

SUMMARY

This resolve establishes the Commission on Maine Lakes to examine current and future threats to Maine lakes.

The committee amendment (S-503) removes enforcement issues and boating laws from the charge of the commission and consequently removes participation from representatives of the Joint Standing Committee on Fisheries and Wildlife. It also adds 3 public members to be appointed by the Governor. The use of lakes for public water supplies is added to the issues to be addressed by the commission.

The Senate amendment (S-727) funds the Commission on Maine Lakes through a deallocation from the Lake Environmental Protection Fund.