

MAINE STATE LEGISLATURE

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**STATE OF MAINE
115TH LEGISLATURE**

**FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION**

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

AUGUST 1991

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE
FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION
JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1991**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX	<i>Chapter # of enacted Public Law</i>
P&S XXX	<i>Chapter # of enacted Private & Special Law</i>
RESOLVE XXX	<i>Chapter # of enacted Resolve</i>
CON RES XXX	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
EMERGENCY	<i>Enacted law takes effect sooner than 90 days</i>
CARRIED OVER	<i>Bill carried over to 2nd Session</i>
FAILED EMERGENCY ENACTMENT	<i>Bill failed to get 2/3 vote</i>
ONTP	<i>Ought Not to Pass report accepted</i>
LVWD	<i>Leave to Withdraw report accepted</i>
INDEF PP	<i>Bill Indefinitely Postponed</i>
DIED BETWEEN BODIES	<i>House & Senate disagree; bill died</i>
VETO SUSTAINED	<i>Legislature failed to override Governor's Veto</i>
UNSIGNED	<i>Not signed by Governor within 10 days</i>
DIED ON ADJOURNMENT	<i>Action incomplete when 1st session ended</i>

These summaries were 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.

If you have any suggestions or comments on these summaries, please let us know.

vicinity of the project and was located in a municipality that has a planning board or municipal reviewing authority, a code enforcement officer and an appeals process for aggrieved parties.

The committee amendment (S-64) replaces the original bill and narrows the exemption from site location of development review to developments that consist only of a storage facility, rather than the broader exemption under the bill. Under the amendment, these developments must not exceed a threshold size and must meet specific standards. In order for a development to qualify for this exemption, the municipal reviewing authority must agree to review the project and find that the project meets the standards set forth in this exemption.

A House amendment (H-184) corrects an ambiguity in the bill's language.

LD 131 An Act to Regulate Further Ozone-depleting Products

PUBLIC 11

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
GOODRIDGE HEESCHEN COLES TITCOMB	OTP-AM	H-18

SUMMARY

This bill prohibits the sale of certain products that contain chlorofluorocarbons after January 1, 1992. A committee amendment (H-18) adds a fiscal note to the bill.

LD 139 An Act to Exempt the Replacement, Repair and Maintenance of Road Culverts from State Permit Requirements

PUBLIC 46

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
ANDERSON MARTIN J COLLINS BAILEY R	OTP-AM	H-43 H-50 JACQUES

SUMMARY

The bill proposed to exempt the replacement, maintenance and minor repair of road culverts from permits required under the natural resource protection laws, the site location of development laws and the mandatory shoreland zoning laws.

Committee Amendment "A" (H-43) replaced the bill. The amendment changes the title of bill and clarifies the intent of the original bill to exempt the repair, maintenance and replacement of existing road culverts from permitting by the Maine Land Use Regulation Commission and the Department of Environmental Protection under the natural resource protection laws and the shoreland zoning laws. Culvert construction standards not related to permitting are not affected by this amendment.

House Amendment "A" (H-50) reflected rule changes adopted by the Board of Environmental Protection pertaining to the regulation of culverting activities under the natural resources protection laws.