

# 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  
115TH LEGISLATURE**

**FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION**

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

**AUGUST 1991**

**Staff:**  
*Tim Glidden, Principal Analyst*  
*Gro Flatebo, Legislative Analyst*  
*Patrick Norton, Legislative Analyst*

*Office of Policy and Legal Analysis*  
*Room 101, State House Station 13*  
*Augusta, ME 04333*  
*(207) 289-1670*

**MEMBERS:**

*\*Sen. Bonnie L. Titcomb*  
*Sen. John E. Baldacci*  
*Sen. Margaret G. Ludwig*

*\*Rep. Paul F. Jacques*  
*Rep. James Mitchell*  
*Rep. James Reed Coles*  
*Rep. Annette M. Hoglund*  
*Rep. Richard A. Gould*  
*Rep. P. Kelley Simpson*  
*Rep. Basil L. Powers*  
*Rep. Willis A. Lord*  
*Rep. Malachi Anderson*  
*Rep. John F. Marsh*

*\*Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST  
ULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
RON CLARK  
RYAN M. DYTTER  
BRO FLATEBO  
DEBORAH C. FRIEDMAN  
MICHAEL D. HIGGINS  
KANE ORBETON



KAREN L. HRUBY  
JILL IPPOLITI  
JOHN B. KNOX  
PATRICK NORTON  
MARGARET J. REINSCH  
PAUL J. SAUCIER  
HAVEN WHITESIDE  
MILA M. DWELLEY, RES. ASST.  
ROY W. LENARDSON, RES. ASST.  
BRET A. PRESTON, RES. ASST.

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

**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:

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

**LD 805**

**An Act to Put a Moratorium on the Closing of Landfills**

**ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
GRAY	ONTP	
LORD		
GOULD R A		
MILLS		

**SUMMARY**

This bill would have established a 2-year moratorium on landfill closures required by the Board of Environmental Protection.

**LD 807**

**An Act to Amend the Law Relating to Road Dust**

**PUBLIC 138**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
LORD	OTP-AM	H-141
LUDWIG		
TITCOMB		
GOULD R A		

**SUMMARY**

This bill would have created an exemption for unpaved municipal roads from the nuisance provision in the Maine Revised Statutes, Title 38, section 592-A.

The bill also would have required the Board of Environmental Protection to adopt rules concerning the nuisance provision to place the burden of proof on the complaining party.

The committee amendment (H-141) replaces the original bill to exempt public and private roads not part of a commercial and industrial source or facility from fugitive dust emission controls. The original bill only exempted municipal roads. The provisions requiring the complaining party to bear the burden of proof are removed.

**LD 835**

**An Act to Establish Equitable Environmental Relicensing Fees**

**ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
GOULD R A	ONTP	

**SUMMARY**

This bill would have provided for a \$25 processing fee for the relicensing of projects under the Maine Environmental Protection Fund if certain conditions were met.

**LD 838**

**An Act to Allow Reconstruction of Structures Destroyed by Acts of God**

**LV/MD**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
MITCHELL J	LV/WD	
CLARK N		
AULT		
POWERS		

**SUMMARY**

This bill would have exempted from permitting requirements the rebuilding of nonconforming structures