

MAINE STATE LEGISLATURE

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STATE OF MAINE
115TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
ENERGY AND NATURAL RESOURCES

MAY 1992

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

MAY 1992

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 far right of the title. Various types of final action are abbreviated as follows:

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

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, especially Laurette Knox who coordinated preparation of the overall document.

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

processing from regulation as solid waste. The term "processing" is defined to specifically include the debarking, chipping and sawing of wood.

**LD 2047 An Act to Clarify the Extension of the Municipal Landfill
Closure Deadline and to Extend the Rule-making Deadline for
Labeling of Recycled and Reused Products**

**PUBLIC 644
EMERGENCY**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
LORD MILLS	OTP-AM	H-890

SUMMARY

This bill would have delayed, for 18 months, the effect of rules adopted by the Board of Environmental Protection that required the closure of certain landfills.

Committee amendment "A" (H-890) replaced the entire bill and changed the title of the bill. The amendment clarifies the applicability of the 12-month extension of municipal solid waste landfill closure deadlines enacted in Public Law 1991, chapter 622, by specifying that the extension applies to licensed and unlicensed landfills operating on December 31, 1991. The amendment also gives the Maine Waste Management Agency an additional 12 months to adopt rules establishing a waste reduction and recycling labeling program and requires that the agency report to the joint standing committee of the legislature having jurisdiction over energy and natural resources matters on its rule-making activities by January 1, 1993.

**LD 2060 An Act to Establish Ambient Air Quality Standards for
Toluene and Perchloroethylene**

PUBLIC 646

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MARSH ANDERSON RICHARDS TITCOMB	OTP-AM	H-882

SUMMARY

This bill established standards for toluene and perchloroethylene emissions, hazardous air pollutants that pose potential risk to public health. The ambient air quality standards are based on comprehensive risk assessments completed by the Department of Human Services, Bureau of Health and endorsed by the Scientific Advisory Panel.

A committee amendment (H-882) clarified language in the original bill and added a fiscal note.

**LD 2067 An Act to Simplify and Reduce the Cost of State Mapping
Efforts**

PUBLIC 693

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
SIMONDS MARSH TITCOMB	OTP-AM	H-955

SUMMARY

This bill allows sensitive wildlife areas mapped for the purposes of the State's oil spill clean-up program to be considered mapped for the purposes of the natural resources protection laws.

A committee amendment (H-955) amends the original bill to clarify that it is the data rather than the actual sensitive area maps that can be used in the process of mapping significant wildlife habitat. The amendment also adds a fiscal note to the bill.

LD 2071 An Act to Amend the Laws Regarding Licensing of Gravel Pits PUBLIC 761

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
LORD ANDERSON GOULD R A JACQUES	OTP-AM	H-1115

SUMMARY

This bill would have required that a permit for borrow pit mining activity be issued for the duration of the commercial mining operation.

Committee amendment "A" (H-1115) replaced the entire bill. The amendment adds sand, fill and gravel pit mining operations that are 5 or more acres in size to the list of projects that may be reviewed by a municipality authorized to substitute its permits for permits of the Department of Environmental Protection under the provisions of the Maine Revised Statutes, Title 38, section 489-A.

LD 2072 An Act to Amend the Fire Permit Laws ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
LORD	ONTP	

SUMMARY

This bill would have allowed a fire permit to remain valid for more than one day in cases of inclement weather and would have allowed a person to make a fire on snow-covered ground without a permit.

LD 2075 An Act to Protect Ground Water Supplies Near Automobile Dismantling, Salvage and Recycling Operations PUBLIC 745

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
TRACY GOULD R A JACQUES	OTP-AM	H-1049 JACQUES H-972

SUMMARY

The original bill would have prohibited the dismantling of automobiles or other products that contain hazardous materials within 200 feet of a public or private water supply.

The committee amendment (H-972) strikes the original bill and replaces it with provisions restricting the location of automobile dismantling, recycling or salvage operations. The amendment prohibits granting a permit for automobile dismantling, recycling or salvage operations that are within 100 feet of a well that is used as a private or public water supply under municipal law and state law. The well serving the facility to be permitted and the owner or operator's abutting residence does not trigger this prohibition.

Existing annual municipal permits are grandfathered until those permits expire. This bill also makes explicit that any requirements for municipalities pursuant to this bill are not state mandates and do not require state funding.