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
P&S XXX
RESOLVE XXX
CON RES XXX
EMERGENCY
CARRIED OVER
ONTP
LVWD
INDEF PP
FAILED EMERGENCY ENACTMENT
DIED BETWEEN BODIES
CONF CMTE UNABLE TO AGREE
VETO SUSTAINED
UNSIGNED
DIED ON ADJOURNMENT

Chapter # of enacted Public Law
Chapter # of enacted Private & Special Law
Chapter # of enacted Resolve
Chapter # of Constitutional Resolution passed by both Houses
Enacted law takes effect sooner than 90 days
Bill carried over to Special Session
Ought Not to Pass report accepted
Leave to Withdraw report accepted
Bill Indefinitely Postponed
Emergency bill failed to get 2/3 vote
House and Senate disagree; bill died
Committee of Conference formed but unable to agree
Legislature filed to override Governor's Veto
Not signed by Governor within 10 days
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.

application of the changes in this Act to all proceedings before the Department of Environmental Protection, whether pending on or filed after the effective date of this Act.

LD 2161

An Act to Eliminate or Modify Certain Environmental Licensing and Permitting Requirements of the Department of Environmental Protection (Reported Pursuant to Joint Order, HP1508) ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

ONTP

SUMMARY

This bill would have eliminated certain duties of the Department of Environmental Protection, including the submission of the annual imported solid and special waste report, the holding of mandatory public hearings for the solid waste disposal facilities, the licensing of septage storage tanks; the licensing of recycling facilities handling separated refuse, the licensing of storage areas associated with scrap metal, junk or automobile salvage operations and the administration of the local landfill training program. The bill also would have prohibited sea walls in coastal sand dunes and permanent docks in great ponds, created exemptions from permitting requirements for fisheries and wildlife habitat improvement projects and boat ramp construction projects and exempted Maine industries and municipalities that hold valid national pollution discharge elimination system permits issued by the federal Environmental Protection Agency from the requirement to have a Maine wastewater discharge license.

LD 2163

An Act to Amend the State's Oil Spill Prevention and Response Provisions (Reported Pursuant to Public Law 1991, chapter 530)

PUBLIC 698

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

OTP-AM

H-971

SUMMARY

This bill was proposed by the Commission to Study Maine's Oil Spill Clean-up Preparedness and represents its interim recommendations.

The bill establishes an Oil Spill Advisory Committee within the Department of Environmental Protection. New federal legislation, industry efforts and increased oil spill prevention planning make ongoing review of the State's policies and legal framework essential.

Foreign vessels and American vessels with a draft of 9 feet or more are required to take a licensed marine pilot into certain waters. Under current law, if a pilot is not taken, the vessel must pay for one. This bill removes this provision and institutes a penalty for vessels that do not take a required pilot.

The bill revises procedures and requirements for the State marine oil spill contingency plan and the Department of Environmental Protection's review of federally mandated vessel contingency plans.

The bill repeals a requirement that the Board of Environmental Protection adopt by rule resource protection priorities to be used during a spill. The commission has developed preliminary priorities and feels that these may change over time as information is developed for oil spill response on the State's geographic information system.

The bill clarifies that certain allocations from the Maine Coastal and Inland Surface Oil Clean-up Fund are for damage assessment and environmental assessment for specific spills.