

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
ENERGY AND NATURAL RESOURCES

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**JULY 1993**

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. 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:

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

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

4693NRG

**SUMMARY**

This bill would have prohibited clear-cutting of timber within one mile of a great pond.

**LD 189**

**An Act to Facilitate Municipal Road Construction**

PUBLIC 315

**SPONSOR(S)**  
LORD

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
H-299

**SUMMARY**

This bill would have exempted the maintenance of roads by a municipality from permits required under the natural resource protection laws, the site location of development laws and the mandatory shoreland zoning laws, provided the municipality stayed within the bounds of the right-of-way.

Committee Amendment "A" (H-299) replaces the bill and limits the exemption to replacement of existing road culverts. Current law permits a person to replace an existing road culvert with a larger culvert without obtaining a shoreland zoning permit or a permit issued under the natural resources protection laws, provided the culvert meets certain conditions. This amendment repeals the condition that the new culvert may not be more than one standard culvert size larger than the existing culvert.

**LD 206**

**An Act to Require Reimbursement of Fines or Penalties Imposed on Municipalities by the Department of Environmental Protection**

ONTP

**SPONSOR(S)**  
CARON

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill would have required the Commissioner of Environmental Protection to reimburse a municipality for a civil or criminal fine or penalty imposed pursuant to Maine's environmental laws if the commissioner determines the municipality, within 2 years of the imposition of the fine or penalty, had corrected or taken corrective action to alleviate the condition that caused the fine or penalty to be imposed.

**LD 207**

**An Act to Exempt Municipalities from Fines and Penalties Imposed for Violations of Board of Environmental Protection Rules**

ONTP

**SPONSOR(S)**  
CARON

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill would have exempted municipalities from fines and penalties imposed for violations of rules adopted by the Board of Environmental Protection.

**LD 216**

**An Act to Extend the Municipal Landfill Closure Mandate**

ONTP

**SPONSOR(S)**  
FOSS

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**