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

MEMBERS:

*Sen. Mark W. Lawrence Sen. Alton E. Cianchette Sen. Margaret G. Ludwig

*Rep. Paul F. Jacques Rep. James Mitchell Rep. James Reed Coles Rep. Richard A. Gould Rep. Virginia Constantine Rep. Thomas E. Poulin Rep. Jason D. Wentworth Rep. Willis A. Lord Rep. Malachi Anderson Rep. John F. Marsh

*Denotes Chair

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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:

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

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

4693NRG

LD 886

An Act to Amend the Municipal Subdivision Laws

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

CLEVELAND

ONTP

SUMMARY

This bill would have amended the laws governing municipal subdivision approval to include divisions for commercial and industrial use and to create an expedited review for minor divisions.

LD 923

An Act to Amend the Underground Oil Storage Tank Replacement Fund

CARRIED OVER

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

JACQUES LUDWIG

SUMMARY

This bill amends the underground tank loan program under the jurisdiction of the Finance Authority of Maine. It expands the loan and grant program to cover construction, replacement and renovation of aboveground oil storage tanks and facilities, increases the maximum loan or grant to any one entity and related entities from \$300,000 to \$600,000, and provides that applicants with fewer than 15 service stations may not receive more than \$35,000 in loans for each service station. The bill also extends the mortgage insurance program to cover aboveground oil storage facility replacement projects and the installation of required vapor recovery/vapor control equipment.

LD 954 An Act to Protect the Allagash Wilderness Waterway

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

BENNETT

ONTP

SUMMARY

This bill would have expanded the definition of what is visible from the watercourse within the Allagash Wilderness Waterway to include the areas of Allagash Lake and Allagash Stream.

This bill would also have transferred management and control of state—owned lands within one mile of the Allagash Wilderness Waterway to the Bureau of Parks and Recreation in the Department of Conservation and transferred lands in the waterway owned by the Bureau of Public Lands to the Bureau of Parks and Recreation.

LD 961

An Act to Exempt Lawful Marine Harvesting Activities in Coastal Wetlands from the Natural Resource Protection Laws

PUBLIC 215

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

TOWNSEND G

OTP-AM

H-255

H-275 KONTOS

SUMMARY

This bill would have prohibited the killing of certain plant species in coastal sand dune systems and coastal wetlands. The bill would have allowed harvesting of portions of certain plant species in those areas in accordance with rules adopted by the Commissioner of Conservation.

Committee amendment "A" (H-255) changed the title and replaced the bill. The amendment allows persons lawfully harvesting marine organisms or vegetation under marine resource laws to engage in those activities in a coastal wetland without a permit from the Department of Environmental Protection. The amendment also clarifies that soil disturbances or removal of vegetation in coastal wetlands during the conduct of those lawful activities is not a violation of the natural resources protection laws.

House amendment "A" (H-275) was presented on behalf of the Committee on Bills in Second Reading to correct a technical error.

LD 968

An Act to Establish a Moratorium on the Search for a Maine Site for Low-level Radioactive Waste Disposal, to Impose Additional Duties on the Low-level Radioactive Waste Authority and to Provide for a Review of the State's Role in the Storage and Disposal of Low-level Radioactive Waste

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

FARNSWORTH

ONTP

SUMMARY

This bill would have imposed a 2-year moratorium on the low-level radioactive waste disposal facility siting process. During that period, the Advisory Commission on Radioactive Waste would have been charged with reviewing the State's role and policy in the siting process; the structure and composition of, and the procedures used by, the Maine Low-level Radioactive Waste Authority; and the existing state law and its relationship with federal law, precedent and municipal ordinances.

LD 975 An Act to Allow for the Use of Multi-layered Packages

CARRIED OVER

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

BUSTIN ALIBERTI

SUMMARY

This bill amends the State's ban on composite beverage containers to clarify that only those containers that are not lightweight and can not be recycled through commercially available technological processes are banned. The bill also exempts this type of beverage container from coverage by the beverage container deposit law. The committee voted to carry over the bill. (See also LD 256)

LD 990 An Act to Supplement Environmental Enforcement

CARRIED OVER

SPONSOR(S)

COLES

COMMITTEE REPORT

AMENDMENTS ADOPTED

SUMMARY

This bill allows a Maine resident to initiate an enforcement action for an alleged violation of laws protecting the environment and the State's natural resources. The committee voted to carry over the bill.

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