

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&S XXX</i>	<i>Chapter # of enacted Private & 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 & 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.

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LD 1362 **An Act to Exempt Certain Dams from Permit Fees** ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
LORD ONTP

SUMMARY

This bill would have exempted dams located on bodies of water entirely within one individual's property or entirely within the boundaries of one municipality from the dam registration fees.

LD 1363 **An Act Regarding Solid Waste under the Site-location-of-development Laws** ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
LORD ONTP

SUMMARY

This bill would have required the Department of Environmental Protection to make a finding that a developer has made adequate provision for solid waste disposal if the solid waste will be accepted by a municipal solid waste disposal facility that is operating with a valid license or permit from the Department of Environmental Protection.

LD 1374 **An Act Requiring the Department of Environmental Protection to Adopt Rules for a Waiver of Fee and a 2-Year Extension to Low-income People in Meeting Motor Vehicle Emission Standards** ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
MITCHELL J ONTP

SUMMARY

This bill would have waived the motor vehicle emissions testing fee for recipients of certain state assistance programs and granted a one-time 2-year waiver of repairs for recipients of the same programs.

LD 1375 **An Act Concerning Duplicate Fees Required by the Department of Environmental Protection** PUBLIC 332

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
JACQUES OTP-AM H-411
LAWRENCE S-230 PEARSON

SUMMARY

This bill would have prohibited the current practice of requiring payment of a 2nd fee when an applicant is requested by the Department of Environmental Protection to refile an application for which a fee has already been paid.

Committee amendment "A" (H-411) replaces the bill. The amendment prohibits the Department of Environmental Protection from charging additional license or processing fees for hydropower water quality

certification applications that are refiled after being withdrawn at the request of the Commissioner of Environmental Protection or after being denied by the commissioner in order to avoid waiving the State's certification authority.

Senate amendment "A" (S-230) replaces the fiscal note on the Committee amendment.

LD 1387 An Act to Regulate the Impacts of Metallic Mining on Groundwater ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
ROTONDI	ONTP	

SUMMARY

This bill would have required case-by-case establishment of groundwater impact and effluent limits for each mining proposal on a site-specific basis. The bill would have required that all drinking water standards be met for all existing public and private drinking water systems. This bill would have required the use of best practicable treatment prior to any discharge to ground water. The bill would have superseded ground water impact standards recently adopted by the Land Use Regulation Commission and Board of Environmental Protection in the new comprehensive mining rules.

LD 1391 An Act to Regulate the Aboveground Storage of Oil and the Transportation of Oil in Inland Areas INDEF PP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
JACQUES LAWRENCE		

SUMMARY

The bill would have required the registration of aboveground oil storage facilities, authorized the Board of Environmental Protection to adopt rules establishing installation standards for new and replacement aboveground oil storage facilities, established a compliance schedule for upgrading or removing nonconforming tanks, established a 3rd-party damage claims process and divided the Maine Coastal and Inland Surface Oil Clean-up Fund into 2 funds: the Maine Coastal Surface Oil Clean-up Fund and the Maine Inland Surface Oil Clean-up Fund. The bill would have also given the Department of Environmental Protection authority to conduct remediation activities including replacing water supplies and ordering parties responsible for oil discharges to conduct cleanups.

LD 1431 An Act to Improve Markets for Chlorine-free Paper Products ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
YOUNG LEMKE	OTP-AM MAJ ONTP MIN	

SUMMARY

This bill would have established a hierarchy for state purchases of paper products that gave preference to totally chlorine-free and recycled paper products. It also would have allowed a 10% price differential in awarding contracts for products that are totally chlorine-free.