

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
116TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
ENERGY AND NATURAL RESOURCES

MAY 1994

Staff:

*Tim Glidden, Principal Analyst
Patrick Norton, Legislative Analyst
Deborah Friedman, Legislative Analyst*

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207)287-1670*

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*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
MARION HYLAN BARR
JON CLARK
LISA COPENHAVER
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
JILL IPPOLITI



JOHN B. KNOX
ROY W. LENARDSON
PATRICK NORTON
JANE ORBETON
MARGARET J. REINSCH
PAUL J. SAUCIER
JOHN G. KELLEY, RESEARCHER
DARLENE A. SHORES LYNCH, RESEARCHER
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

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

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

MAY 1994

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, 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

P&S XXX

RESOLVE XXX

CON RES XXX

EMERGENCY

ONTP

INDEF PP

FAILED ENACTMENT

FAILED EMERGENCY ENACTMENT

FAILED MANDATE 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

Ought Not to Pass report accepted

Bill Indefinitely Postponed

Bill failed to get majority vote

Emergency bill failed to get 2/3 vote

Bill imposing local mandate failed to get 2/3 vote

House & Senate disagree; bill died

Committee of Conference unable to agree; bill died

Legislature failed 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. If you have any suggestions or comments on the summaries, please let us know.

5581LHS

This resolve would have required the Department of Environmental Protection to prepare a petition, for the Governor's signature, sufficient to satisfy United States Environmental Protection Agency's requirements to remove the State from the Ozone Transport Region.

COMMITTEE AMENDMENT "A" (H-911) strikes the original resolve title and resolve, and requires that the Department of Environmental Protection assess whether the control requirements imposed on the State's business and industry in the absence of removal from the Ozone Transport Region will help bring the 9 southern nonattainment counties into attainment of the federal ozone standard. The information is to be collected, reviewed and developed in consultation with and pursuant to guidance provided by the Environmental Protection Agency. A progress report of the department's activities must be provided to the Legislature by January 15, 1995 so it can determine whether Maine's industry is being required to expend resources on controls that will not significantly contribute to federal attainment. This amendment also adds a fiscal note to the resolve.

LD 1610 **An Act to Clarify the State's Implementing Regulations to Provide for Schedules of Compliance**

PUBLIC 501

SPONSOR(S)
VOSE

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
S-395

SUMMARY

LD 1610 proposed to allow the Department of Environmental Protection to include schedules of compliance in waste discharge licenses.

COMMITTEE AMENDMENT "A" (S-395) replaced the bill. The committee amendment clarifies the statutory authority for including in a waste discharge license a schedule of compliance with water quality standards effective after July 1, 1977. The amendment also clarifies that a compliance schedule may be included in a waste discharge license for new or more stringent technology-based treatment requirements, provided that the schedule is consistent with the compliance periods allowed under the United States Clean Water Act.

The committee amendment does not affect the application of specific limitations on compliance schedules contained in other provisions of existing law. Those existing limitations on compliance schedules include the provisions of the Maine Revised Statutes, Title 38, section 464, subsection 6 that pertain to biological water quality criteria and the provisions of Title 38, section 414-C that pertain to color pollution control.

The committee amendment also adds a fiscal note.

LD 1641 **An Act to Amend the Solid Waste Laws to Permit Quasi-municipal Corporations to Enter Agreements for Development and Financing of Waste Facilities**

ONTP

SPONSOR(S)
DIPIETRO

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This bill proposed to allow "quasi-municipal corporations", a term that was defined in the bill to include sewer districts, sanitary districts, water districts and multipurpose districts, to contract with other quasi-municipal corporations or with municipalities for the collection, transportation, storage, processing, salvaging or disposal of waste generated by any of the parties to the contract. The bill would have authorized those quasi-municipal corporations to pledge the full faith and credit of the corporation for all financing, development, construction, repair, maintenance and operating costs associated with one or more waste facilities.