

MAINE STATE LEGISLATURE

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STATE OF MAINE
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
NATURAL RESOURCES

AUGUST 1995

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**Denotes Chair*



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

**SUMMARY OF LEGISLATION BEFORE
THE JOINT STANDING COMMITTEES**

AUGUST 1995

This document is a compilation of the bill summaries prepared by this office for the Joint Standing 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 publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, 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 categories of final action are abbreviated as follows:

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

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

SPONSOR(S)
LORD

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
S-228

SUMMARY

This bill proposed to direct the Department of Environmental Protection to utilize the toxics release inventory reports submitted by businesses to the United States Environmental Protection Agency for purposes of preparing the department's hazardous air pollutant inventory, and would have required that the department evaluate progress toward meeting the toxics use reduction goals on the basis of reports already submitted to the department and the United States Environmental Protection Agency pursuant to other existing reporting requirements. This bill also would have directed the department to develop application forms, report forms and questionnaires pursuant to the Maine Administrative Procedure Act to ensure that the public has an opportunity for input and comment.

COMMITTEE AMENDMENT "A" (S-228) replaces the bill. It amends existing law by prohibiting the department from requiring sources to submit hazardous air pollutant inventory reports more frequently than every other year.

LD 1086 Resolve, Exempting Michael and Theresa Palumbo of York from Legislation Requiring the Removal of Underground Storage Tanks **ONTP**

SPONSOR(S)
LAWRENCE

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This resolve would have exempted Michael and Theresa Palumbo from the requirement that they remove their underground oil storage tank.

LD 1097 Resolve, to Establish the Task Force to Study Environmental Regulation Relating to the Paper Industry **RESOLVE 22
EMERGENCY**

SPONSOR(S)

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-331 KERR
S-169

SUMMARY

This resolve, a unanimous recommendation of the Commission on the Future of Maine's Paper Industry, establishes the Task Force to Study Environmental Protection. The task force has 3 specific tasks: to determine which Maine environmental standards, if any, currently exceed federal standards; to identify and make recommendations for eliminating duplicate permit review and reporting requirements; and to determine if the public input aspect of the permitting process in Maine is more time-consuming than in other states and, if so, the reasons why it is more time-consuming.

The task force consists of 5 members, including one representative each from the Department of Economic and Community Development, the Department of Environmental Protection and the federal Environmental Protection Agency, and 2 members from the paper industry. Appointments are to be made by the Governor. This is emergency legislation and the commission is to complete its work by December 1, 1995.

COMMITTEE AMENDMENT "A" (S-169) broadens the scope of the study from environmental standards to environmental requirements, whether the requirements are standards, interpretations or other requirements. It also requires the study to include examination of state requirements that are inconsistent with federal requirements. Finally, the amendment adds a fiscal note and changes the title of the resolve to clarify that it applies only to environmental regulation of the paper industry.

HOUSE AMENDMENT "A" TO COMMITTEE AMENDMENT "A" (H-331) adds an allocation section to the resolve to authorize expenditures of funds from private or public sources in the event that the Task Force to Study Environmental Regulation Relating to the Paper Industry raises funds from outside sources.

**LD 1122 Resolve, Urging Efforts to Enhance Opportunities for
Businesses that Use Recycled Materials as Raw Materials**

**RESOLVE 42
EMERGENCY**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
TREAT	OTP-AM MAJ	H-550
	ONTP MIN	S-344 CARPENTER

SUMMARY

This bill proposed to change the date by which 50% of municipal solid waste must be recycled from January 1, 1995 to January 1, 1997, required the Maine Waste Management Agency to update its market development and marketing plan every 2 years and required the plan to include a process for identifying businesses that need or could use recycled materials. The bill would have also required the agency to search out businesses that need or could use recycled materials and to identify strategies to match the needs of those businesses with the untapped capacity of municipalities and other waste producers. The bill would have added metal, glass and plastics to the list of materials that must be recycled by state government, required the Maine Waste Management Agency to take into consideration the volume and type of materials recycled by municipalities when considering whether a municipality has made reasonable progress in recycling. The bill would have removed the law requiring the State to reimburse bottle bill deposit initiators for overredemption of bottle deposits. The bill also clarified the Maine Waste Management Agency's duty to develop and implement a statewide system for collecting and disposing of household hazardous waste, and provided funding for the program by increasing the percentage of unredeemed bottle deposits payable to the State.

COMMITTEE AMENDMENT "A" (H-550) replaces the bill with a resolve requiring the successor to the Maine Waste Management Agency, in structuring its efforts and assigning responsibilities to staff, to include as a goal the matching of business that use recycled materials as raw material with entities that produce recyclable materials.

SENATE AMENDMENT "A" (S-334) makes a technical change to add an emergency clause to the bill.

LD 1154 An Act to Continue the State's Dioxin Monitoring Program

PUBLIC 223

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
BERRY	OTP-AM	H-250

SUMMARY

This bill proposed to extend the dioxin monitoring program to include those facilities that are known to have dioxin in their effluent but are not presently included in the monitoring location selection criteria. The bill proposed to allow the State to directly assess industrial facilities that are known to discharge dioxin to public waste water treatment facilities for the program costs. The bill proposed to extend the dioxin monitoring program for another 5 years.