

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
117TH LEGISLATURE**

**SECOND REGULAR SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
NATURAL RESOURCES**

**JUNE 1996**

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Sen. W. John Hathaway  
Sen. Richard P. Ruhlin*

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**ONE HUNDRED SEVENTEENTH LEGISLATURE  
SECOND REGULAR SESSION**

***Summary Of Legislation Before The Joint Standing Committees  
June 1996***

We are pleased to provide this summary of bills that were considered by the 15 Joint Standing Committees of the Maine Legislature staffed by this office. The document is a compilation of bill summaries which describe each bill, committee amendments and other relevant amendments, as well as the final action taken on the bill. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized alphabetically by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are 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 &amp; 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&amp;S XXX</i> .....	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>PUBLIC XXX</i> .....	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i> .....	<i>Chapter # of finally passed 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>

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is July 4, 1996.

**LD 1781****An Act to Support Abatement of Uncontrolled Tire Stockpiles**PUBLIC 579  
EMERGENCYSponsors(s)  
GOULDCommittee Report  
OTP-AMAmendments Adopted  
H-782

LD 1781 proposed to extend the \$1 per tire fee imposed on the retail sale of new tires to sales of tires that occur as part of a sale of a motorized vehicle. The bill proposed to require that the revenue raised by this change be credited to the Tire Management Fund to be used to pay the costs of tire stockpile abatement, remediation and cleanup.

**Committee Amendment "A" (H-782)** replaced the bill. It proposed to enact specific prohibitions against improper disposal, storage, processing or transportation of used motor vehicle tires. It proposed to set forth standards for the Commissioner of Environmental Protection to use in determining whether a tire pile constitutes an uncontrolled tire stockpile and to specify the process for serving responsible parties with an order relating to an uncontrolled tire stockpile and a process for appealing the order.

The amendment also proposed to allow state, county and local law enforcement officers to examine the licenses of persons transporting scrap tires to determine whether they comply with waste transporter licensure and manifest rules and to impound the vehicle if a violation is found. Failure to comply with the licensure and manifest requirements would be a Class E crime, with a fine up to \$10,000 for each violation, and a minimum fine of from \$500 to \$4,500 depending on the vehicle weight. A person would commit a Class D crime if that person transported tires to an unauthorized facility after being cited under this law. The fine for those violations would be up to \$25,000 per violation.

***Enacted law summary***

Public Law 1995, chapter 579 enacts specific prohibitions against improper disposal, storage, processing or transportation of used motor vehicle tires. It sets forth standards for the Commissioner of Environmental Protection to use in determining whether a tire pile constitutes an uncontrolled tire stockpile and specifies the process for serving responsible parties with an order relating to an uncontrolled tire stockpile and a process for appealing the order.

The amendment also allows state, county and local law enforcement officers to examine the licenses of persons transporting scrap tires to determine whether they comply with waste transporter licensure and manifest rules and to impound the vehicle if a violation is found. Failure to comply with the licensure and manifest requirements would be a Class E crime, with a fine up to \$10,000 for each violation, with a minimum fine of from \$500 to \$4,500 depending on the vehicle weight. A person would commit a Class D crime if that person transported tires to an unauthorized facility after being cited under this law. The fine for those violations would be up to \$25,000 per violation.

Chapter 579 was enacted as an emergency measure effective March 29, 1996.