

MAINE STATE LEGISLATURE

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STATE OF MAINE
118TH LEGISLATURE

FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
NATURAL RESOURCES

JULY 1997

MEMBERS:

Sen. Sharon Anglin Treat, Chair

Sen. John M. Nutting

Sen. Jeffrey H. Butland

Rep. G. Steven Rowe, Chair

Rep. David C. Shiah

Rep. Thomas Bull

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Rep. June C. Meres

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Rep. Paul Bisulca

Staff:

Amy B. Holland, Legislative Analyst

Patrick T. Norton, Principal Analyst

Office of Policy and Legal Analysis

Room 101/107/135, 13 State House Station

Augusta, ME 04333

(207)287-1670



Maine State Legislature

OFFICE OF POLICY AND LEGAL ANALYSIS

13 State House Station, Augusta, Maine 04333-0013
Telephone: (207) 287-1670
Fax: (207) 287-1275

**ONE HUNDRED EIGHTEENTH LEGISLATURE
FIRST REGULAR AND FIRST SPECIAL SESSIONS**

**Summary Of Legislation Before The Joint Standing Committees
August 1997**

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. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

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:

- CARRIED OVER*.....*Bill carried over to Second Regular Session*
- CON RES XXX*.....*Chapter # of Constitutional Resolution passed by both Houses*
- CONF CMTE UNABLE TO AGREE*.....*Committee of Conference unable to agree; bill died*
- DIED BETWEEN BODIES*.....*House & Senate disagree; bill died*
- DIED IN CONCURRENCE*.....*One body accepts ONTP report; the other indefinitely postpones the bill*
- DIED ON ADJOURNMENT*.....*Action incomplete when session ended; bill died*
- EMERGENCY*.....*Enacted law takes effect sooner than 90 days*
- FAILED EMERGENCY ENACTMENT/FINAL PASSAGE*.....*Emergency bill failed to get 2/3 vote*
- FAILED ENACTMENT/FINAL PASSAGE*.....*Bill failed to get majority vote*
- FAILED MANDATE ENACTMENT*.....*Bill imposing local mandate failed to get 2/3 vote*
- INDEF PP*.....*Bill Indefinitely Postponed*
- ONTP*.....*Ought Not To Pass report accepted*
- OTP ND*.....*Committee report Ought To Pass In New Draft*
- OTP ND/NT*.....*Committee report Ought To Pass In New Draft/New Title*
- P&S XXX*.....*Chapter # of enacted Private & Special Law*
- PUBLIC XXX*.....*Chapter # of enacted Public Law*
- RESOLVE XXX*.....*Chapter # of finally passed Resolve*
- UNSIGNED*.....*Bill held by Governor*
- VETO SUSTAINED*.....*Legislature failed to override Governor's Veto*

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 26, 1997 and September 19, 1997 for the First Special Session.

David E. Boulter, Director

Offices Located in the State House, Rooms 101/107/135

Joint Standing Committee on Natural Resources

LD 2

An Act to Clarify Municipal Review and Enforcement of Sludge Spreading and Storage Permits

PUBLIC 38

<u>Sponsor(s)</u> LIBBY		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> S-30
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LD 2 proposed to allow municipalities to enact standards stricter than state standards regulating sewer or septic sludge as long as they comply with state law regarding the disposal of solid waste created within the municipality.

Committee Amendment "A" (S-30) proposed to replace the bill and change the title. The amendment proposed to expand municipal authority to allow municipalities to enforce the terms and conditions of sludge land application or storage site permits issued by the Department of Environmental Protection, and it proposed to require that a municipality notify the department prior to enforcing a septage or sludge permit.

The amendment also proposed to require the department to consult with the municipal officers prior to approving an application for a sludge land application or storage site. It proposed to require that if the department does not impose conditions on a permit that have been suggested in writing by the municipal officers, the department must provide a written explanation.

The amendment also proposed to add a mandate preamble and a fiscal note to the bill.

Enacted law summary

Public Law 1997, chapter 38 expands municipal authority to allow municipalities to enforce the terms and conditions of sludge land application or storage site permits issued by the Department of Environmental Protection, and requires that a municipality notify the department prior to enforcing a septage or sludge permit.

The law also requires the department to consult with the municipal officers prior to approving an application for a sludge land application or storage site. If the department does not impose conditions on a permit that have been suggested in writing by the municipal officers, the department must provide a written explanation.

LD 80

An Act to Protect Internal Waters of the State

CARRIED OVER

<u>Sponsor(s)</u> PAUL		<u>Committee Report</u>		<u>Amendments Adopted</u>
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LD 80 proposes to add the criteria of environmental concerns, wildlife habitat, boat speed and traditional uses to the criteria that must be considered by the Commissioner of Inland Fisheries and Wildlife in developing rules governing the horsepower of motorboats on inland waters. This bill has been carried over to the Second Regular Session of the 118th Legislature.