

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

FIRST REGULAR SESSION

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

JULY 1999

MEMBERS:

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Sen. John M. Nutting

Sen. James D. Libby

Rep. John L. Martin, Chair

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ONE HUNDRED NINETEENTH LEGISLATURE
FIRST REGULAR SESSION

Summary Of Legislation Before The Joint Standing and Select Committees
August 1999

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

The document is organized for convenient reference to information on bills considered by the committees. It is organized 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
ENACTMENT FAILED..... Bill failed to get vote required for enactment or final passage
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
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 September 18, 1999.

experimental status to general use status and that establish clear guidelines for installing such systems. This bill was carried over to the Second Regular Session of the 119th Legislature.

LD 1516

An Act Concerning Disposal of Solid Waste from Decommissioning Activities

**PUBLIC 366
EMERGENCY**

<u>Sponsor(s)</u> TREAT SHIAH	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> S-285
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LD 1516 proposed to establish a permit requirement for disposal in this State of decommissioning materials from a nuclear power plant. The bill also proposed to require advance notice to any municipality in which decommissioning materials are proposed to be disposed of.

Committee Amendment "A" (S-285) proposed to replace the bill by requiring that municipalities be given advance notice of the amount, type and delivery schedule of decommissioning waste from closed nuclear power plants before it is disposed of within their boundaries. The amendment also proposed to extend the tenure of the Advisory Commission on Radioactive Waste and Decommissioning for another year. The amendment proposed to specify that reimbursements to the Department of Environmental Protection for decommissioning costs may not exceed \$50,000 per year. It also adds an emergency preamble, and an emergency clause to the bill.

Enacted law summary

Public Law 1999, chapter 366 requires that municipalities be given advance notice of the amount, type and delivery schedule of decommissioning waste from closed nuclear power plants before it is disposed of within their boundaries. The law also extends the tenure of the Advisory Commission on Radioactive Waste and Decommissioning for another year. The law specifies that reimbursements to the Department of Environmental Protection for decommissioning costs may not exceed \$50,000 per year.

Chapter 366 was enacted as an emergency measure effective June 1, 1999.

LD 1517

An Act Concerning Transportation of Radioactive Waste

ONTP

<u>Sponsor(s)</u> TREAT	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1517 proposed to require that a person shipping high-level radioactive waste out of the State have a permit issued by the Department of Environmental Protection.

LD 1519

An Act to Encourage Environmental Management Systems

CARRIED OVER

<u>Sponsor(s)</u> DAIGLE	<u>Committee Report</u>	<u>Amendments Adopted</u>
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LD 1519 proposes to establish a state policy to encourage facilities to develop and implement environmental management systems that conform to international standards. The bill proposes to require the Commissioner of

Environmental Protection to implement an incentives program to encourage facilities to implement environmental management systems by offering regulatory relief to facilities that implement certified environmental management systems. This bill was carried over to the Second Regular Session of the 119th Legislature.

LD 1520

An Act Requiring Maine to Adopt the Federal Rules Regarding Universal Waste

**PUBLIC 340
EMERGENCY**

<u>Sponsor(s)</u> DAIGLE		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-482
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LD 1520 proposed to require the Board of Environmental Protection to adopt rules for the management of certain hazardous wastes, including batteries, pesticides and thermostats, that are managed under the federal universal waste rules. The bill proposed to require that the rules incorporate the management standards established in the federal rules regarding universal waste.

Committee Amendment "A" (H-482) proposed to replace the bill by specifically requiring the Board of Environmental Protection, by January 1, 2000, to adopt the United States Environmental Protection Agency universal waste rules regarding batteries and to further require the Board of Environmental Protection to adopt rules regarding other universal wastes, excluding pesticides.

Enacted law summary

Public Law 1999, chapter 340 requires the Board of Environmental Protection, by January 1, 2000, to adopt the United States Environmental Protection Agency universal waste rules regarding batteries and further requires the Board of Environmental Protection to adopt rules regarding other universal wastes, excluding pesticides.

Chapter 340 was enacted as an emergency measure effective May 26, 1999.

LD 1536

Resolve, to Direct the Land and Water Resources Council to Develop a Report and Proposed Actions to Control Dioxin Emissions and Discharges

ONTP

<u>Sponsor(s)</u> BULL TREAT		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1536 proposed to require the Land and Water Resources Council to develop a long-range strategy to evaluate and reduce levels of dioxin contamination in Maine's environment. The council would be required to submit its recommendations as part of its annual report beginning in January, 2000. The resolve also proposed to give the Joint Standing Committee on Natural Resources authority to report out legislation regarding the reduction of dioxin emissions and discharges to the Second Regular Session of the 119th Legislature.