

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

First Regular Session

*Bill Summaries
Joint Standing Committee
on
Natural Resources*

August 2001

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Members:

*Sen. John L. Martin, Chair
Sen. Tom Sawyer, Jr.
Sen. Kevin L. Shorey*

*Rep. Scott W. Cowger, Chair
Rep. Joseph E. Clark
Rep. Robert W. Duplessie
Rep. Christina L. Baker
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Rep. Robert A. Daigle
Rep. David L. Tobin
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Rep. Richard A. Crabtree*



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120th Legislature
First Regular Session

Summary Of Legislation Before The Joint Standing Committees
August 2001

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 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*
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*
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 21, 2001**.

David E. Boulter, Director
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Joint Standing Committee on Natural Resources

LD 516

An Act Exempting Prehistoric and Historic Archaeological Work from Permitting Requirements under the Natural Resource Protection Laws and the Shoreland Zoning Laws

PUBLIC 207

<u>Sponsor(s)</u> SOCTOMAH		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-226
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LD 516 proposed to add professional archaeological excavation to the list of shoreland activities that do not need a permit under the natural resources protection laws from the Department of Environmental Protection or the Maine Land Use Regulation Commission.

Committee Amendment "A" (H-226) proposed to exempt archaeological excavations from permits under the natural resource protection laws and to add a provision that also exempts those activities from shoreland zoning permitting requirements.

Enacted law summary

Public Law 2001, chapter 207 exempts archaeological excavations from permits under the natural resource protection laws and shoreland zoning permitting requirements. The law also directs the Maine Land Use Regulation Commission to adopt rules exempting archaeological excavations that are within its jurisdiction and adjacent to a great pond, freshwater wetland, coastal wetland, sand dune system, river, stream or brook from its permitting requirements.

LD 527

An Act to Amend Certain Laws Administered by the Department of Environmental Protection

PUBLIC 212

<u>Sponsor(s)</u> COWGER		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 527 proposed to amend certain laws administered by the Department of Environmental Protection.

Enacted law summary

Public Law 2001, chapter 212 changes the date on which the Department of Environmental Protection must publish its annual fee schedule from August 1st to November 1st. The law also gives the Department of Environmental Protection authority to waive the penalty on late payment of the oil import fees that make up the Ground Water Oil Clean-up Fund, clarifies the requirements applicable to closure and remediation of municipal landfills, provides for the voluntary surrender of solid waste facility licenses, clarifies the permissible uses of the Maine Hazardous Waste Fund and makes certain administrative changes to Maine's toxics use reduction laws by changing the dates for fees from April and July to October 1st, beginning in 2002, and by creating a flat poundage amount of 2,640 pounds for identifying companies subject to the hazardous waste reporting portion of the law.