

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

*First Regular Session and
First Special Session*

Bill Summaries

*Joint Standing Committee
on
Natural Resources*

August 2005

Members:

*Sen. Scott W. Cowger, Chair
Sen. John L. Martin
Sen. Lois A. Snowe-Mello*

*Rep. Theodore S. Koffman, Chair
Rep. Joanne T. Twomey
Rep. Thomas B. Saviello
Rep. Judd D. Thompson
Rep. Robert S. Duchesne
Rep. Jane E. Eberle
Rep. Robert A. Daigle
Rep. Henry L. Joy
Rep. James D. Annis
Rep. Kimberley C. Rosen*

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Maine State Legislature

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122nd Legislature
First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees
August 2005

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. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included 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 June 29, 2005; and for non-emergency legislation enacted in the First Special Session is September 17, 2005.

Joint Standing Committee on Natural Resources

LD 880

An Act To Prohibit Municipal Landfill Dumping

ONTP

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|--------------------------------|--|---------------------------------|--|---------------------------|
| <u>Sponsor(s)</u> STRIMLING | | <u>Committee Report</u> ONTP | | <u>Amendments Adopted</u> |
|--------------------------------|--|---------------------------------|--|---------------------------|

LD 880 proposed to direct the Board of Environmental Protection to adopt rules to limit the transfer of bypass waste to landfills and to ensure that disposal in a landfill is not the primary means for disposal of municipal solid waste.

LD 1022

An Act To Amend the Laws Governing Shoreland Zoning

ONTP

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|-----------------------------|--|---------------------------------|--|---------------------------|
| <u>Sponsor(s)</u> LERMAN | | <u>Committee Report</u> ONTP | | <u>Amendments Adopted</u> |
|-----------------------------|--|---------------------------------|--|---------------------------|

LD 1022 proposed to provide that the shoreland zoning guidelines established by the Board of Environmental Protection may not require municipalities to prohibit the construction of a residential structure on a lot on which an existing subsurface sewage disposal system is located when the lot is adjacent to a lot on which an existing residential structure is located and both lots are owned by the same person or persons.

LD 1057

An Act To Establish and Implement the Maine STEP-UP Program

PUBLIC 90

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|--|--|--|--|---------------------------|
| <u>Sponsor(s)</u> SNOWE-MELLO DAIGLE | | <u>Committee Report</u> OTP MAJ ONTP MIN | | <u>Amendments Adopted</u> |
|--|--|--|--|---------------------------|

LD 1057 proposed to establish the Smart Tracks for Exceptional Performers and Upward Performers Program within the Department of Environmental Protection. It proposed to require a contractual relationship between state organizations and businesses and the Commissioner of Environmental Protection to achieve sustainability objectives, including energy and natural resources conservation and it also proposed to define sustainability.

Enacted law summary

Public Law 2005, chapter 90 establishes the Smart Tracks for Exceptional Performers and Upward Performers Program within the Department of Environmental Protection. It requires a contractual relationship between state organizations and businesses and the Commissioner of Environmental Protection to achieve sustainability objectives, including energy and natural resources conservation. It also defines sustainability.