

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
123<sup>RD</sup> LEGISLATURE  
SECOND REGULAR AND FIRST SPECIAL SESSIONS



Summaries of bills, adopted amendments and laws enacted or finally passed  
during the Second Regular or First Special Sessions of the 123<sup>rd</sup> Maine  
Legislature coming from the

**JOINT STANDING COMMITTEE ON NATURAL RESOURCES**

May 2008

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**STATE OF MAINE**  
123<sup>RD</sup> LEGISLATURE  
SECOND REGULAR & FIRST SPECIAL SESSIONS



**LEGISLATIVE DIGEST OF BILL SUMMARIES AND  
ENACTED LAWS**

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the Second Regular or First Special Sessions of the 123<sup>rd</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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>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 IN CONCURRENCE</i> .....	<i>One body accepts ONTP report; the other indefinitely postpones the bill</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/FINAL PASSAGE</i> .....	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</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>NOT PROPERLY BEFORE THE BODY</i> .....	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i> .....	<i>Bill Indefinitely Postponed; bill died</i>
<i>ONTP (or Accepted ONTP report)</i> .....	<i>Ought Not To Pass report accepted; bill died</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>Bill held by Governor</i>
<i>VETO SUSTAINED</i> .....	<i>Legislature failed to override Governor's Veto</i>

The effective date for non-emergency legislation enacted in the Second Regular Session (R2) is June 30, 2008. The effective date for non-emergency legislation enacted in the First Special Session (S1) is July 18, 2008.<sup>1</sup> The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills. Any bill summarized in this document having an LD number less than 1932 was a bill carried over from the First Regular Session of the 123<sup>rd</sup> Legislature.

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<sup>1</sup> The session in which each law was enacted or finally passed (R2 or S1) is included in Appendix C.

## Joint Standing Committee on Natural Resources

standing committee of the Legislature having jurisdiction over natural resources matters on fees for radiation protection services.

4. It eliminates the requirement that the Commissioner of Environmental Protection report annually to the joint standing committee of the Legislature having jurisdiction over energy and natural resources matters on certain permitting and licensing activities.
5. It eliminates the requirement that the Commissioner of Environmental Protection report annually to the joint standing committee of the Legislature having jurisdiction over natural resources matters on water use reporting. It requires the Department of Environmental Protection to report water use data to the Water Resources Planning Committee.
6. It changes a Department of Environmental Protection reporting requirement on the California low-emission vehicle standards from an annual report to a periodic report.
7. It repeals the laws that establish and govern the Radioactive Waste Advisory Commission Fund, including a requirement that the Commissioner of Health and Human Services report annually to the joint standing committee of the Legislature having jurisdiction over natural resources matters regarding the fund, to reflect the repeal of the laws that established and governed the Advisory Commission on Radioactive Waste and Decommissioning. It also amends a provision that refers to this repealed advisory commission.

### **LD 2235** An Act To Sustain Maine's Core Wastewater Licensing Program and Adjust Related Provisions

PUBLIC 558

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KOFFMAN MARTIN	OTP-AM	H-779

This bill moves storm water management law fees from the storm water management law into the Department of Environmental Protection's fee schedule and breaks existing fees into processing and certification or license fees consistent with other fees. It amends wastewater discharge fees. It provides that when a waste discharge licensee continues to discharge following expiration of a license, the license fees must continue to be paid. It repeals the Maine Revised Statutes, Title 38, section 353-B, subsection 6, which established fees that applied during the initial year after the effective date of Title 38, section 353-B.

#### **Committee Amendment "A" (H-779)**

This amendment incorporates a fiscal note.

#### **Enacted Law Summary**

Public Law 2007, chapter 558 moves storm water management law fees from the storm water management law into the Department of Environmental Protection's fee schedule and breaks existing fees into processing and certification or license fees consistent with other fees. It amends wastewater discharge fees. It provides that when a waste discharge licensee continues to discharge following expiration of a license, the license fees must continue to be paid. It repeals the Maine Revised Statutes, Title 38, section 353-B, subsection 6, which established fees that applied during the initial year after the effective date of Title 38, section 353-B.