

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
SECOND REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the Second Regular Session of the 124th Maine Legislature coming from the

JOINT STANDING COMMITTEE ON NATURAL RESOURCES

April 2010

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SUSAN Z. JOHANNESMAN, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

STATE OF MAINE

124TH LEGISLATURE
SECOND REGULAR SESSION



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 Session of the 124th 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>CARRIED OVER</i>	<i>Carried over to a subsequent session of the Legislature</i>
<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 HOUSES</i>	<i>House & 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&S XXX</i>	<i>Chapter # of enacted Private & 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 of the 124th Legislature is Monday, July 12, 2010. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Natural Resources

LD 1662

An Act To Improve Maine's Air Quality and Reduce Regional Haze at Acadia National Park and Other Federally Designated Class I Areas

PUBLIC 604

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOODALL	OTP-AM	S-402

Federal law and regulations require states with fuel-burning sources that are reasonably anticipated to cause or contribute to impairment of visibility in federally designated Class I areas to implement reasonable measures to reduce visibility impairment within those areas. This bill establishes reductions in the sulfur content of fuel oil that take effect in 2014 and 2018.

Committee Amendment "A" (S-402)

The amendment changes the date, from January 1, 2014 to January 1, 2016, by which the sulfur content of distillate fuel may not be greater than 0.005% by weight. The amendment exempts distillate fuel that is used for manufacturing purposes from the low sulfur content requirements. It requires the Department of Environmental Protection to adopt major substantive rules that provide an opportunity for a licensed air contamination source to apply for an equivalent alternative sulfur reduction strategy to the residual fuel oil and distillate fuel requirements. It directs the Department of Environmental Protection to establish an advisory committee to assess the barriers and impediments to air emissions sources' reducing their reliance on fuel oils. It directs the Department of Environmental Protection to conduct a fuel oil supply study in 2014 and submit the results of its findings to the Legislature by January 15, 2015.

Enacted Law Summary

Public Law 2009, chapter 604 establishes reductions in the sulfur content of fuel oil that take effect in 2016 and 2018. It exempts distillate fuel that is used for manufacturing purposes from the low sulfur content requirements. It requires the Department of Environmental Protection to adopt major substantive rules that provide an opportunity for a licensed air contamination source to apply for an equivalent alternative sulfur reduction strategy to the residual fuel oil and distillate fuel requirements. It directs the Department of Environmental Protection to establish an advisory committee to assess the barriers and impediments to air emissions sources' reducing their reliance on fuel oils. It directs the Department of Environmental Protection to conduct a fuel oil supply study in 2014 and submit the results of its findings to the Legislature by January 15, 2015.

LD 1693

Resolve, Regarding a Report on the Status of Federal Ship Ballast Water Discharge Rules

RESOLVE 198

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FLAHERTY	OTP-AM	H-652 S-436 GOODALL

This bill prohibits ocean-going vessels from discharging ballast water that contains any detectable living organisms into the coastal waters of the State after January 1, 2021. The bill defines "ocean-going vessel" as any vessel operating within the coastal waters of the State that is equipped with ballast tanks capable of taking on and discharging water for the purposes of controlling or maintaining the vessel's trim, draft or stability or to control stresses on the vessel. The bill establishes interim standards in effect from January 1, 2011 to January 1, 2021 that