

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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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 1760

Resolve, Concerning the Proper Disposal of Motor Fuels Containing Ethanol

RESOLVE 201

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARRACHE	OTP-AM	S-410

This resolve requires the Department of Environmental Protection and the Department of Conservation jointly to adopt rules to educate the public about the handling and disposal of motor fuels containing ethanol and to ensure the availability of places for disposal of motor fuel. Rules adopted pursuant to this resolve are routine technical rules.

Committee Amendment "A" (S-410)

This amendment replaces the resolve. The amendment requires the Department of Environmental Protection to conduct an outreach and education campaign to provide information to residents statewide regarding the handling and disposal of motor fuels containing ethanol.

Enacted Law Summary

Resolve 2009, chapter 201 requires the Department of Environmental Protection to conduct an outreach and education campaign to provide information to residents statewide regarding the handling and disposal of motor fuels containing ethanol.

LD 1775

An Act To Amend Mercury Stack Testing Requirements for Certain Air Emission Sources

PUBLIC 535

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	S-394

This bill is reported out by the Joint Standing Committee on Natural Resources pursuant to the Maine Revised Statutes, Title 38, section 585-B, subsection 6. The bill requires air emission sources emitting mercury in excess of 10 pounds per year to conduct stack tests for mercury twice per year for two years and to submit a mercury reduction plan to the Department of Environmental Protection. The bill also directs the Department of Environmental Protection to submit an updated report relating to mercury emissions and standards and authorizes the committee to report out a bill to the 126th Legislature in connection with the updated report.

Committee Amendment "A" (S-394)

This amendment changes the stack test requirements in the bill to apply to air emission sources emitting mercury in excess of 10 pounds in calendar year 2010. It authorizes the Department of Environmental Protection to approve an alternative to the stack testing requirements. It allows the results of multiple stack tests to be averaged in accordance with guidance from the Department of Environmental Protection.

Enacted Law Summary

Public Law 2009, chapter 535 requires air emission sources emitting mercury in excess of 10 pounds in calendar year 2010 to conduct stack tests for mercury twice in calendar year 2011 and twice in calendar year 2012 and to submit a mercury reduction plan to the Department of Environmental Protection. It authorizes the Department of Environmental Protection to approve an alternative to the stack testing requirements. It allows the results of