

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

STATE OF MAINE
126TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON ENVIRONMENT AND
NATURAL RESOURCES**

July 2013

STAFF:

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

MEMBERS:

SEN. JAMES A. BOYLE, CHAIR
SEN. GEOFFREY M. GRATWICK
SEN. THOMAS B. SAVIELLO

REP. JOAN W. WELSH, CHAIR
REP. DENISE P. HARLOW
REP. JANICE E. COOPER
REP. GAY M. GRANT
REP. PAUL D. MCGOWAN
REP. BERNARD L. A. AYOTTE
REP. RICKY D. LONG
REP. RICHARD H. CAMPBELL
REP. ROGER E. REED
REP. BENJAMIN M. CHIPMAN

STATE OF MAINE

126TH LEGISLATURE

FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 126th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE.....Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES.....House & Senate disagreed; legislation died
DIED IN CONCURRENCE.....defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX.....chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 126th Legislature is October 9, 2013. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Environment and Natural Resources

LD 845 An Act To Change the Classification of the Lower Androscoggin River

**ACCEPTED
MAJORITY
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAUGHTRY	ONTP OTP	

This bill changes from Class C to Class B the classification of the lower Androscoggin River from the Worumbo Dam in Lisbon Falls to a line formed by the extension of the Bath-Brunswick boundary across Merrymeeting Bay.

**LD 877 An Act To Establish Separate Geospatial Data Accounts for Use by the
Maine Library of Geographic Information Board**

PUBLIC 122

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO KESCHL	OTP-AM ONTP	S-64 S-87 SAVIELLO

This bill establishes the Geospatial Data Reserve Fund. The fund will be used to continue projects established by the Maine Library of Geographic Information Board. Money in the fund used to purchase geospatial data must be matched by funding from other sources.

Committee Amendment "A" (S-64)

This amendment adds an appropriations and allocations section to the bill.

Senate Amendment "A" To Committee Amendment "A" (S-87)

This amendment eliminates the Geospatial Data Reserve Fund established by the bill. Instead, this amendment specifies that separate accounts must be established for use by the Office of Information Technology, Maine Library of Geographic Information Board. The amendment also replaces the appropriations and allocations section that appears in Committee Amendment "A."

Enacted Law Summary

Public Law 2013, chapter 122 establishes within the Office of Information Technology separate accounts to be administered by the Maine Library of Geographic Information Board. The funds will be used to continue projects established by the board. Money in the accounts used to purchase geospatial data must be matched by funding from other sources.

**LD 902 Resolve, Regarding Legislative Review of Portions of Chapter 882:
Designation of Bisphenol A as a Priority Chemical and Regulation of
Bisphenol A in Children's Products, a Major Substantive Rule of the
Department of Environmental Protection**

**RESOLVE 44
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP	

This resolve provides for legislative review of portions of Chapter 882: Designation of Bisphenol A as a Priority Chemical and Regulation of Bisphenol A in Children's Products, a major substantive rule of the Department of

Joint Standing Committee on Environment and Natural Resources

Environmental Protection.

Enacted Law Summary

Resolve 2013, chapter 44 provides for legislative review of portions of Chapter 882: Designation of Bisphenol A as a Priority Chemical and Regulation of Bisphenol A in Children's Products, a major substantive rule of the Department of Environmental Protection.

Resolve 2013, chapter 44 was finally passed as an emergency measure effective June 4, 2013.

LD 907 An Act To Encourage Recycling

ONTP

Sponsor(s)

STANLEY

Committee Report

ONTP

Amendments Adopted

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to impose a fee of \$15 per ton on the disposal of solid waste at solid waste disposal facilities and solid waste processing facilities. The fee is also imposed on the movement of solid waste from one solid waste facility to another solid waste facility. Under the bill, no category of solid waste may be exempted from the fee and the fee must be paid to the State. Revenue from the fee must be distributed as follows.

1. The first priority must be given to providing grants to municipalities for costs related to the fee:
 - A. For recyclable materials, a municipality may receive grants equal to 1.3 times the fee paid by the municipality for disposal of the recyclable materials;
 - B. For all other materials, a municipality may receive grants equal to the fee paid by the municipality for disposal of the materials; and
 - C. The total grants awarded to municipalities may not exceed the total revenue collected from the \$15 per ton fee.
2. Revenue in excess of municipal grants must be distributed to school districts. The amount distributed to each school district must be computed by dividing the revenue from the fee in excess of grants to municipalities by the total number of students in prekindergarten to 12th grade in the State and multiplying the quotient by the number of students in the school district.

LD 966 An Act To Clarify an Exemption to the Municipal Subdivision Laws

PUBLIC 126

Sponsor(s)

MORIARTY
KATZ

Committee Report

OTP

Amendments Adopted

This bill amends the subdivision law exemption for transfers to abutting landowners. The bill provides that a parcel of land created by a division that is transferred to an owner abutting that parcel is not subject to municipal subdivision review and regulation.

Enacted Law Summary