

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
126<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

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

May 2014

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**STATE OF MAINE**  
126<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION  
**LEGISLATIVE DIGEST OF BILL SUMMARIES AND**  
**ENACTED LAWS**

The *Digest* is arranged 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.

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 Second Regular Session of the 126<sup>th</sup> Legislature is August 1, 2014. 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***

**Committee Amendment "A" (H-769)**

This amendment is the majority report of the committee and replaces the original resolve. It disapproves final adoption of Chapter 200: Metallic Mineral Exploration, Advanced Exploration and Mining, a provisionally adopted major substantive rule of the Department of Environmental Protection that was filed outside the legislative rule acceptance period, and Portions of Chapter 13: Metallic Mineral Exploration, Advanced Exploration and Mining, a provisionally adopted major substantive rule of the Maine Land Use Planning Commission. It directs the Department of Environmental Protection to, as soon as practicable, repeal its existing metallic mineral mining rules and adopt metallic mineral mining rules identical to those rules in effect immediately prior to the routine technical rule amendments to exploration and advanced exploration sections that took effect on April 21, 2013. It directs the Department of Environmental Protection to, by February 1, 2016 provisionally adopt and submit to the Legislature for review major substantive rules related to the Maine Metallic Mineral Mining Act. It directs the Maine Land Use Planning Commission to, by February 1, 2016 provisionally adopt and submit to the Legislature for review major substantive rules related to commission certification of metallic mineral mining permit applications as described in the Maine Metallic Mineral Mining Act. It directs the Department of Environmental Protection to draw funding for its rule-making activities authorized in this resolve from the Metallic Mining Fund established under Public Law 2011, chapter 653, section 32.

**Committee Amendment "B" (H-770)**

This amendment is the minority report of the committee and replaces the original resolve. It authorizes final adoption of Chapter 200: Metallic Mineral Exploration, Advanced Exploration and Mining, a major substantive rule of the Department of Environmental Protection that was filed outside the legislative rule acceptance period, only if the rule is amended to make necessary nonsubstantive grammatical, formatting, punctuation or other technical editing changes.

**House Amendment "A" To Committee Amendment "A" (H-776)**

This amendment amends Committee Amendment "A" by removing the emergency preamble and emergency clause.

**LD 1773**

**Resolve, Regarding Legislative Review of Portions of Chapter 106: Low Sulfur Fuel, a Late-filed Major Substantive Rule of the Department of Environmental Protection**

**RESOLVE 95  
EMERGENCY**

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

This resolve provides for legislative review of portions of Chapter 106: Low Sulfur Fuel, a major substantive rule of the Department of Environmental Protection that was filed outside the legislative rule acceptance period.

**Enacted Law Summary**

Resolve 2013, chapter 95 authorizes final adoption of portions of Chapter 106: Low Sulfur Fuel, a provisionally adopted major substantive rule of the Department of Environmental Protection that was submitted to the Legislature for review outside the legislative rule acceptance period.

Resolve 2013, chapter 95 was finally passed as an emergency measure effective March 22, 2014.