

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
129<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



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

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

August 2019

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# STATE OF MAINE

129<sup>TH</sup> LEGISLATURE  
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## 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 129<sup>th</sup> 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. An appendix provides a summary of relevant session statistics.

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 129<sup>th</sup> Legislature is Thursday, September 19, 2019. 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*

development or production in, on or under the submerged and intertidal land owned by the State.

**LD 959      An Act To Increase Funding for the Maine Lakes Society "LakeSmart" Program and the Lake Stewards of Maine Volunteer Lake Monitoring Program      PUBLIC 519**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KESCHL D	OTP-AM	H-102 S-333    BREEN C

This bill provides increased funding to allow the Department of Environmental Protection to make grants to the Lake Stewards of Maine for the volunteer lake monitoring program and the Maine Lakes Society for the "LakeSmart" education program. This bill also provides funds to the New England Interstate Water Pollution Control Commission for pollution control training programs.

**Committee Amendment "A" (H-102)**

This amendment increases the annual funding increase proposed in the bill for New England Interstate Water Pollution Control Commission from \$25,000 to \$50,000.

**Senate Amendment "A" To Committee Amendment "A" (S-333)**

This amendment amends Committee Amendment "A" to reduce by \$75,000 per fiscal year the appropriations in the amended bill.

**Enacted Law Summary**

Public Law 2019, chapter 519 provides increased funding to allow the Department of Environmental Protection to make grants to the Lake Stewards of Maine for the volunteer lake monitoring program and the Maine Lakes Society for the "LakeSmart" education program. It also provides funds to the New England Interstate Water Pollution Control Commission for pollution control training programs.

**LD 975      Resolve, Directing the Department of Environmental Protection To Review and Update Its Report on Emissions from Marine Vessels      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ZEIGLER S	ONTP	

This resolve requires the Department of Environmental Protection to review and update its report submitted to the Legislature dated January 15, 2005 and concerning issues related to air emissions from marine vessels. The department is required to present its findings and the updated report by January 15, 2020 to the Joint Standing Committee on Environment and Natural Resources and the Joint Standing Committee on Marine Resources. The committees are authorized to submit legislation to the Second Regular Session of the 129th Legislature.

**LD 983      An Act To Exempt from Natural Resources Protection Act Permit Requirements Certain Maintenance and Repairs of Nonhydropower Dams      PUBLIC 124**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KESCHL D	OTP-AM	H-174

***Joint Standing Committee on Environment and Natural Resources***

This bill exempts low-head dams from the permitting requirements for repair under the Natural Resources Protection Act.

**Committee Amendment "A" (H-174)**

This amendment clarifies that certain maintenance and repairs of nonhydropower dams are exempt from permitting requirements under the Natural Resources Protection Act if certain specified requirements are met.

**Enacted Law Summary**

Public Law 2019, chapter 124 clarifies that certain maintenance and repairs of nonhydropower dams are exempt from permitting requirements under the Natural Resources Protection Act if certain specified requirements are met.

**LD 988      An Act To Reduce the Landfilling of Municipal Solid Waste      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHIPMAN B CAMPBELL D		

This bill removes the exemption to the municipal solid waste disposal surcharge for municipal solid waste generated by a municipality that owns the landfill accepting it or that has entered into a contract with a term longer than nine months for disposal of municipal solid waste in that landfill facility. The bill also directs the proceeds from the surcharge to the Maine Solid Waste Diversion Grant Program.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 1055      An Act To Reduce Fraud in the Redemption of Beverage Containers      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BICKFORD B BELLOWS S	ONTP	

This bill amends the State's bottle redemption laws to authorize initiators of deposit subject to a commingling agreement to include in the agreement authorization to conduct audits of beverage containers presented by a dealer or local redemption center for pickup or payment of refund value and to take certain actions against the dealer or local redemption center in the case of a failed audit. The bill also provides for a grievance process whereby a dealer or local redemption center may file a grievance with the Department of Environmental Protection to challenge an action taken by an initiator of deposit in the case of a failed audit.

**LD 1080      Resolve, Regarding Biofuel in Heating Oil      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RILEY T	OTP-AM	H-148

This resolve directs the Executive Department, Governor's Energy Office to oversee a study of and report to the Joint Standing Committee on Environment and Natural Resources on the feasibility of setting a requirement for the