

**NATURAL RESOURCES COMMITTEE**  
**123<sup>rd</sup> LEGISLATURE**  
**1<sup>st</sup> REGULAR SESSION**

**I. REPORTS DUE TO THE NATURAL RESOURCES COMMITTEE**

**One Time Reports and Biennial Reports Due This Session:**

<u>MRSA Title/Section</u>	<u>Description</u>	<u>Due Date</u>	<u>From</u>
P.L. 2005 c. 452, Pt. C, §5	Report on the recommendations made by the work group (Pt. C, §2) overseeing the study of state regulation of groundwater withdrawal.	11/1/2006	Work group to study state regulation of groundwater withdrawal
Resolve 2005, c. 174, sec. 3	Report on a joint review by DEP and DHHS, Maine CDC of issues regarding mold in buildings in the State	1/1/2007	DEP and DHHS Maine CDC
Resolve 2005, c. 207, sec. 6	Report on an appropriate solid waste management regime, including the management of construction and demolition debris, and an appropriate solid waste management hierarchy	1/1/2007	Blue Ribbon Commission on Solid Waste Management
Resolve 2005, c. 144, sec. 1	Report on the effectiveness of cellular telephone recycling collection programs in the State	1/15/2007	DEP
Resolve 2005, c. 35, sec. 1	Report on solid waste management program funding alternatives to the continued used of revenues derived from the \$1 fee on the retail sale of new tires.	1/30/2007	DEP
P.L. 2005, c. 617, sec.5	Report on the effects of allowing the substitution of wood from construction and demolition debris for conventional fuels used in a boiler to exceed 50% of total fuel by weight combusted on an annual average basis under certain conditions.	2/1/2007	DEP
P. L. 2005 c. 549, §7	Report on funding for cleanup of sites contaminated by hazardous waste, biomedical waste and waste oil, including an assessment of the adequacy of the Maine Hazardous Waste Fund.	2/1/2007	DEP
Resolve 2005, c. 140, sec. 2	Report on the status of the newly established process to allow public comment on the recommendations regarding source water protection, including subsequent recommendations incorporating public comment	2/1/2007	Drinking Water Program (DHHS, DEP, Dept. of Cons., MGS and Dept. of Ag., Food, and Rural Resources)
P.L. 2005, c. 617, sec.4	Report on the economic and technological feasibility of requiring all boilers that burn construction and demolition debris to use the best available control technology to minimize toxic air emissions.	2/1/2007	DEP

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P.L. 2005, c. 617, sec.3	Report on feasibility of requiring source separation and state-of-the-art processing to remove toxic materials from construction and demolition debris prior to combustion in a boiler.	2/1/2007	DEP
P.L. 2005, c 452, sec. C-5	Report on the study of regulation of groundwater withdrawal.	11/1/2007	Land and Water Resources Council
7 §353, sub-§6	Report on the sustainable agricultural water source program ** This report shall be reviewed by NAT together with the annual report on all aspects of water use for that year required under 38 §470-G	Biennial: By 1/30 of odd-numbered years beginning 1/30/2007.	Maine Agricultural Water Management Board
30 §5953-D, sub-§7	Report on the loans and grants program under the Municipal Investment Trust Fund.	Biennial: By 1/1 of every odd-numbered year	Maine Municipal Bond Bank
38 §480-I	Report on the progress of the mapping of significant wildlife habitats.	Biennial: By 1/1 of every odd-numbered year	DEP & IFW
38 §2303, sub-§5	Statewide toxics use reduction goals biennial report.	Biennial: By 1/15 of every odd-numbered year	DEP
38 §410-G	Marine Environmental Monitoring Program report. Report is not required if DEP does not receive funding for the Marine Environmental Monitoring Program prior to the First Regular Session.	3/15 during the 1 <sup>st</sup> Regular session of each Legislature.	DEP & DMR
38 §449	Shoreland zoning ordinance report.	Biennial every odd-numbered year	DEP
38 §464, sub-§3, ¶A	Report on the quality of the State's waters, including waters in non-attainment.	First Reg. Session of each Legislature	DEP

<b>Annual Reports:</b>
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<u>MRSA Title/Section</u>	<u>Description</u>	<u>Due Date</u>	<u>From</u>
Resolve 2005, c. 143, Sec. 1	Report on the quantity of amalgam supplied to dentists and dental offices in this State	Annual: By 1/1 (beginning 1/1/2007, ending 1/1 until 2009 )	DEP (in consultation with the Board of Dental Examiners)
Resolve 2005, c. 175, sec.2, sub-§2	Report summarizing the discussions and recommendations of the Beaches Advisory Group, charged with oversight of Maine's integrated beach management program.	Annual: By 1/1	Beaches Advisory Group

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P.L. 1997, c. 444	Toxic substance reduction annual progress report.	Annual: By 1/1	DEP & HHS
5 §1812-A	Report on the State's efforts to purchase supplies and materials composed in whole or in part of recycled materials including: any procurement policies, incentives, educational programs, promotional efforts or other activities undertaken by the State Purchasing Agent.	Annual: By 1/1	State Purchasing Agent
5 §1890-K	Report on a review of the year's activities, including a description of standards adopted, data added to the library, partnerships established, disputes addressed, studies conducted and financial activity.	Annual: By 1/1	Maine Library of Geographic Information Board
38 §1665-A, sub-§9	Report on any fee or other charge collected on the sale of new motor vehicles for the purpose of paying the cost of carrying out the manufacturer responsibilities with respect to mercury.	Annual: By 1/1	Motor vehicle manufacturers doing business in the State.
38 §2124-A	Report on solid waste generation, recycling rates and disposal capacity.	Annual: By 1/1	State Planning Office
38 §1609, sub-§2 and P.L. 2003, c. 629, sec. 2	Report regarding the regulation of brominated flame-retardants, including the nationwide availability of safer alternatives to the 'deca' mixture of polybrominated diphenyl ethers.	Annual: By 1/5	DEP
38 §585-D	Report on evaluation of California standards for new motor vehicle emissions.	Annual: By 1/15 (beginning 1/15/2007)	DEP
5 §3331, sub-§4	Report on the activities of the Land and Water Resources Council for previous and current calendar years.	Annual: By 1/15	Land and Water Resources Council
38 §341-D	Report on the effectiveness of the environmental laws of the State and any recommendations for amending those laws or the laws governing the board.	Annual: By 1/15	Board of Environmental Protection
38 c. 3, sub-c. I, art. 4-B, §470-G	Water use/water withdrawal annual reports.	Annual: By 1/15	DEP
38 §1453-A, sub-§4	Report on Advisory Commission on Radioactive Waste activities.	Annual: By 1/15	Adv. Comm. on Rad. Waste
38 §1670, sub-§8	Report on the effectiveness and extent of established mercury-added products collection, transportation and recycling programs.	Annual: By 1/15	Mercury Products Advisory Committee/DEP
22 §680, sub-§4	Radiation user fee schedule annual report.	Annual: By 1/31	DHS

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22 §679-B	Report on the income to and expenditures from the Radioactive Waste Fund for the previous year and on the budget for the coming year.	Annual: By 2/1	DHS
38 §352	Maine Environmental Protection Fund annual report.	Annual: By 2/1	DEP
38 §585-H	MTBE in gasoline annual report.	Annual: By 2/1	DEP
38 §969	Report identifying the amount collected and how the commission disbursed the Saco River Corridor fund.	Annual: By 2/1	Saco River Corridor Commission
38 §1454-A	Report on the expenditures from the Radioactive Waste Advisory Commission Fund for the previous fiscal year and on the budget for the coming year, including line item detail on expenditures, including travel, printing, mailing and hearings, personnel, consultant services, general operating expenses, supplies and overhead for the commission and transfers of funds.	Annual: By 2/1	DHS
P.L. 2005, c. 409, sec. 7	Report on water quality standards on certain Class C waters.	Annual: By 2/1 (until 2011)	DEP
38 §570-H, sub- §2	Fund Insurance Review Board annual report including assessment of Ground Water Oil Clean-up Fund, Underground Oil Storage Replacement Fund and the Waste Oil Clean-up Fund.	Annual: By 2/15	Fund Insurance Review Board/DEP
38 §1453-A, sub-§1 and sub-§4	Annual report of activities, including an assessment of its funding and recommendations for altering the funding formula in the event the Maine Yankee Atomic Power Company plant in Wiscasset no longer generates low-level radioactive waste.	Annual: By 2/15	Advisory Commission on Radioactive Waste and Decommissioning
38 §1665-B, sub-§6	Report on the collection and recycling of mercury-added thermostats in the State, including the final incentive plan and recommendations for any statutory changes	Annual: By 3/15	DEP
38 §420-A	Dioxin-monitoring program annual report.	Annual: By 3/31	DEP
38 §420-B, sub-§4	Surface water ambient toxic monitoring program annual report.	Annual: By 3/31	DEP
30-A, c. 187, sub-c. II, art. 3-B, §4350-A	Report on committee's activities including assessment, advice and recommendations on emerging policy concerns related to growth management.	Annual: By 12/1	Community Preservation Advisory Committee
10 §997-B sub-§2	Report on the activities of the commission, including deposits and expenditures from the Agriculturally Derived Fuel Fund.	Annual	Agricultural Products Utilization Commission

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12 §10308, sub- §5, ¶C	Report on board's expenditures and strategic plan progress.	Annually to NAT, IFW & UTE	Maine Outdoor Heritage Fund Board
38 §344-B	Annual report on permitting and licensing activities of DEP.	Annual	DEP
38 §402	Report on the research and studies to determine recharge and cleansing rates of ground water in different sand and gravel bedrock formations.	Annual	Maine Geological Survey
38 §464, sub-§3, ¶C	Status of licensed discharges annual report.	Annual	DEP

<b>Biennial Reports Due Next Year:</b>
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<u>MRSA Title/Section</u>	<u>Description</u>	<u>Due Date</u>	<u>From</u>
38 §343-H	Report on the Clean Government Initiative.	Biennial: By 1/1 of every even-numbered year	DEP & Directors of the Clean Government Initiative
38 §578	Report on the evaluation of the greenhouse gas emission policy effectiveness.	Biennial: By 1/1 of every even numbered year	DEP
38 §343-I	Report on the status of the Smart Tracks for Exceptional Performers and Upward Performers program, progress toward meeting goals and recommended changes to improve the program.	Biennial: By January of every even-numbered year	DEP
38 §570-K, sub-§5	Report on oil spill prevention and control activities including an evaluation and recommendations about financial consequences for noncompliance.	Biennial: By 1/15 of every even-numbered year	DEP
38 §1609, sub-§8	Report on the evaluation of the recycling rates in the State for covered electronic devices, compliance and enforcement, and recommendations for changes to the collection and recycling system.	Biennial: By 1/15/2008 and every 2 <sup>nd</sup> year until 1/15/2014	DEP
38 §2309, sub-§7, ¶C	Toxics use reduction progress report on the preceding 2-year period listing those facilities that have exceeded their goals and those that have failed to meet their goals.	Biennial: By 10/1 of every even-numbered year	DEP
38 §1319-Q, sub-§4	Report concerning hazardous waste management, including any recommendations for legislative action to develop and establish needed hazardous waste facilities.	Biennial every even-numbered year	DEP

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<b>Reports Due in Later Years:</b>
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<u>MRSA Title/Section</u>	<u>Description</u>	<u>Due Date</u>	<u>From</u>
Resolve 2005, c. 183 sec.3	Report on the implementation of Ch. 335: Significant Wildlife Habitat Rules	1/1/2009	DEP
P.L. 2005, c. 602, sec. 8	Report on the addition of standard industrial activities not covered by standard industrial codes, to the industrial storm water program	1/1/2009	DEP
P.L. 2005, c. 509, §3	Report, including recommendations, on the state of the technology of mercury-free button cell batteries.	1/15/2009	DEP
38 §585-B, sub-§6	Report summarizing mercury emissions and mercury reduction potential from emission sources, including an evaluation of the technological feasibility, cost and schedule of achieving the standards in sub§5.	3/1/2009	DEP
30-A §4331, sub-§5	Report on the evaluation process to determine the effectiveness of state, regional and local efforts for growth management programs.	Beginning 1/1/1995 and at least every 4 years thereafter	SPO
38 §420, sub-§1-B	Report on the status of mercury discharges, progress in implementing pollution prevention plans, and progress toward attainment of ambient water quality criteria for mercury.	1/15/2005 and every 5 <sup>th</sup> year thereafter	DEP
P.L. 2003, c. 574, sec. 3	Report on the status of Atlantic salmon restoration in connection with licenses issued pursuant to 38 §465, sub-§1, ¶ C, sub-¶ 2, or 38 §465, sub-§2, ¶ C, sub-¶ 2.	Every 2 years starting when licenses are issued.	Atlantic Salmon Commission
38 §2123-B	Report to the Governor and NAT concerning review of State policy regarding the development of commercial solid waste disposal facilities.	Every 5 years; Beginning date not specified	Solid Waste Disposal Task Force
38 §2156-A, sub-§2	Report recommending the construction and operation of a state-owned solid waste disposal facility, including appropriate agency oversight, a review of disposal options outside the state, a review of existing efforts to reduce, reuse and recycle and the impact of these efforts.	Within 4 years of using remaining disposal capacity	SPO
38 §2162, sub-§2	Optional report recommending construction and operation of a state-owned solid waste disposal facility, including a review of existing efforts to reduce, reuse and recycle and the impact of these efforts, an economic analysis of the facility's expected costs and commitments from entities to utilize the facility along with projected revenues.	When additional disposal capacity is projected	SPO

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**II. OTHER REPORTS OF INTEREST TO THE NATURAL RESOURCES COMMITTEE**

**Reports to the Legislature:**

<u>MRSA Title/Section</u>	<u>Description</u>	<u>Due Date</u>	<u>From</u>
38 §995	Report on the activities and an audit statement of the financial operations of the St. Croix International Waterway Commission.	Annual: By 3/31 to the Governor & the Premier of the Province of New Brunswick	St. Croix International Waterway Commission
5 §3331, sub-§5	Report on the operation and effectiveness of the land use mediation program.	12/31/2003 and every two years thereafter to Governor, Admin. Office of the Courts, and Executive Director of Legislative Council	Land Use Resources Council
38 §492	Report including a full account of any additional powers or duties administered by the commission.	Annual	N.E. Interstate Water Control Commission
5 §454-A, sub-§5, ¶A	Report to the Governor and the Legislature regarding the board, including an audited financial statement and a listing of activities by the board in the preceding biennium.	Biennial: 30 Days prior to each First Regular	Mining Excise Tax Trust Fund Board
5 §454-A, sub-§5, ¶B	Report to the Legislature on the plan of expenditures and activities by the board for the coming year.	Annual: 30 Days prior to each Regular Session	Mining Excise Tax Trust Fund Board
38 §343-C, sub-§2, ¶B	Technical and Environmental Assistance Program periodic status report.	Periodically	DEP
38 §1316-G	Tire stockpile reduction and beneficial reuse periodic report.	Not specified	DEP

**III. REPEALS OF INTEREST TO THE NATURAL RESOURCES COMMITTEE**

**Repeals This Biennium:**

<u>MRSA Title/Section</u>	<u>Description</u>	<u>Date</u>
38 §420-A, sub-§6	Repeals the dioxin-monitoring program.	12/31/2007
30-A §4350-A	Repeals the Community Preservation Advisory Committee.	6/1/2008

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<u>MRSA Title/Section</u>	<u>Description</u>	<u>Date</u>
36 §5219-Z	Repeals the Tax credit for pollution-reducing boilers	12/31/2009
38 §568-A	Repeals the Ground Water Oil Clean-up Fund coverage requirements for the clean-up costs and eligible 3rd-party damage costs.	12/31/2010
38 §568-B	Repeals the Fund Insurance Review Board.	12/31/2010
38 §569-A	Repeals the Ground Water Oil Clean-up Fund.	12/31/2010
38 §570-A	Repeals the budget approval section of liability for all disbursements from the Ground Water Oil Clean-up fund.	12/31/2010
38 §570-B	Repeals the Ground Water Oil Clean-up Fund's personnel and equipment requirement.	12/31/2010
Resolve 2005, c. 175, sec.2, sub-§3	Repeals the Beaches Advisory Group and its oversight of Maine's integrated beach management program.	6/30/2011

**IV. LAWS THAT GRANT THE NATURAL RESOURCES COMMITTEE  
THE POWER TO REPORT OUT LEGISLATION**

<u>MRSA Title/Section</u>	<u>Description</u>	<u>Date</u>
P.L. 2005, c. 617, sec. 6	Authorizes legislation on the subject matter of the reports submitted by DEP pursuant to P.L. 2005, c. 617, sections 3 (source separation), 4 (best available control technology), and 5 (wood fuel substitution).	1 <sup>st</sup> Regular Session of the 123 <sup>rd</sup> Legislature
P.L. 2005, c. 549 sec. 7	Authorizes legislation dealing with the fees for the transport and disposal of hazardous waste.	1 <sup>st</sup> Regular Session of the 123 <sup>rd</sup> Legislature
P.L. 2005, c. 558 sec. 2	Authorizes legislation in connection with the DEP report on the collection and recycling of mercury-added thermostats	1 <sup>st</sup> Regular Session of the 123 <sup>rd</sup> Legislature
Resolve 2005, c. 140, sec. 3	Authorizes legislation regarding the recommendations made in the Drinking Water Program's report on consideration of public comment on source water protection	1 <sup>st</sup> Regular Session of the 123 <sup>rd</sup> Legislature
Resolve 2005, c. 144, sec. 1	Authorizes legislation relating to the cellular telephone recycling collection programs	1 <sup>st</sup> Regular Session of the 123 <sup>rd</sup> Legislature
Resolve 2005, c. 174 sec. 4	Authorizes legislation pertaining to the cleanup and minimization of mold	1 <sup>st</sup> Regular Session of the 123 <sup>rd</sup> Legislature
Resolve 2005, c. 190, sec. 2	Authorizes legislation in connection with statutory changes proposed by DEP pursuant to this resolve to ensure the availability of public drinking water supplies	1 <sup>st</sup> Regular Session of the 123 <sup>rd</sup> Legislature

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Resolve 2005, c. 207, sec. 6	Authorizes legislation concerning the findings and recommendations of the Blue Ribbon Commission on Solid Waste Management	1 <sup>st</sup> Regular Session of the 123 <sup>rd</sup> Legislature
P.L. 2005, c. 509, §3	Authorizes legislation related to the DEP's report on the state of the technology of mercury-free button cell batteries.	1 <sup>st</sup> Regular Session of the 124 <sup>th</sup> Legislature
Resolve 2005, c. 183 sec. 4	Authorizes legislation relating to the Significant Wildlife Habitat Rules report pursuant to sec. 3	1 <sup>st</sup> Regular Session of the 124 <sup>th</sup> Legislature
P.L. 2005, c. 602, sec. 10	Authorizes legislation related to the addition of standard industrial activities not covered by standard industrial codes, to the industrial storm water program	1 <sup>st</sup> Regular Session of the 124 <sup>th</sup> Legislature
38 §585-B, sub-§6	Authorizes legislation regarding mercury emission standards	124 <sup>th</sup> Legislature
38 §578	Authorizes legislation based on the evaluation of the greenhouse gas emission policy effectiveness.	2 <sup>nd</sup> Reg. Session of any Legislature
Resolve 2005, c. 175, sec.2, sub-§2	Authorizes legislation regarding Maine's beaches	Any Session of the Legislature
P.L. 2005, c. 409, sec. 7	Authorizes legislation relating to annual report on water quality standards on Certain Class C waters.	Any session of any Legislature
P.L. 1999, c. 709	Authorizes legislation related to MTBE use in gasoline.	Any session of any legislature
38 §585-D (PL 2005, Ch. 245)	Authorizes legislation related to evaluation of California standards for new motor vehicle emissions.	
38 §2156-A, sub-§3	Authorizes legislation to authorize construction and operation of a state-owned solid waste disposal facility.	38 §1609, sub-§2

**V. MAJOR SUBSTANTIVE RULEMAKING OF INTEREST TO THE  
NATURAL RESOURCES COMMITTEE**

<u>MRSA Title/Section</u>	<u>Agency Given Rulemaking Authority</u>	<u>Rule Description</u>	<u>Committee of Jurisdiction</u>
P.L. 2005, c. 452, Pt. C-6	DEP	Withdrawal of groundwater **Rules must be adopted by 3/15/2007 by DEP, LURC, DHHS and Maine Geological Survey.	Natural Resources
38 §490-CC, Pt. 1	DEP	Storm water program administration - Granting variance from performance standards	Natural Resources
38 §470-H	BEP	Water use standards for maintaining in-stream flows and GPA lake or pond water levels protective of aquatic life	Natural Resources

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**VI. GOVERNMENT EVALUATION REVIEWS BY THE NATURAL RESOURCES  
COMMITTEE DUE THIS BIENNIUM**

<u>Statutory Cite</u>	<u>Agency</u>	<u>Year Review Due</u>
3 § 959	Department of Environmental Protection	2008
3 § 959	Board of Environmental Protection	2008

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