

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by striking out all of section 1 and inserting the following:

‘Sec. 1. 38 MRSA §353-A, sub-§1-A, as enacted by PL 1993, c. 412, §2, is amended to read:

1-A. Annual fee surcharge. Beginning November 1, ~~1994~~2008, a licensee shall pay an annual fee surcharge of ~~\$10~~\$2 per every 1,000 air quality units as defined in section 582, subsection 11-E. The minimum revenue threshold for the annual fee surcharge is established at \$1,250,000 per year. The commissioner may increase the annual fee surcharge to up to \$4 per every 1,000 air quality units if the annual revenue derived from this annual fee surcharge is less than \$1,250,000 per year. The commissioner shall report to the joint standing committee of the Legislature having jurisdiction over natural resources matters by January 15, 2010 and every 2 years thereafter on any fee adjustment and the justification for the fee adjustment and the adequacy of the minimum revenue threshold and its ability to support the long-term sustainability of state air quality protection and improvement activities.’

Amend the bill by inserting after section 5 the following:

‘Sec. 6. Department of Environmental Protection to install air quality monitor in the Town of Bradley. The Department of Environmental Protection, or its designee, shall install, maintain and oversee one or more air quality monitors in the Town of Bradley for a period of no less than one year and no more than 2 years unless a violation of the laws governing ambient air standards is identified through such a monitor.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Maine Environmental Protection Fund 0421

Initiative: Allocates funds for the installation and maintenance of air quality monitors in the Town of Bradley.

OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
Capital Expenditures	\$0	\$75,000
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$75,000

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment establishes a minimum revenue threshold for funding state air quality protection and improvement activities from the collection of air emissions license fee surcharge money. If the minimum annual revenue threshold is not met, the commissioner may increase the annual fee surcharge up to \$4 per 1,000 air quality units. It also establishes a reporting requirement on the adequacy of the minimum revenue threshold in terms of its ability to support ongoing air quality protection and improvement activities, including any fee adjustments and the justification for those adjustments. This amendment also requires air quality monitoring in the Town of Bradley for a limited period of time.

FISCAL NOTE REQUIRED

(See attached)