An Act to Provide That All Rules Regarding Perfluoroalkyl and Polyfluoroalkyl Substances Are Major Substantive Rules

Reference to the Committee on Environment and Natural Resources suggested and ordered printed.

Presented by Representative CAMPBELL of Orrington.
Be it enacted by the People of the State of Maine as follows:

Sec. 1. 7 MRSA §320-K, sub-§6, as enacted by PL 2021, c. 635, Pt. XX, §2, is amended to read:

6. Rules. The department may adopt rules to implement this chapter. Rules adopted pursuant to this subsection are routine technical major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 38 MRSA §424-C, sub-§6, as enacted by PL 2021, c. 449, §1, is amended to read:

6. Administration and enforcement; rules. The department shall administer and enforce this section and may adopt rules as necessary to implement and administer this section. Rules adopted pursuant to this subsection are routine technical major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 3. 38 MRSA §1614, sub-§5, ¶C, as enacted by PL 2021, c. 477, §1 and reallocated by RR 2021, c. 1, Pt. A, §54, is amended by repealing the first blocked paragraph.

Sec. 4. 38 MRSA §1614, sub-§10, as enacted by PL 2021, c. 477, §1 and reallocated by RR 2021, c. 1, Pt. A, §54, is amended to read:

10. Rules. The department shall adopt rules to implement this section. Except as provided in subsection 5, paragraph C, rules adopted to implement this section are routine technical major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

SUMMARY

This bill requires rules related to perfluoroalkyl and polyfluoroalkyl substances, or PFAS, to be major substantive rules.