

STATE OF MAINE
130TH LEGISLATURE
FIRST REGULAR AND FIRST SPECIAL SESSIONS



Disposition of bills and summaries of all laws enacted or finally passed

JOINT STANDING COMMITTEE ON ENVIRONMENT
AND NATURAL RESOURCES

December 2021

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Joint Standing Committee on Environment and Natural Resources

SUBJECT INDEX

Air Quality/Air Emissions

Enacted

LD 163 An Act To Revise Maine's Environmental Laws PUBLIC 294

LD 872 An Act Concerning Motor Vehicle Emissions Control System
Tampering PUBLIC 119

Not Enacted

LD 809 An Act To Prohibit the Purging of Volatile Organic Compound Gases
from Oil Tankers in the Waters of Maine ONTP

LD 1532 An Act To Protect Maine's Air Quality by Strengthening
Requirements for Air Emissions Licensing CARRIED OVER

Beverage Containers

Not Enacted

LD 1467 An Act To Promote a Circular Economy through Increased Post-
consumer Recycled Plastic Content in Plastic Beverage Containers CARRIED OVER

Chemicals Regulation

Enacted

LD 1503 An Act To Stop Perfluoroalkyl and Polyfluoroalkyl Substances
Pollution PUBLIC 477

LD 1505 An Act To Restrict the Use of Perfluoroalkyl and Polyfluoroalkyl
Substances in Firefighting Foam PUBLIC 449

LD 1600 An Act To Investigate Perfluoroalkyl and Polyfluoroalkyl Substance
Contamination of Land and Groundwater PUBLIC 478

LD 1662 An Act Regarding Maine's Sales Prohibition on Upholstered Furniture
Treated with Flame-retardant Chemicals PUBLIC 221

Not Enacted

LD 960 An Act To Require Reporting of Perfluoroalkyl and Polyfluoroalkyl Substances, PFAS, in Products and of Discharges of Firefighting Foam Containing PFAS ONTP

Climate Change/Greenhouse Gases

Enacted

LD 226 An Act To Limit the Use of Hydrofluorocarbons To Fight Climate Change PUBLIC 192

LD 722 Resolve, To Study the Establishment of the Maine Climate Corps RESOLVE 25

LD 1572 Resolve, To Analyze the Impact of Sea Level Rise RESOLVE 67

Not Enacted

LD 87 An Act To Implement the State Climate Action Plan, Reduce Greenhouse Gas Emissions and Enhance Maine's Economy Leave to Withdraw Pursuant to Joint Rule 310

LD 502 An Act To Broaden the Definition of "Working Waterfront" with Respect to Land Use Planning Leave to Withdraw Pursuant to Joint Rule 310

LD 726 An Act To Combat Climate Change and Address Its Impact in Maine Leave to Withdraw Pursuant to Joint Rule 310

LD 735 An Act To Establish a Funding Mechanism To Protect Private Roads Endangered by Climate Action Impacts ONTP

LD 866 An Act Concerning Advanced Refrigeration Technology CARRIED OVER

LD 901 An Act To Assist Maine Residents Negatively Affected by Climate Change ONTP

LD 1367 An Act To Create a Grant Program To Promote Innovation in Municipal Carbon Reduction Initiatives ONTP

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LD 1498	An Act To Prevent Increased Heating Fuel, Natural Gas, Gasoline and Diesel Fuel Pricing in Maine by Prohibiting Adoption of Rules Limiting Greenhouse Gas Emissions	Died Between Houses
LD 1545	An Act Regarding Greenhouse Gas Emissions and Reductions Associated with Significant Development Projects	ONTP
LD 1567	An Act To Equitably Fund Maine's Climate Change Mitigation Efforts	ONTP
LD 1616	An Act To Ensure That Municipalities and Multimunicipal Regions of Every Size and Capacity Have Guidance on Climate Adaptation and Resilience Strategies for Policy, Implementation and Investment Decision Support	CARRIED OVER

Coastal Areas

Enacted

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LD 946	Resolve, Regarding the Shore Damage Mitigation Project in Saco Bay	RESOLVE 85
LD 1572	Resolve, To Analyze the Impact of Sea Level Rise	RESOLVE 67

Dams

Enacted

LD 909	An Act Regarding the Depth of Phillips Lake in the Town of Dedham	P & S 7
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Not Enacted

LD 1488	Resolve, To Study and Recommend Improvements to Maine's Dam Safety	CARRIED OVER
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Environment and Natural Resources

Department of Environmental Protection

Enacted

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| LD 1415 | Resolve, To Direct the Department of Environmental Protection To Determine Staffing Needs To More Efficiently and Effectively Issue Decisions on New, Amendment and Minor Revision Applications | RESOLVE 62 |
| LD 1635 | An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection | PUBLIC 186 |

Not Enacted

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| LD 436 | An Act Regarding the Authority of the Department of Environmental Protection Regarding Applications, Permits and Fines | ONTP |
| LD 988 | An Act To Increase Economic Development by Expanding the Special Fee Application Review Process of the Department of Environmental Protection | Majority (ONTP) Report |

Electronic Waste

Not Enacted

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| LD 1208 | An Act To Amend the State's Electronic Waste Recycling Law | Majority (ONTP) Report |
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Energy

Enacted

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| LD 940 | An Act To Establish Appliance Energy and Water Standards | PUBLIC 433 |
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Environmental Regulation

Not Enacted

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| LD 64 | RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding Environmental Rights | Leave to Withdraw Pursuant to Joint Rule 310 |
| LD 489 | RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to a Healthy Environment | CARRIED OVER |
| LD 890 | An Act To Protect Maine Consumers and Decrease Environmental Pollution | ONTP |

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Enacted

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Not Enacted

LD 743 An Act To Amend the Laws Governing Invasive Aquatic Species ONTP

Licensing/Permitting

Enacted

LD 1415 Resolve, To Direct the Department of Environmental Protection To Determine Staffing Needs To More Efficiently and Effectively Issue Decisions on New, Amendment and Minor Revision Applications RESOLVE 62

Not Enacted

LD 260 An Act To Clarify the Establishment, Collection and Use of Certain Fees for Nonwetland Habitat Mitigation Required by the Department of Environmental Protection for Project Permitting Leave to Withdraw Pursuant to Joint Rule 310

LD 436 An Act Regarding the Authority of the Department of Environmental Protection Regarding Applications, Permits and Fines ONTP

LD 678 An Act Regarding Timelines for Permitting by the Department of Environmental Protection ONTP

LD 988 An Act To Increase Economic Development by Expanding the Special Fee Application Review Process of the Department of Environmental Protection Majority (ONTP) Report

LD 1038 An Act To Facilitate a Timely Revision Process in the Site Location of Development Laws Majority (ONTP) Report

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Enacted

LD 1023 An Act Regarding the Outdoor Release or Abandonment of Balloons PUBLIC 374

Not Enacted

LD 618 An Act Regarding the Outdoor Release or Abandonment of Balloons ONTP

Metallic Mineral Mining

Not Enacted

LD 1163 An Act To Reduce Pollution by Prohibiting Metallic Mineral Mining ONTP

Oil/Fuel

Not Enacted

LD 92 An Act To Amend the Waste Motor Oil Disposal Site Remediation Program Leave to Withdraw Pursuant to Joint Rule 310

LD 1006 An Act To Allow the Sale of Ethanol-free Gasoline Statewide Leave to Withdraw Pursuant to Joint Rule 310

LD 1498 An Act To Prevent Increased Heating Fuel, Natural Gas, Gasoline and Diesel Fuel Pricing in Maine by Prohibiting Adoption of Rules Limiting Greenhouse Gas Emissions Died Between Houses

LD 1567 An Act To Equitably Fund Maine's Climate Change Mitigation Efforts ONTP

Product Stewardship

Enacted

LD 8 An Act To Support Collection and Proper Disposal of Unwanted Drugs PUBLIC 94

LD 1541 An Act To Support and Improve Municipal Recycling Programs and Save Taxpayer Money PUBLIC 455

Not Enacted

LD 1471 An Act To Establish a Stewardship Program for Packaging Majority (ONTP) Report

Recycling/Waste

Enacted

LD 1631	An Act To Amend the Laws Banning Polystyrene Foam Regarding Packaging for Meat, Poultry, Fish, Seafood and Eggs	PUBLIC 208
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Not Enacted

LD 39	An Act To Remove the Plastic Bag Ban	Majority (ONTP) Report
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LD 108	An Act To Improve Public Safety by Repealing the Single-use Plastic Carry-out Bag Ban	Majority (ONTP) Report
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LD 244	An Act To Repeal Maine's Single-use Plastic Bag Law	Majority (ONTP) Report
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LD 359	An Act To Promote Energy Production from Recyclable Plastics	Majority (ONTP) Report
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LD 602	An Act To Prevent Pollution from Single-use Plastic Straws, Splash Sticks and Beverage Lid Plugs	Majority (ONTP) Report
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LD 640	An Act To Ban Single-serving, Disposable Plastic Water Bottles	ONTP
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LD 911	An Act To Prohibit the Reception of Foreign Waste Plastic in Maine Ports	Majority (ONTP) Report
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LD 1467	An Act To Promote a Circular Economy through Increased Post-consumer Recycled Plastic Content in Plastic Beverage Containers	CARRIED OVER
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Shoreland Zoning

Enacted

LD 1161	An Act Concerning Marina-based Restaurants in the Shoreland Zone	PUBLIC 336
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Not Enacted

LD 390	An Act Regarding the Mapping of Shoreland Zones	ONTP
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LD 502	An Act To Broaden the Definition of "Working Waterfront" with Respect to Land Use Planning	Leave to Withdraw Pursuant to Joint Rule 310
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Site Law

Enacted

LD 69	An Act To Reduce Duplicative Permitting Review for Projects under the Site Location of Development Laws	PUBLIC 51
LD 1028	An Act To Ease Business Expansion by Increasing the Number and Applicability of Permit Exemptions under the Site Location of Development Laws	PUBLIC 123

Not Enacted

LD 1089	An Act To Increase Municipal Oversight in the Site Location of Development Laws	ONTP
LD 1097	An Act Regarding the Definition of "Development of State or Regional Significance That May Substantially Affect the Environment"	ONTP
LD 1545	An Act Regarding Greenhouse Gas Emissions and Reductions Associated with Significant Development Projects	ONTP

Solar Energy

Enacted

LD 802	An Act To Ensure Decommissioning of Solar Energy Developments	PUBLIC 151
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Not Enacted

LD 1595	An Act To Address Waste Associated with Solar Energy Equipment	Majority (ONTP) Report
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St. Croix International Waterway

Not Enacted

LD 203	An Act To Increase Funding for the St. Croix International Waterway Commission	CARRIED OVER
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Waste Management

Enacted

LD 57 An Act To Reduce the Landfilling of Municipal Solid Waste PUBLIC 230

Not Enacted

LD 259 An Act To Improve Solid Waste Management CARRIED OVER

LD 359 An Act To Promote Energy Production from Recyclable Plastics Majority (ONTP) Report

LD 387 An Act To Reduce the Amount of Waste Going into Landfills ONTP

LD 911 An Act To Prohibit the Reception of Foreign Waste Plastic in Maine Ports Majority (ONTP) Report

LD 1540 An Act To Reduce Hunger and Use Food Scraps in Farming and Energy Production ONTP

LD 1639 An Act To Protect the Health and Welfare of Maine Communities and Reduce Harmful Solid Waste CARRIED OVER

Wastewater

Enacted

LD 771 An Act To Amend the Laws Governing Wastewater Treatment Plant Operator Certification PUBLIC 173

Water Quality

Enacted

LD 67 An Act To Assist in the Restoration of Atlantic Salmon PUBLIC 50

Not Enacted

LD 676 An Act To Reclassify Part of the Androscoggin River to Class B CARRIED OVER

Waterbodies

Enacted

LD 909 An Act Regarding the Depth of Phillips Lake in the Town of Dedham P & S 7

DIGEST OF BILLS AND SUMMARIES OF ENACTED LAWS
130th Legislature, First Regular and First Special Sessions - 2021

DIGEST OF BILLS

PL = Public Law; P&SL = Private and Special Law;
 RESLV = Resolve; CON RES = Constitutional Resolution;
 IB = Initiated Bill

Bills Referred to

Environment and Natural Resources (ENR)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	8	An Act To Support Collection and Proper Disposal of Unwanted Drugs	Reported Out	OTP-AM/ ONTP	Enacted	PL	94	S1
ENR	39	An Act To Remove the Plastic Bag Ban	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
ENR	57	An Act To Reduce the Landfilling of Municipal Solid Waste	Reported Out	OTP-AM/ ONTP	Enacted	PL	230	S1
ENR	64	RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding Environmental Rights	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			R1
ENR	67	An Act To Assist in the Restoration of Atlantic Salmon	Reported Out	OTP	Enacted	PL	50	S1
ENR	69	An Act To Reduce Duplicative Permitting Review for Projects under the Site Location of Development Laws	Reported Out	OTP	Enacted	PL	51	S1
ENR	87	An Act To Implement the State Climate Action Plan, Reduce Greenhouse Gas Emissions and Enhance Maine's Economy	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			S1
ENR	92	An Act To Amend the Waste Motor Oil Disposal Site Remediation Program	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			R1
ENR	108	An Act To Improve Public Safety by Repealing the Single-use Plastic Carry-out Bag Ban	Reported Out	ONTP/ OTP	Accepted Majority (ONTP) Report			S1
ENR	163	An Act To Revise Maine's Environmental Laws	Reported Out	OTP-AM/ ONTP	Enacted	PL	294	S1
ENR	203	An Act To Increase Funding for the St. Croix International Waterway Commission	Reported Out	OTP-AM	Carried On Approps Table			S1
ENR	226	An Act To Limit the Use of Hydrofluorocarbons To Fight Climate Change	Reported Out	OTP-AM/ ONTP	Enacted	PL	192	S1
ENR	244	An Act To Repeal Maine's Single-use Plastic Bag Law	Reported Out	ONTP/ OTP	Accepted Majority (ONTP) Report			S1

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Bills Referred to

Environment and Natural Resources (ENR)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	259	An Act To Improve Solid Waste Management	Carry Over Approved		Carried Over In Comm			S1
ENR	260	An Act To Clarify the Establishment, Collection and Use of Certain Fees for Nonwetland Habitat Mitigation Required by the Department of Environmental Protection for Project Permitting	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310		R1
ENR	359	An Act To Promote Energy Production from Recyclable Plastics	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		S1
ENR	387	An Act To Reduce the Amount of Waste Going into Landfills	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
ENR	390	An Act Regarding the Mapping of Shoreland Zones	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1
ENR	436	An Act Regarding the Authority of the Department of Environmental Protection Regarding Applications, Permits and Fines	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1
ENR	489	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to a Healthy Environment	Reported Out	OTP-AM/ ONTP	Carried Over			S1
ENR	502	An Act To Broaden the Definition of "Working Waterfront" with Respect to Land Use Planning	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310		S1
ENR	593	An Act To Restore Eelgrass Mapping and Enhance Salt Marsh Vegetation Mapping in the State	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>424</u>
ENR	602	An Act To Prevent Pollution from Single-use Plastic Straws, Splash Sticks and Beverage Lid Plugs	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		S1
ENR	618	An Act Regarding the Outdoor Release or Abandonment of Balloons	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
ENR	640	An Act To Ban Single-serving, Disposable Plastic Water Bottles	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
ENR	676	An Act To Reclassify Part of the Androscoggin River to Class B	Carry Over Approved		Carried Over In Comm			S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	678	An Act Regarding Timelines for Permitting by the Department of Environmental Protection	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	722	Resolve, To Study the Establishment of the Maine Climate Corps	Reported Out OTP-AM		Finally Passed	RESLV	25	S1
ENR	726	An Act To Combat Climate Change and Address Its Impact in Maine	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
ENR	735	An Act To Establish a Funding Mechanism To Protect Private Roads Endangered by Climate Action Impacts	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	743	An Act To Amend the Laws Governing Invasive Aquatic Species	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	771	An Act To Amend the Laws Governing Wastewater Treatment Plant Operator Certification	Reported Out OTP-AM		Enacted	PL	173	S1
ENR	780	An Act Regarding Uncontrolled Hazardous Substance Sites	Reported Out OTP-AM		Enacted	PL	117	S1
ENR	802	An Act To Ensure Decommissioning of Solar Energy Developments	Reported Out OTP-AM		Enacted	PL	151	S1
ENR	809	An Act To Prohibit the Purging of Volatile Organic Compound Gases from Oil Tankers in the Waters of Maine	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	866	An Act Concerning Advanced Refrigeration Technology	Carry Over Approved	Carried Over In Comm				S1
ENR	872	An Act Concerning Motor Vehicle Emissions Control System Tampering	Reported Out OTP-AM		Enacted	PL	119	S1
ENR	890	An Act To Protect Maine Consumers and Decrease Environmental Pollution	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	901	An Act To Assist Maine Residents Negatively Affected by Climate Change	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	909	An Act Regarding the Depth of Phillips Lake in the Town of Dedham	Reported Out	OTP-AM	Emergency Enacted	P&SL	7	S1
ENR	911	An Act To Prohibit the Reception of Foreign Waste Plastic in Maine Ports	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
ENR	940	An Act To Establish Appliance Energy and Water Standards	Reported Out	OTP-AM/ ONTP	Enacted	PL	433	S1
ENR	946	Resolve, Regarding the Shore Damage Mitigation Project in Saco Bay	Reported Out	OTP-AM	Finally Passed	RESLV	85	S1
ENR	960	An Act To Require Reporting of Perfluoroalkyl and Polyfluoroalkyl Substances, PFAS, in Products and of Discharges of Firefighting Foam Containing PFAS	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	988	An Act To Increase Economic Development by Expanding the Special Fee Application Review Process of the Department of Environmental Protection	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
ENR	1006	An Act To Allow the Sale of Ethanol-free Gasoline Statewide	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			S1
ENR	1023	An Act Regarding the Outdoor Release or Abandonment of Balloons	Reported Out	OTP-AM/ ONTP	Enacted	PL	374	S1
ENR	1028	An Act To Ease Business Expansion by Increasing the Number and Applicability of Permit Exemptions under the Site Location of Development Laws	Reported Out	OTP-AM	Enacted	PL	123	S1
ENR	1038	An Act To Facilitate a Timely Revision Process in the Site Location of Development Laws	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
ENR	1089	An Act To Increase Municipal Oversight in the Site Location of Development Laws	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1097	An Act Regarding the Definition of "Development of State or Regional Significance That May Substantially Affect the Environment"	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1161	An Act Concerning Marina-based Restaurants in the Shoreland Zone	Reported Out	OTP-AM/ ONTP	Enacted	PL	336	S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	1163	An Act To Reduce Pollution by Prohibiting Metallic Mineral Mining	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1208	An Act To Amend the State's Electronic Waste Recycling Law	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
ENR	1367	An Act To Create a Grant Program To Promote Innovation in Municipal Carbon Reduction Initiatives	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1415	Resolve, To Direct the Department of Environmental Protection To Determine Staffing Needs To More Efficiently and Effectively Issue Decisions on New, Amendment and Minor Revision Applications	Reported Out OTP-AM		Finally Passed	RESLV	62	S1
ENR	1429	An Act To Implement the Most Time-sensitive Recommendations of the Maine Climate Council	Carry Over Approved	Carried Over In Comm				S1
ENR	1467	An Act To Promote a Circular Economy through Increased Post-consumer Recycled Plastic Content in Plastic Beverage Containers	Reported Out OTP-AM	Carried On Approps Table				S1
ENR	1471	An Act To Establish a Stewardship Program for Packaging	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
ENR	1488	Resolve, To Study and Recommend Improvements to Maine's Dam Safety	Reported Out OTP-AM/ ONTP	Carried On Approps Table				S1
ENR	1498	An Act To Prevent Increased Heating Fuel, Natural Gas, Gasoline and Diesel Fuel Pricing in Maine by Prohibiting Adoption of Rules Limiting Greenhouse Gas Emissions	Reported Out ONTP/ OTP-AM		Died Between Houses			S1
ENR	1503	An Act To Stop Perfluoroalkyl and Polyfluoroalkyl Substances Pollution	Reported Out OTP-AM		Emergency Enacted	PL	477	S1
ENR	1505	An Act To Restrict the Use of Perfluoroalkyl and Polyfluoroalkyl Substances in Firefighting Foam	Reported Out OTP-AM		Enacted	PL	449	S1
ENR	1532	An Act To Protect Maine's Air Quality by Strengthening Requirements for Air Emissions Licensing	Carry Over Approved	Carried Over In Comm				S1
ENR	1540	An Act To Reduce Hunger and Use Food Scraps in Farming and Energy Production	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
ENR	1541	An Act To Support and Improve Municipal Recycling Programs and Save Taxpayer Money	Reported Out	OTP-AM/ ONTP/ OTP-AM		Enacted	PL	455	S1
ENR	1545	An Act Regarding Greenhouse Gas Emissions and Reductions Associated with Significant Development Projects	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1567	An Act To Equitably Fund Maine's Climate Change Mitigation Efforts	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1572	Resolve, To Analyze the Impact of Sea Level Rise	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	67	S1
ENR	1595	An Act To Address Waste Associated with Solar Energy Equipment	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
ENR	1600	An Act To Investigate Perfluoroalkyl and Polyfluoroalkyl Substance Contamination of Land and Groundwater	Reported Out	OTP-AM		Enacted	PL	478	S1
ENR	1616	An Act To Ensure That Municipalities and Multimunicipal Regions of Every Size and Capacity Have Guidance on Climate Adaptation and Resilience Strategies for Policy, Implementation and Investment Decision Support	Carry Over Approved		Carried Over In Comm				S1
ENR	1631	An Act To Amend the Laws Banning Polystyrene Foam Regarding Packaging for Meat, Poultry, Fish, Seafood and Eggs	Reported Out	OTP-AM		Emergency Enacted	PL	208	S1
ENR	1635	An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection	Reported Out	OTP		Enacted	PL	186	S1
ENR	1639	An Act To Protect the Health and Welfare of Maine Communities and Reduce Harmful Solid Waste	Carry Over Approved		Carried Over In Comm				S1
ENR	1662	An Act Regarding Maine's Sales Prohibition on Upholstered Furniture Treated with Flame-retardant Chemicals	Reported Out	OTP-AM		Enacted	PL	221	S1

JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

LD 8 An Act To Support Collection and Proper Disposal of Unwanted Drugs

ENACTED LAW SUMMARY

Public Law 2021, chapter 94 requires certain drug manufacturers to establish and operate a drug take-back stewardship program or programs in the State to collect and dispose of certain unwanted drugs. Such a program must be designed to provide free, convenient and ongoing collection opportunities to all persons seeking to dispose of such unwanted drugs, which must be geographically distributed in a way to ensure access in rural and underserved areas and which may include the use of mail-back envelopes, collection receptacles or other collection methods approved by the Department of Environmental Protection.

LD 57 An Act To Reduce the Landfilling of Municipal Solid Waste

ENACTED LAW SUMMARY

Public Law 2021, chapter 230 repeals the existing \$2 per ton municipal solid waste surcharge statute in the laws governing solid waste management and amends the State's waste handling fee statute to impose a \$1 per ton disposal fee on all municipal solid waste disposed of at a commercial, municipal, state-owned or regional association landfill.

LD 67 An Act To Assist in the Restoration of Atlantic Salmon

ENACTED LAW SUMMARY

Public Law 2021, chapter 50 eliminates restrictions for the total number of discharge licenses allowed to be issued for Class AA and Class A waters. It retains the requirement in current law that those discharges assist in the restoration of Atlantic salmon and will return the waters to a state that is closer to historically natural chemical quality. It also removes redundant language regarding the length of a discharge license issued for Class AA and Class A waters as current law already limits the term of a discharge license to five years.

LD 69 An Act To Reduce Duplicative Permitting Review for Projects under the Site Location of Development Laws

ENACTED LAW SUMMARY

Public Law 2021, chapter 51 increases from seven acres to 10 acres the upper acreage limit of a structure subject to municipal review and exempt from department review and permitting under the site location of development laws.

JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

LD 163 An Act Concerning the Regulation of Air Emissions at Petroleum Storage Facilities

ENACTED LAW SUMMARY

Public Law 2021, chapter 294 amends the laws regulating air emissions to require the adoption by the Department of Environmental Protection by rule of certain requirements and prohibitions applicable to the licensure or operation of petroleum storage facilities with aboveground petroleum storage tanks and bulk gasoline terminals. It requires the department, on or before December 31, 2021, to initiate major substantive rulemaking to amend its rules regulating air emissions consistent with those amendments to the laws regulating air emissions.

LD 226 An Act To Limit the Use of Hydrofluorocarbons To Fight Climate Change

ENACTED LAW SUMMARY

Public Law 2021, chapter 192 provides that, in accordance with rules to be adopted by the Department of Environmental Protection, a person may not sell, lease, rent, install or enter into commerce in the State a product or equipment that uses or will use certain specified substances that are hydrofluorocarbons with high global warming potential for certain specified air conditioning, refrigeration, foam or aerosol propellant end uses.

LD 593 An Act To Restore Eelgrass Mapping and Enhance Salt Marsh Vegetation Mapping in the State

ENACTED LAW SUMMARY

Public Law 2021, chapter 424 directs the Department of Environmental Protection, in consultation with the Department of Marine Resources, to establish and administer a program to regularly produce and update maps regarding the distribution of eelgrass beds and salt marsh vegetation in the State. Data collected and maps produced under this program must be made available on the Department of Environmental Protection's publicly accessible website. The Department of Environmental Protection is directed to submit to the joint standing committee of the Legislature having jurisdiction over environmental and natural resources matters on or before March 1, 2023, and biennially thereafter, a report on the data collected and maps produced and updated under this program.

Public Law 2021, chapter 424 also establishes the Eelgrass and Salt Marsh Vegetation Mapping Fund to support the establishment and administration of the eelgrass and salt marsh vegetation mapping program and authorizes the fund to accept grants, bequests, gifts or contributions from any source, public or private.

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LD 722 Resolve, To Study the Establishment of the Maine Climate Corps

ENACTED LAW SUMMARY

Resolve 2021, chapter 25 directs the Maine Commission for Community Service to study and identify short-term projects and tasks in state agencies that could be made into service projects for residents of the State. It also directs the commission to provide the basis for the establishment of a Maine Climate Corps as proposed in the Maine Climate Council's climate action plan, "Maine Won't Wait: A Four-year Plan for Climate Action," to study existing service programs to identify potential hosts for the Maine Climate Corps, along with identifying possible public and private partnerships and to include in its study how to best structure a Maine Climate Corps program to address shifting and expanding climate challenges that can be addressed by the Maine Climate Corps in the future and also to allow for long-term service projects. The commission is required to submit a report based on its findings to the Joint Standing Committee on Environment and Natural Resources by January 31, 2022.

LD 771 An Act To Amend the Laws Governing Wastewater Treatment Plant Operator Certification

ENACTED LAW SUMMARY

Public Law 2021, chapter 173 modifies the laws governing the wastewater treatment plant operator certification program administered by the Department of Environmental Protection. It changes the procedure for revocation of a wastewater treatment plant operator certification, provides authority for suspension of a wastewater treatment plant operator certification, clarifies how the department may administer the program, updates outdated terminology and eliminates outdated provisions. It clarifies the department's existing authority with respect to licenses and its authority with respect to wastewater treatment plant operator certificates. It makes a violation of the chapter and rules governing sewage treatment operators a Class E crime, instead of a misdemeanor, consistent with the Maine Revised Statutes, Title 17-A, section 4.

LD 780 An Act Regarding Uncontrolled Hazardous Substance Sites

ENACTED LAW SUMMARY

Public Law 2021, chapter 117 makes the following changes to the State's uncontrolled hazardous substance sites law.

1. It amends the definition of "hazardous substance" by including substances defined as hazardous substances or pollutants or contaminants under the federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980.

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2. It provides a limited exemption from liability for publicly owned treatment works based on the contribution by the publicly owned treatment works of effluent or sewage sludge to an uncontrolled hazardous substance site.
3. It provides a limited exemption for public water systems based on the contribution by the public water system of water treatment residuals to an uncontrolled hazardous substance site.

Public Law 2021, chapter 117 also requires that, on or before January 15, 2023, the Department of Environmental Protection report to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters regarding the uncontrolled hazardous substance sites where the department has used its authority to require responsible parties to investigate or remove hazardous substances that are pollutants or contaminants and, for each site, provide information identifying the substance involved.

LD 802 An Act To Ensure Decommissioning of Solar Energy Developments

ENACTED LAW SUMMARY

Public Law 2021, chapter 151 requires a person to obtain approval of a decommissioning plan from the Department of Environmental Protection or, in the case of a solar energy development located in the unorganized and deorganized areas, from the Maine Land Use Planning Commission before constructing or operating a solar energy development with ground-mounted solar panels occupying three or more acres.

LD 872 An Act Concerning Motor Vehicle Emissions Control System Tampering

ENACTED LAW SUMMARY

Public Law 2021, chapter 119 prohibits a person from tampering with the emission control system of a motor vehicle and also prohibits the sale, lease or rental or transfer of title or right of possession of a motor vehicle by a dealer if a person has tampered with the vehicle's emission control system.

LD 909 An Act Regarding the Depth of Phillips Lake in the Town of Dedham

ENACTED LAW SUMMARY

Private and Special Law 2021, chapter 7 authorizes the Lucerne-in-Maine Village Corporation to adopt a water level ordinance pursuant to the Maine Revised Statutes, Title 30-A, chapter 187, subchapter 6 to regulate water level regimes and minimum flow requirements for Phillips Lake in the Town of Dedham. It also authorizes the Lucerne-in-Maine Village Corporation to enter into an interlocal agreement with the Town of Dedham to regulate water level regimes and minimum flow requirements for Phillips Lake.

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Private and Special Law 2021, chapter 7 was enacted as an emergency measure effective June 14, 2021.

LD 940 An Act To Establish Appliance Energy and Water Standards

ENACTED LAW SUMMARY

Public Law 2021, chapter 433 provides that, beginning January 1, 2023, a person may not sell or offer for sale in the State certain appliances or products manufactured on or after January 1, 2023 that are prohibited from sale in major substantive rules adopted by the Department of Environmental Protection.

LD 946 Resolve, Regarding the Shore Damage Mitigation Project in Saco Bay

ENACTED LAW SUMMARY

Resolve 2021, chapter 85 directs the Governor to take all actions the Governor considers necessary to assist and support the City of Saco in the City of Saco's role as the nonfederal sponsor with the United States Army Corps of Engineers for the shore damage mitigation project for the Saco River and Camp Ellis Beach, which may include directing any relevant state agencies to assist the City of Saco in its entering into a project partnership agreement with the United States Army Corps of Engineers for the construction of that project and directing any relevant state agencies to assist and support the City of Saco and other communities on Saco Bay in the construction of that project and in implementing other beach and beach habitat remediation projects in and around Saco Bay.

LD 1023 An Act Regarding the Outdoor Release or Abandonment of Balloons

ENACTED LAW SUMMARY

Public Law 2021, chapter 374 makes the following changes to the State's litter control law.

1. It clarifies that waste materials resulting from the outdoor release or abandonment of a balloon constitute litter under that law.
2. It provides that it is a violation of that law for a person to intentionally release outdoors a balloon that is inflated or filled with a gas that is lighter than air, except for a balloon carrying scientific instrumentation, a balloon used for meteorological observation by a governmental or scientific organization or a hot air balloon that is recovered after launching.
3. It applies a civil penalty of not less than \$100 and not more than \$500 for the illegal intentional release of 16 to 24 balloons and a civil penalty of not less than \$500 for the illegal intentional release of more than 24 balloons.

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LD 1028 An Act To Ease Business Expansion by Increasing the Number and Applicability of Permit Exemptions under the Site Location of Development Laws

ENACTED LAW SUMMARY

Under the site location of development laws, new construction at a licensed manufacturing facility and new construction at or modification of a campus of an educational institution is exempt from review under those laws if certain criteria are met.

Public Law 2021, chapter 123 amends those exemption criteria under those laws by increasing the allowable additional disturbed area not to be revegetated as a result of that new construction or modification from 30,000 square feet to 40,000 square feet ground area in any calendar year and from 60,000 square feet to 80,000 square feet ground area in total.

LD 1161 An Act Concerning Marina-based Restaurants in the Shoreland Zone

ENACTED LAW SUMMARY

Public Law 2021, chapter 336 authorizes a municipality to adopt an ordinance that allows the expansion of an existing restaurant that is part of a marina that has been permitted in accordance with all applicable state and local requirements, notwithstanding provisions that require certain setback requirements and limit the expansion of structures within 25 feet of a water body or wetland. Such expansion may be permitted only if it is not located over a water body or wetland, is not located any closer to the water body or wetland than the existing restaurant and, except for the water and wetland setback requirements, meets all other state and local permit requirements and complies with all other applicable rules. Such expansion may be allowed if the restaurant and the marina of which the restaurant is a part have both been in existence as of January 1, 2021.

LD 1415 Resolve, To Direct the Department of Environmental Protection To Determine Staffing Needs To More Efficiently and Effectively Issue Decisions on New, Amendment and Minor Revision Applications

ENACTED LAW SUMMARY

Resolve 2021, chapter 62 directs the Department of Environmental Protection to determine the staffing resources necessary to efficiently and effectively review new permit applications submitted under the Maine Revised Statutes, Title 38, section 420-D and Title 38, chapter 3, subchapter 1, articles 5-A and 6 and to issue decisions on amendment and minor revision applications submitted under those same laws within timetables that are no longer than those established by the Commissioner of Environmental Protection for new applications. It requires the department, by November 1, 2021, to submit a report to the Joint Standing Committee on Environment and Natural Resources on the outcome of the staffing resources determination and allows the committee to report out a bill to the 130th Legislature.

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LD 1503 An Act To Stop Perfluoroalkyl and Polyfluoroalkyl Substances Pollution

ENACTED LAW SUMMARY

Public Law 2021, chapter 477 requires manufacturers of products with intentionally added perfluoroalkyl and polyfluoroalkyl substances, or PFAS, to report the presence of those substances in those products to the Department of Environmental Protection beginning in 2023. It also prohibits the sale of residential carpets or rugs, as well as the sale of fabric treatments, that contain intentionally added PFAS beginning in 2023. Additional product categories containing intentionally added PFAS may also be identified by the department and prohibited from sale. Effective in 2030, products containing intentionally added PFAS may not be sold unless the use of PFAS in a product is specifically designated by the department as a currently unavoidable use. The department is required, to the extent funds are available, to establish a PFAS source reduction program that provides information, education and grants to publicly owned treatment works and municipalities to reduce PFAS entering air, water or land.

Public Law 2021, chapter 477 was enacted as an emergency measure effective July 15, 2021.

LD 1505 An Act To Restrict the Use of Perfluoroalkyl and Polyfluoroalkyl Substances in Firefighting Foam

ENACTED LAW SUMMARY

Public Law 2021, chapter 449 prohibits, beginning January 1, 2022, a person from discharging or causing to be discharged for testing or training purposes a firefighting or fire suppressing foam to which perfluoroalkyl and polyfluoroalkyl substances, or PFAS, have been intentionally added unless the foam is entirely collected for proper disposal. A person that discharges or causes to be discharged firefighting or fire-suppressing foam to which PFAS have been intentionally added into the coastal waters, estuary, tidal flat, beach or land adjoining the seacoast of the State or into or upon any lake, pond, river, stream, sewer, surface water drainage, groundwater or other waters of the State or any public or private water supply or onto land adjacent to, on or over such waters of the State must report the discharge to the Department of Environmental Protection as soon as practicable but no later than 24 hours after the discharge occurs.

Public Law 2021, chapter 449 also prohibits, beginning January 1, 2022, a person from manufacturing, selling, offering for sale, distributing for sale or distributing for use in the State a firefighting or fire-suppressing foam to which PFAS have been intentionally added, subject to specific enumerated exceptions. On or before January 1, 2022, a person that manufactures firefighting or fire-suppressing foam to which PFAS have been intentionally added and, prior to January 1, 2022, sold, offered for sale or distributed such foam for sale or use in the State shall provide written notification of this prohibition to any person in the State that received such foam from the manufacturer and shall issue a recall of all such prohibited foam.

Public Law 2021, chapter 449 also directs the Department of Environmental Protection, in

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collaboration with the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency and interested parties, to develop a framework for the collection and safe storage of prohibited firefighting and fire-suppressing foam that have not been returned to the manufacturer of the foam pursuant to a recall until the foam can be safely disposed of. The Department of Environmental Protection is required to submit to the Joint Standing Committee on Environment and Natural Resources by March 1, 2022 a report that includes such framework and any recommended legislation and the committee is authorized to report out a bill.

LD 1541 An Act To Support and Improve Municipal Recycling Programs and Save Taxpayer Money

ENACTED LAW SUMMARY

Public Law 2021, chapter 455 establishes a stewardship program in the State for packaging material, to be operated by a stewardship organization contracted by the Department of Environmental Protection following a competitive bidding process. Under the program, producers of products contained, protected, delivered, presented or distributed in or using packaging material pay into a fund based on the amount of packaging material associated with the products they sell, offer for sale or distribute for sale in or into the State. Producers can wholly or partially offset this payment obligation by implementing independent programs to recycle packaging of the same material type for which they have a payment obligation and can further reduce their payment obligation by reducing the amount of packaging associated with the products they sell, offer for sale or distribute for sale in or into the State or by meeting other program incentives. Producer payments received by the stewardship organization are used to reimburse eligible municipalities for certain recycling and waste management costs. To be eligible for such reimbursements, a municipality must share with the stewardship organization certain data regarding its recycling and waste management costs and must provide for the collection and recycling of packaging material generated in the municipality that is determined to be readily recyclable. In addition to the payment of municipal reimbursements, the stewardship organization is authorized to use producer payments to cover the operational costs for the program, to pay department fees and to make investments in education and infrastructure aimed at reducing packaging waste and improving recycling outcomes in the State.

LD 1572 Resolve, To Analyze the Impact of Sea Level Rise

ENACTED LAW SUMMARY

Resolve 2021, chapter 67 requires the Department of Agriculture, Conservation and Forestry, the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency, the Department of Environmental Protection, the Department of Inland Fisheries and Wildlife, the Department of Marine Resources, the Department of Transportation and the Office of the Attorney General to review the laws and rules they are charged with administering and, by January 1, 2022, submit recommendations to the Joint Standing Committee on Environment and Natural Resources necessary to incorporate consideration of 1.5 feet of relative sea level rise by

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2050 and 4 feet by 2100 into administration of those laws and rules and to implement the strategy designated as "Strategy F3" in the 2020 state climate action plan.

LD 1600 An Act To Investigate Perfluoroalkyl and Polyfluoroalkyl Substance Contamination of Land and Groundwater

ENACTED LAW SUMMARY

Public Law 2021, chapter 478 establishes the Land Application Contaminant Monitoring Fund to be used by the Department of Environmental Protection to test and monitor soil and groundwater for perfluoroalkyl and polyfluoroalkyl substances, or PFAS, and other contaminants and for other related activities. The fund is funded by a \$10 per ton fee assessed annually beginning January 1, 2022 on the handling of septage or sludge. The department shall waive payment of the fee for any entity that would otherwise be assessed an annual fee of less than \$50 total.

Public Law 2021, chapter 478 also requires the department to develop and implement a program for the testing of soil and groundwater for PFAS contamination at locations where sludge or septage was applied prior to 2019, with program costs to be funded through the Land Application Contaminant Monitoring Fund. The department is authorized to determine testing prioritization criteria and is required to complete testing of half of such locations by December 31, 2024 and all such locations by December 31, 2025, excluding locations where the department is unable to obtain authorization to test. The department may not allow a person licensed to apply sludge or septage at a location from surrendering that license or permit unless the location has been tested under the program.

Public Law 2021, chapter 478 also requires the department to develop and implement a program to evaluate leachate collected and managed by solid waste landfills for PFAS contamination and, on or before January 15, 2024, to submit a report to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters regarding the program including a description of the testing results and any recommendations.

LD 1631 An Act To Amend the Laws Banning Polystyrene Foam Regarding Packaging for Meat, Poultry, Fish, Seafood and Eggs

ENACTED LAW SUMMARY

Public Law 2021, chapter 208 amends State law prohibiting the processing, preparation, sale or provision of food or beverages by certain establishments in or on a polystyrene foam disposable food service container as follows.

1. It amends the definition of "disposable food service container" under that law to exclude service ware used to contain, transport or otherwise package raw, uncooked or butchered meat, poultry, fish, seafood or eggs. Effective July 1, 2025, the definition of "disposable food service

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container" under that law includes service ware used to contain, transport or otherwise package raw, uncooked or butchered meat, poultry, fish, seafood or eggs.

2. It clarifies the definition of "service ware" as defined in that law.
3. It repeals, effective July 1, 2025, the current exemption under the law for a covered establishment to sell at retail food or beverages in or on a polystyrene foam disposable food service container that the covered establishment purchases prepackaged at wholesale.

Public Law 2021, chapter 208 was enacted as an emergency measure effective June 15, 2021.

LD 1635 An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection

ENACTED LAW SUMMARY

Public Law 2021, chapter 186 makes minor changes and corrections to certain laws administered by the Department of Environmental Protection relating to hazardous material response vehicles; underground oil storage tank installer and inspector certification; the Maine Environmental Protection Fund; waste management fees; the Natural Resources Protection Act; waste oil; recycled paper bags and reusable plastic bags; and beverage containers.

LD 1662 An Act Regarding Maine's Sales Prohibition on Upholstered Furniture Treated with Flame retardant Chemicals

ENACTED LAW SUMMARY

Public Law 2021, chapter 221 amends State law restricting the sale of residential upholstered furniture treated with flame-retardant chemicals as follows.

1. It provides that the restrictions under that law do not apply to any electronic components and associated electronic component casings of upholstered furniture.
2. It includes a retailer indemnification provision entitling a retailer in the State to a full refund from the manufacturer of the upholstered furniture for any upholstered furniture delivered to the retailer by the manufacturer that is subsequently determined to contain flame-retardant chemicals such that it is prohibited from sale or distribution in the State under that law.