



# 132nd MAINE LEGISLATURE

LD 407

LR 102(01)

## An Act to Prohibit the Use of Aqueous Film-forming Foam at the Former Brunswick Naval Air Station

### Preliminary Fiscal Impact Statement for Original Bill

Sponsor: Rep. Ankeles of Brunswick

Committee: Environment and Natural Resources

Fiscal Note Required: Yes

## Preliminary Fiscal Impact Statement

Potential State Mandate - Unfunded

### State Mandates

#### Required Activity

This bill prohibits the use of aqueous film-forming foam on any property leased or owned by the Midcoast Regional Redevelopment Authority (MRRA), including the former Brunswick Naval Air Station, effective January 1, 2026. As a result, MRRA will be obligated to allocate funds for the disposal or transportation of these materials to an offsite storage facility.

#### Unit Affected

Other

#### Local Cost

Significant limited scope

The required local activities in this bill may represent a state mandate pursuant to the Constitution of Maine. If the bill does require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue, the state mandate provisions of the Constitution of Maine require either: (1) General Fund appropriations be provided to fund at least 90% of any additional necessitated local costs of the mandate; or (2) a Mandate Preamble be added to the bill and two-thirds of the members of each House vote to exempt the mandate from the funding requirement. If the bill does represent a state mandate and neither one of these actions occurs, the local units of government will not be required to implement the mandated activities.

### Fiscal Detail and Notes

The statutory framework establishing MRRA grants it specific authorities and responsibilities that are typically assigned to municipalities, including the ability to provide services under 30-A MRSA, Chapter 213, and 5 MRSA § 13083-M and 13083-L. Local government units with comparable authorities and responsibilities have previously triggered mandate considerations under Article IX, Section 21 of the Maine Constitution when subjected to similar restrictions.