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Date: (Filing No. H- )

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
126TH LEGISLATURE  
SECOND REGULAR SESSION**

HOUSE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 1250, L.D. 1744, Bill, “An Act To Protect Maine Lakes”

Amend the amendment in section 2 in §410-M by striking out all of subsection 1 (page 2, lines 25 to 35 in amendment) and inserting the following:

**1. Education and technical assistance.** Provides education and technical assistance relating to lake functions and values, watershed planning and management, implementation of best management practices, effects of cumulative impacts and applicable laws and rules;

Amend the amendment by striking out all of section 3 and inserting the following:

**Sec. 3. 38 MRSA §418-B** is enacted to read:

**§418-B. Prohibition on application of fertilizers near great ponds**

**1. Prohibition.** Notwithstanding any other provision of law, a person may not apply a fertilizer within 25 feet of the normal high-water line of a great pond. As used in this section, "fertilizer" has the same meaning as in section 419, subsection 1, paragraph A-3.

**2. Exception.** Subsection 1 does not apply to a fertilizer application for the purpose of agriculture. Nothing in this subsection relieves a person applying a fertilizer for the purpose of agriculture from the obligation to comply with all applicable requirements for a nutrient management plan in accordance with Title 7, chapter 747. As used in this section, "agriculture" has the same meaning as in section 436-A, subsection 1-B.'

Amend the amendment by striking out all of section 5 and inserting the following:

**Sec. 5. Appropriations and allocations.** The following appropriations and allocations are made.

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Land and Water Quality 0248**

Initiative: Provides a one-time appropriation in fiscal year 2013-14 of \$40,000 for the purpose of supporting the Maine Lakes Society in its implementation of the LakeSmart program, \$20,000 for the purpose of managing and analyzing the data gathered by the Maine Volunteer Lake Monitoring Program and \$10,000 for the purpose of supporting

**HOUSE AMENDMENT**

1 the Maine Joint Environmental Training Coordinating Committee in its development and  
2 implementation of water pollution control, water quality protection and other  
3 environmental training programs.

4	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
5	All Other	\$70,000	\$0
6			
7	GENERAL FUND TOTAL	<u>\$70,000</u>	<u>\$0</u>
8			

9 **SUMMARY**

10 This amendment amends Committee Amendment "A" in the following manner:

11 1. It amends the provision regarding the education and technical assistance that must  
12 be provided by the Department of Environmental Protection in implementing the Lakes  
13 Assessment and Protection Program;

14 2. It amends the prohibition on application of a fertilizer near great ponds by  
15 changing the distance from the high-water line within which the prohibition applies and  
16 by removing the exception for persons applying fertilizer to stop, slow or remediate  
17 shoreline erosion or damage; and

18 3. It replaces the appropriations and allocations section to remove appropriations and  
19 allocations related to requirements that are removed in this amendment.

20 **FISCAL NOTE REQUIRED**

21 (See attached)

22 SPONSORED BY: \_\_\_\_\_

23 (Representative MCCABE)

24 TOWN: Skowhegan