



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL OCEAN SERVICE
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
Silver Spring, Maryland 20910

JAN 24 2012

Ms. Kathleen Leyden
Coastal Program Manager
Maine State Planning Office
State House Station 38
184 State Street
Augusta, ME 04333-0038

Dear Ms. Leyden:

Thank you for the Maine State Planning Office's November 8, 2011 request that changes to the statutes described below be incorporated into the Maine Coastal Management Program (CMP) as routine program changes (RPCs), pursuant to Coastal Zone Management Act (CZMA) regulations at 15 C.F.R. part 923, subpart H, and Office of Ocean and Coastal Resource Management (OCRM) Program Change Guidance (July 1996):

- Storage of Lobster Traps on Docks
- Laws Governing Aquatic Nuisance Species
- Natural Resources Protection Act
- Requirements for maintenance Dredging Permits
- Law Concerning Overboard Discharge Systems
- Maine's Phaseout of the "Deca" Mixture of Polybrominated Diphenyl Ethers
- State Water Quality Standards
- Laws Administered by the Department of Environmental Protection
- Waste Motor Oil Disposal Site Remediation Program
- Measurement of Height for Structure in the Shoreland Zone
- Laws Governing the Groundwater Oil Clean-Up Fund
- Recording of Plans for Subdivisions
- Increase Recycling Jobs in Maine and Lower Costs for Maine Businesses Concerning Recycled Electronics
- Marine Resources Laws
- Disposition of Mercury-added Lamps
- Use of Underground Storage Tanks
- Regulatory Fairness and Reform
- Oil Storage Facility Operation Training
- 6-year Statute of Limitations for Environmental Violations
- Laws Governing Site Location of Development and Storm Water Management
- Authority of the Department of Environmental Protection to Federal Law
- Laws of Maine
- State's Remediation and Closure Program



OCRM received the request on November 10, 2011, and OCRM's decision deadline was extended until January 26, 2012.

Based on our review of your submission, we concur that the changes to the statutes described above are RPCs and we approve the incorporation of the changes as enforceable policies of the Maine CMP. Federal Consistency will apply to the approved changes only after you publish notice of this approval pursuant to 15 C.F.R. § 923.84(b)(4). Please include in the public notice the list of changes to enforceable policies provided in this letter, and please send a copy of the notice to OCRM.

CHANGES APPROVED


See enclosed list of the changes incorporated into the Maine CMP.

PUBLIC AND FEDERAL AGENCY COMMENTS

OCRM received no comments on this RPC submission.

Thank you for your cooperation in this review. If you have any questions, please contact Becca Newhall at 978-281-9237.

Sincerely,


for Joelle Gore, Acting Chief
Coastal Programs Division

Enclosure: Policies Approved and Incorporated into the Maine Coastal Management Program

Enclosure to OCRM's January 24, 2012, Approval of the Incorporation of Changes to the
MAINE COASTAL MANAGEMENT PROGRAM

Changes marked with an asterisk (*) are incorporated into the MAINE COASTAL MANAGEMENT PROGRAM,
but do not contain enforceable policies that can be used for Federal Consistency.

Name/Description of State or Local Law/ Regulation/Policy/ Program Authority or Change	Public Law	State Legal Citation	Date Effective in State ⁱ
ADDED:			
Adds provision to state subdivision laws that requires a municipality to allow at least 90 days to record a subdivision plan, plat or document after municipal approval.	245(1)	30-A MRSA §4408*	9.28.11
Clarifies that the commissioner of DEP is also governed by the conflict-of-interest provisions of the Maine Revised Statutes, Title 5, section 18.	357(2)	38 MRSA §341-A, sub-§3, ¶D*	6.15.11
Cross references revised provision (see below) re: nature of BEP's rulemaking authority.	304(H-5)	38 MRSA §341-D, sub-§1-C*	6.13.11
Repeals the BEP's authority to revoke or suspend a license or permit and vests that authority with the commissioner. The BEP retains its authority to consider modifications or corrective action on a license, but only on the recommendation of the commissioner of DEP.	304(H-7)	38 MRSA §341-D, sub-§3*	6.13.11
Removes the BEP's authority to advise the commissioner of DEP on enforcement priorities and activities, advise the commissioner on the adequacy of penalties and enforcement activities and approve administrative consent agreements, and retains the BEP's authority to hear appeals of emergency enforcement orders by the DEP commissioner	304(H-11)	38 MRSA §341-D, sub-§6*	6.13.11
Gives the DEP commissioner authority to revoke or suspend a license or permit (see related provisions divesting BEP of that authority).	304(H-17)	38 MRSA §342, sub-§11-B*	6.13.11
Amends BEP quorum requirements in accordance with provision reducing the board to seven members.	304(H-13)	38 MRSA §341-E*	6.13.11
Technical correction; reconciles conflicting amendments to the same provision of law (see related repealed section below).	420(A-34)	38 MRSA §346, sub-§4*	7.6.11
Provides for the designation of hazardous waste information as confidential.	420(A-35)	38 MRSA §1310-B, sub-§2	7.6.11
Establishes a 6-year statute of limitations for actions for civil penalties for violations of laws administered by DEP. An action must be commenced within six years of when the Commissioner of DEP or the Attorney General discovers the act or omission giving rise to the violation or identifies the party responsible for the violation, or of the last day of a continuing violation, whichever occurs latest. Chapter 350 specifies that an enforcement action is commenced when any of the following occurs: 1. The commissioner proposes an administrative consent agreement in writing to the violator; 2. The commissioner schedules an enforcement hearing on the alleged violation; 3. The commissioner, with the prior approval of the Attorney General, files a complaint in District Court; and 4. The Attorney General files a complaint in District Court or Superior Court. Commencing an action tolls the statute of limitations.	350(2)	38 MRSA §347-A, sub-§9*	9.28.11

Establishes a voluntary environmental audit program within DEP that provides incentives, including reduced penalties, to regulated entities that discover, disclose and correct environmental violations through an environmental audit program or a compliance management system.	304(A-1)	38 MRSA c. 2, sub-c. 1-A*	6.13.11
Exempts trail management activities from review under the laws governing storm water management on snowmobile trails developed as part of the Maine Trails System under 12 MRSA, section 1892.	359(1)	38 MRSA §420-D, sub-§7, ¶H*	9.28.11
Establishes the definition of “height of a structure” in the Shoreland Zoning Act.	231(1)	38 MRSA §436-A, sub-§7-A	9.28.11
Provides that a municipal zoning ordinance may exempt a cupola, dome, widow’s walk or similar feature added to a legally existing conforming structure if the structure is not located in a Resource Protection District as defined by the local shoreland zoning ordinance or a stream protection district and the cupola, dome, widow’s walk or similar feature: 1. Does not extend beyond the exterior walls of the existing structure; 2. Has a floor area of 53sf or less; and 3. Does not increase the height of the existing structure by more than seven ft.	231(2)	38 MRSA §439-A, sub-§9	9.28.11
Creates definition of development “footprint” under the NRPA.	64(1)	38 MRSA §480-B, sub-§2-E	9.28.11
Creates definition of development “impervious area” under the NRPA.	64(2)	38 MRSA §480-B, sub-§5-B	9.28.11
Removes the requirement that an NRPA individual permit is required for maintenance dredging if the amount of material to be dredged exceeds 50,000 cu yards to allow renewal of previously- permitted projects under the existing permit by rule provision.	65(1)	38 MRSA §480-E, sub-§7	9.28.11
Provides that an individual permit for maintenance dredging may be renewed with a permit by rule only if the area to be dredged is located in an area that was dredged within the last 10 years and the amount of material to be dredged does not exceed the amount approved by the individual permit.	65(2)	38 MRSA §480-E, sub-§8	9.28.11
Replaces and clarifies the NRPA’s exemption for existing crossings (see related deleted section, 38 MRSA §480-Q, sub-§2-A) (see below).	205(3)	38 MRSA §480-Q, sub-§2-D	9.28.11
Provides that a NRPA permit is not required for the storage of lobster traps and related trap lines, buoys and bait bags on a dock.	12(3)	38 MRSA §480-Q, sub-§30 ⁱⁱ	9.28.11
Allows expansion of an existing residential or commercial building in a coastal sand dune system without an NRPA permit if the footprint of the expansion is contained within an existing impervious area and is no further seaward than the existing building; the height of the expansion is within the height restriction of any applicable law or ordinance; and the expansion conforms to the mandatory shoreland zoning law standards for expansion of a building.	64(5)	38 MRSA §480-Q, sub-§30 ⁱⁱⁱ	9.28.11
Requires the DEP to apply the standards adopted in rule pursuant to the NRPA for significant vernal pool habitat to significant vernal pool habitat reviewed under the laws governing the site location of development. It prohibits DEP from requiring a buffer strip adjacent to significant vernal pool habitat under the laws governing site location of development unless the buffer strip is established for another protected natural resource	359(3)	38 MRSA §484, sub-§3, ¶H	9.28.11

Replaces existing provision to require that a double-walled tank may continue in service up to 10 years beyond the expiration of the warranty if precision tests are undertaken to determine the integrity of the tank.	276(1)	38 MRSA §564, sub-§5	9.28.11
Amends the oil spill remediation laws to provide that oil cleanup costs from leaking storage tanks are eligible for coverage by the Ground Water Oil Clean-up Fund if the applicant for coverage such as the tank owner or operator pays the applicable statutory deductibles.	206(17)	38 MRSA §568-A, sub-§2-B	6.3.11
Limits the liability of municipalities that acquire oil storage facilities through tax delinquency proceedings.	206(18)	38 MRSA §569-C	6.3.11
Replaces former 38 MRSA section 584-A to provide that references to ambient air quality standards refer to national ambient air quality standards.	206(19)	38 MRSA §584-A	6.3.11
Amends the single entity ownership exception contained in the definition of “commercial solid waste disposal facility.”	206(20)	38 MRSA §1303-C, sub-§6, ¶E	6.3.11
Allows for the controlled breakage of cathode ray tubes by licensed electronics demanufacturing facilities if the facilities demonstrate to DEP that they meet specified environmental health and safety standards.	250(1)	38 MRSA §1319-R, sub-§1, ¶D	6.8.11
Expands scope of the State’s electronic waste recycling laws from households alone to cover primary and secondary schools and small businesses and non- profit organizations that employ 100 or fewer individuals.	250(3)	38 MRSA §1610, sub-§2, ¶B-2	6.8.11
Limits to 7 the number of covered electronic devices that may be dropped off at municipal collection sites or consolidator- sponsored collection events, unless the municipal collection site or consolidator is willing to accept additional devices.	250(6)	38 MRSA §1610, sub-§5, ¶A-1	6.8.11
Added definition of mercuric oxide batteries.	206(25)	38 MRSA §1661-C, sub-§11	6.3.11
Added definition of alkaline manganese and zinc-carbon batteries.	206(26)	38 MRSA §1661-C, sub-§12	6.3.11
Establishes the following for use of a crushing device for recycling mercury- added lamps: the owner of the crushing device must register with the DEP, develop an operating manual for safely crushing mercury-added lamps, document maintenance activities, meet federal Occupational Safety and Health Administration requirements, dispose of all material crushed in the device, maintain an annual report for review by the DEP, at the discretion of the department, and maintain testing and monitoring data. Crushing devices may be operated only in a closed system, in such a manner that any emission of mercury does not exceed 0.3 micrograms per cubic meter, and must be operated in a secure, ventilated area not accessible to the general public.	275(2)	38 MRSA §1672, sub-§6	9.28.11
Allows DEP to require mercury testing once per year.	194(1)	38 MRSA §420, sub-§1-B, ¶F	9.28.11
Establishes a new risk level for inorganic arsenic when DEP is calculating ambient water quality criteria.	194(2)	38 MRSA §420, sub-§2, ¶J	9.28.11

Provides that DEP may use any unallocated assimilative capacity that DEP has set aside for future growth if use of the unallocated assimilative capacity would avoid an exceedance or reasonable potential to exceed ambient water quality criteria. It provides that metals limits must be expressed as mass-based limits.	194(3)	38 MRSA §464, sub-§4, ¶¶J and K	9.28.11
MODIFIED:			
Technical change; cross reference.	266(B)(7)	12 MRSA §6173-A, sub-§1*	9.28.11
Clarifies that, as under the comparable CWA provision, the Commissioner of the Department of Environmental Protection (DEP) may not participate in the review of or act on an application for a National Pollutant Discharge Elimination System permit or the modification, renewal or appeal of a permit under Section 402 of the Federal Water Pollution Control Act if the commissioner receives, or during the previous two years has received, a significant portion of income directly or indirectly from NPDES permit holders or applicants. If the commissioner's authority is restricted, duties related to the restricted matter must be delegated to employees who do not hold major policy-influencing positions at DEP. The Governor must submit a plan for delegating the restricted duties at the time of nomination of a person for the position of DEP commissioner.	357(1)	38 MRSA §341-A, sub-§3, ¶B*	6.15.11
Clarifies the appellate and rulemaking purpose of Board of Environmental Protection (BEP) as per other amendments made by PL 2011 ch. 304.	304(H-1)	38 MRSA §341-B*	6.13.11
Reduces the size of the BEP from ten to seven members.	304(H-2)	38 MRSA §341-C, sub-§1*	9.16.11
Modifies the qualifications of BEP members to specify that at least three members must have technical or scientific backgrounds in environmental issues and that no more than four members may be residents of the same congressional district.	304(H-3)	38 MRSA §341-C, sub-§2*	9.16.11
Makes members of the BEP subject to restrictions similar to those under 38 MRSA §341-A, sub-§3, ¶B, above.	357(3)	38 MRSA §341-C, sub-§8*	6.15.11
Makes the commissioner of DEP responsible for the granting of all licenses and permits, except that the BEP is responsible for licenses and permits that either meet at least three of the four criteria for projects of statewide significance or that are projects in which the applicant and the commissioner jointly request that the BEP assume jurisdiction.	304(H-6)	38 MRSA §341-D, sub-§2*	6.13.11
Removes reference to repealed provision (see below).	304(H-9)	38 MRSA §341-D, sub-§4, ¶D*	6.13.11
Provides that the DEP commissioner notify the BEP when interested parties' request for BEP jurisdiction over an application does not meet jurisdictional criteria.	304(H-18)	38 MRSA §344, sub-§2-A, ¶A*	6.13.11
Authorizes the commissioner of DEP to approve consent agreements rather than the BEP.	304(H-19)	38 MRSA §347-A, sub-§1, ¶A*	6.13.11
Makes change in keeping with transfer of authority to approve consent agreements to DEP commissioner (see above).	304(H-20)	38 MRSA §347-A, sub-§4, ¶D*	6.13.11
Corrects cross-reference.	304(H-21)	38 MRSA §353, sub-§3*	6.13.11
Amends the exemption for certain maintenance and repair activities in the Natural Resources Protection Act (NRPA) (see below).	205(1)	38 MRSA §480-Q, sub-§2	9.28.11

Clarifies the definition of “aquatic plant” in the aquatic nuisance species control law.	47(2)	38 MRSA §410-N, sub-§1, ¶A	9.28.11
Clarifies that Title 38, section 413, subsection 3, which limits application of the subsection to licenses issued before September 1, 2010, only applies to overboard discharge licenses, not all licenses issued by DEP.	121(1)	38 MRSA §413, sub-§3	9.28.11
Makes the following changes to law that requires that, prior to transferring ownership of property containing an overboard discharge system, the parties determine the feasibility of technologically proven alternatives to the overboard discharge system and install an alternative system if one is identified: allows a transferee with an annual income of less than \$25,000 to request a waiver from the requirement to install an alternative system; increases the timeframe, from 90 days of property transfer or significant action to 180 days of property transfer or significant action, within which an alternative system to the overboard discharge must be installed; and clarifies that an application for transfer of an overboard discharge license must be made no later than two weeks after the transfer of ownership.	121(2)	38 MRSA §413, sub-§3-A, ¶¶A and B	9.28.11
Amends language to conform to changes in the BEP's role made by PL 2011, ch. 304.	304(H-22)	38 MRSA §414-A, sub-§5, ¶C*	6.13.11
Adds the category of “degraded” regions or watersheds to the list of regions or watersheds that DEP is required to establish in its stormwater management rules.	206(7)	38 MRSA §420-D, sub-§4*	6.3.11
Provides that if project review is required pursuant to Title 38, section 1310-N, 1319-R or 1319-X, regarding waste facility licenses, review is not required pursuant to the laws governing storm water management.	206(8)	38 MRSA §420-D, sub-§5	6.3.11
Amends provision that authorizes DEP to establish a nonpoint source reduction program to allow an applicant to pay a compensation fee in lieu of meeting certain requirements, by adding the alternative of allowing an applicant to carry out a compensation project in lieu of meeting such requirements. It also deletes a related provision that authorizes DEP to allow an applicant to meet a municipally-required mitigation option in certain circumstances as an alternative to paying a compensation fee.	206(10)	38 MRSA §420-D, sub-§11*	6.3.11
Adds text consistent with the first paragraph of 38 MRSA section 469 to correct the structure of that section and to aid the ease of its use; and amends the laws governing the classification of estuarine and marine waters in Phippsburg to specify missing coordinates.	206(11)	38 MRSA §469	6.3.11
Makes a technical, drafting-related change.	12(1), (2); 64(3), (4)	38 MRSA §480-Q, sub-§§28, 29	9.28.11
Corrects cross reference.	304(H-23)	38 MRSA §489-A, sub-§10*	6.13.11
Amends the oil spill prevention laws to make it clear that liquid natural gas is not oil.	206(12)	38 MRSA §542, sub-§6	6.3.11
Amends the oil spill prevention laws to make it clear that liquid natural gas is not oil.	206(13)	38 MRSA §562-A, sub-§15	6.3.11
Amends the laws on registration of underground oil storage tanks to require that such tanks be registered within two years preceding installation.	206(14)	38 MRSA §563, sub-§1, ¶A	6.3.11

Requires a training program for operators of underground oil storage facilities to be completed every two years and allows the DEP to approve training done by a third party.	317(1)	38 MRSA §564, sub-§2-A, ¶L	9.28.11
Extends from 12 months to 24 months the time period after which underground oil storage tanks taken out of service must be properly abandoned.	276(2)	38 MRSA §566-A, sub-§1	9.28.11
Prohibits single-walled underground oil storage tanks that have been out of service for a period of more than 24 months from being brought back into service and it prohibits double-walled underground oil storage tanks that have been out of service for a period of more than 24 months from being brought back into service without the written approval of the Commissioner of DEP.	276(3)	38 MRSA §566-A, sub-§1-A	9.28.11
Technical changes; cross references.	243(1)	38 MRSA §568-A, sub-§2	9.28.11
Amends the laws governing abandonment and removal of oil storage facilities to allow flexibility in providing notice to DEP in advance of removal work.	206(15)	38 MRSA §566-A, sub-§2	6.3.11
Amends the oil spill remediation laws to make it clear that the costs of cleaning up discharges from aboveground home heating oil tanks are eligible for coverage by the Ground Water Oil Clean-up Fund whether or not the tank is constructed of fiberglass, cathodically protected steel or other noncorrosive material. It also deletes obsolete language related to eligibility for fund coverage of discharges that were discovered before October 1, 1999.	206(16)	38 MRSA §568-A, sub-§1, ¶B-2	6.3.11
Changes the membership of the Fund Insurance Review Board; alters the duties of the review board to include reviewing DEP priorities for disbursements from the Ground Water Oil Clean-up Fund and making recommendations to the Commissioner of DEP on how the fund should be allocated; provides for the number of meetings to be held by the review board and for the annual selection of a chair; consolidates responsibilities for hearing appeals and reporting to the Legislature in the section of law that deals with the review board; and retains the provision in current law that repeals the review board on December 31, 2015.	243(3)	38 MRSA §568-B*	9.28.11
Clarifies responsibilities of the Fund Insurance Review Board regarding transfer of money to the Ground Water Oil Clean-up Fund.	211(23)	38 MRSA §568-B, sub-§2, ¶E*	6.3.11
Amends the closure and remediation cost-sharing program that was established in the late 1980s to help municipalities close and clean-up landfills as follows: makes the cost-sharing program applicable to municipal landfills that were originally licensed on or before Sept. 1, 1989, and that incur closure costs before Dec. 31, 2015; and makes state-cost share contingent on a finding by the DEP commissioner that the landfill is contaminating groundwater and that corrective actions have not been successful.	435(1)	38 MRSA §1310-F, sub-§1-B*	9.28.11
Amends the wellhead protection laws to extend the siting restrictions on automobile maintenance shops to public works garages and other noncommercial facilities where motor vehicles are serviced.	206(21)	38 MRSA §1393, sub-§1, ¶B	6.3.11
Amends the wellhead protection laws to eliminate language regarding the applicability of wellhead siting restrictions to development under construction. The language has been rendered obsolete by the passage of time.	206(22)	38 MRSA §1393, sub-§2, ¶A	6.3.11

Amends the laws governing wellhead protection to address the removal and replacement of grandfathered facilities in wellhead protection zones.	206(23)	38 MRSA §1393, sub-§2, ¶B,	6.3.11
Allows for the replacement of the “deca” mixture of polybrominated diphenyl ethers with a chemical that is a brominated or chlorinated flame retardant if it is demonstrated to the satisfaction of the Commissioner of DEP that the replacement flame retardant is a safer alternative.	160(1)	38 MRSA §1609, sub-§14, ¶B	5.26.11
Technical, drafting-related change.	250(2)	38 MRSA §1610, sub-§2, ¶B	6.8.11
Conforms provision to reflect scope of law as amended (see prior item).	250(5), (7), (8)	38 MRSA §1610, sub-§5, ¶¶ A, B, D	6.8.11
Clarifies that a manufacturer must register with the State prior to selling covered electronic devices in the State and must report sales information on annual registrations in terms of national numbers; modifies annual manufacturer registration fee from flat fee to a tiered system based on a manufacturer's annual national unit sales of covered electronic devices; and exempts certain historic manufacturers from the registration fee requirements.	250(9)	38 MRSA §1610, sub-§6-A	6.8.11
Delays the effective date of the existing ban on sale of mercury-added button cell batteries.	206(24)	38 MRSA §1661-C, sub-§9, ¶A	6.3.11
Amends the mercury products laws to clarify that automakers must pay the minimum \$4 amount for mercury switches from motor vehicles if the year, make and model of the vehicle are provided.	206(27)	38 MRSA §1665-A, sub-§5, ¶B	6.3.11
Clarifies definition of HVAC “wholesaler” under laws regarding mercury- added products.	206(28)	38 MRSA §1665-B, sub-§1, ¶D	6.3.11
Amends the laws governing recycling of mercury thermostats to clarify the requirements for distribution of collection bins to recycling locations.	206(29)	38 MRSA §1665-B, sub-§2, ¶A	6.3.11
Amends provision requiring thermostat manufacturers to pay a \$5 bounty on each mercury thermostat returned for recycling by clarifying that the bounty is owed whether or not the thermostat is returned to a wholesaler recycling collection point with the exterior cover intact.	206(30)	MRSA §1665-B, sub-§2, ¶E	6.3.11
Amends provision requiring thermostat manufacturers to pay a \$5 bounty on each mercury thermostat returned for recycling by clarifying that the bounty is owed whether or not the thermostat is returned to a retail recycling collection point with the exterior cover intact.	206(31)	MRSA §1665-B, sub-§2, ¶F	6.3.11
Authorizes the use of crushing devices in a mercury-added lamp recycling program as provided in new subsection 6 (see below).	275(1)	38 MRSA §1672, sub-§4, ¶A	9.28.11
DELETED:			
Deletes language in accordance with above-noted provision consolidating bans on mercury-added products.	206(36)	38 MRSA §2165, sub-§8	6.3.11
Repealed and replaced by new provision (see above) regarding the BEP’s rulemaking authority.	304(H-4)	38 MRSA §341-D, sub-§1-B	6.13.11
Repealed and replaced by new provision (see above).	304(H-7)	38 MRSA §341-D, sub-§3	6.13.11
Repeals provision authorizing the BEP, on its own initiative, to review decisions by the DEP commissioner.	304(H-8)	38 MRSA §341-D, sub-§4, ¶B	6.13.11

Repeals and replaces provisions to correct an error (see above).	420(A-34)	38 MRSA §346, sub-§4	7.6.11
Repeals the BEP's authority to reconsider its action on a permit or license application.	304(H-10)	38 MRSA §341-D, sub-§5	6.13.11
Repealed and replaced (see above).	304(H-11)	38 MRSA §341-D, sub-§6	6.13.11
Repealed and replaced by new provision creating a general six-year statute of limitations (see above).	350(1)	38 MRSA §347-A, sub-§8	9.28.11
Repeals exemption from the laws governing storm water management for waste facilities regulated under 38 MRSA sections 1310-N, 1319-R or 1319-X (see related provision above that makes this exemption unnecessary).	206(9)	38 MRSA §420-D, sub-§7, ¶F	6.3.11
Repealed and replaced (see above).	65(1-2)	38 MRSA §480-E, sub-§7-8	9.28.11
Eliminates a longstanding, duplicate exemption applying to stream crossings in the NRPA.	205(2)	38 MRSA §480-Q, sub-§2-A	9.28.11
Repealed and replaced (see above).	276(1)	38 MRSA §564, sub-§5	9.28.11
Removes administrative appeals-related provision that is consolidated in 38 MRSA §568-B, as amended (see above).	243(2)	38 MRSA §568-A, sub-§3-A	9.28.11
Removes reporting requirement that is consolidated in 38 MRSA §568-B, as amended (see above).	243(4)	38 MRSA §570-H	9.28.11
Repealed and replaced (see above).	206(19)	38 MRSA §584-A	6.3.11
Repealed and replaced (see above).	206(20)	38 MRSA §1303-C, sub-§6, ¶E	6.3.11
Repealed and replaced to correct an error (see above).	420(A-35)	38 MRSA §1310-B, sub-§2	7.6.11
Deletes unnecessary definition.	250(4)	38 MRSA §1610, sub-§2, ¶F	6.8.11
Repeals provision banning sale of certain mercury-added batteries (see above). (Other added provisions consolidate these bans into one section.)	206(35)	38 MRSA §2165, sub-§6	6.3.11

ⁱ All the routine program changes described in this table were enacted during the 125th Maine Legislature's First Regular Session which met from December 1, 2010 to June 29, 2011. All public laws enacted during this legislative session, other than those enacted as emergency measures, took effect as state law on September 28, 2011. Emergency measures took effect on the date that the Governor signed them into law.

ⁱⁱ PL 2011 ch. 12, section 3 and PL 2011, ch. 64, section 5 enacted differing provisions as 38 MRSA §480-Q, sub-§30. This technical, codification error will likely be corrected in errors and inconsistencies legislation in a subsequent legislative session.

ⁱⁱⁱ See footnote ii.