

**§634-A. Administering agency**

**1. Department.** The department shall administer the permit process for a hydropower project that:

A. Is located wholly or partly within an organized municipality; or [PL 2009, c. 270, Pt. D, §5 (NEW).]

B. Uses tidal or wave action as a source of electrical or mechanical power, regardless of the hydropower project's location. [PL 2009, c. 615, Pt. F, §2 (AMD).]

[PL 2009, c. 615, Pt. F, §2 (AMD).]

**2. Maine Land Use Planning Commission.** The Maine Land Use Planning Commission shall administer the permit process for a hydropower project that is located wholly within the State's unorganized and deorganized areas as defined by Title 12, section 682, subsection 1 and that does not use tidal or wave action as a source of electrical or mechanical power. [PL 2009, c. 615, Pt. F, §3 (AMD); PL 2011, c. 682, §38 (REV).]

**SECTION HISTORY**

PL 2009, c. 270, Pt. D, §5 (NEW). PL 2009, c. 615, Pt. F, §§2, 3 (AMD). PL 2011, c. 682, §38 (REV).

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