

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by striking out the title and substituting the following:

'An Act To Amend the Laws Governing Outdoor Wood Boilers'

Amend the bill by inserting after section 2 the following:

'Sec. 3. 38 MRSA §582, sub-§8-C, ¶C, as enacted by PL 2007, c. 442, §1, is amended to read:

C. That heats building space ~~and/or~~ water, or both, through the distribution, typically through pipes for a fluid or ducts for air, of a fluid or air heated in the device, ~~typically water or a mixture of water and antifreeze.~~

Sec. 4. 38 MRSA §610-B, sub-§2-A is enacted to read:

2-A. Voluntary, technology-forcing emission standard. An outdoor wood boiler meeting a particulate matter emission limit of 0.06 pounds per million British Thermal Units heat output is not subject to a setback requirement as long as it meets the stack height requirements for an outdoor wood boiler meeting the emission standard in subsection 2 in accordance with rules adopted by the department.'

Amend the bill in section 4 in subsection 1 in the first line (page 1, line 26 in L.D.) by striking out the following: "an" and inserting the following: 'a commercial'

Amend the bill in section 4 in subsection 1 in the last line (page 1, line 30 in L.D.) by inserting after the following: "fuel" the following: 'burner'

Amend the bill in section 4 by striking out all of subsection 3 (page 1, lines 33 to 37 in L.D.) and inserting the following:

'3. Allow a person who upgrades or replaces a nuisance outdoor wood boiler when money is not available from the Outdoor Wood Boiler Fund to be eligible for reimbursement from the fund when money is available.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment changes the title of the bill. It amends the definition of "outdoor wood boiler" to include fuel burning devices that use hot air instead of circulating hot water. It allows an outdoor wood boiler meeting a particulate matter emission limit of 0.06 pounds per million British Thermal Units heat output to avoid any setback requirement as long as it meets the stack height requirements for boilers meeting the emission standard that takes effect April 1, 2010. It clarifies that the change in the bill relating to obtaining an evaluation, a report and installation recommendations applies only to commercial outdoor wood boilers and it corrects a professional title. It directs the Department of Environmental Protection to amend its rules to allow a person who upgrades or replaces a nuisance outdoor wood boiler when money

is not available from the Outdoor Wood Boiler Fund to be eligible for reimbursement from the fund when money is available.

FISCAL NOTE REQUIRED
(See attached)