

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 in section 1 in §610-D in subsection 2 by striking out all of paragraph A (page 1, line 10 in L.D.)

Amend the bill in section 1 in §610-D in subsection 2 in paragraph B in the first line (page 1, line 11 in L.D.) by striking out the following: "other"

Amend the bill in section 1 in §610-D in subsection 2 by relettering the lettered paragraphs to read consecutively.

Amend the bill in §610-D by striking out all of subsection 3 (page 1, lines 20 to 26 in L.D.) and inserting the following:

‘3. Disbursements from the fund. The department shall apply the money in the fund toward the award of financial incentives to residents of the State to replace residential wood stoves manufactured prior to 1988 and used as a primary source of heat in an owner's primary residence with residential heating appliances with lower emissions of pollution, such as wood stoves, pellet stoves or vented gas stoves, that have been certified by the United States Environmental Protection Agency. Costs incurred by the department to administer the residential wood stove replacement program under subsection 4 may be paid by the fund.’

Amend the bill in §610-D in subsection 4 in the first line (page 1, line 27 in L.D.) by inserting after the following: "establish" the following: 'through rulemaking'

Amend the bill in §610-D by inserting after subsection 4 the following:

‘5. Rulemaking. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2A.’

Amend the bill by striking out all of section 2 and inserting the following:

‘Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Air Quality 0250

Initiative: Provides an allocation to establish the Residential Wood Stove Replacement Fund.

| OTHER SPECIAL REVENUE FUNDS | 2009-10 | 2010-11 |
|--|----------------|--------------------|
| All Other | \$0 | \$2,500,000 |
| OTHER SPECIAL REVENUE FUNDS TOTAL | \$0 | \$2,500,000 |

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SUMMARY

This amendment removes appropriations from the State as a funding source for the Residential Wood Stove Replacement Fund. It specifies that financial incentives to replace wood stoves are intended only for residents of the State. It clarifies that only wood stoves manufactured prior to 1988 and used as a primary source of heat in a primary residence are eligible for financial incentives. It requires the Department of Environmental Protection to establish the wood stove replacement program through rulemaking. It increases the allocation of funds in fiscal year 2010-11 to \$2,500,000.

FISCAL NOTE REQUIRED

(See attached)