

STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION



PAUL R. LEPAGE
GOVERNOR

PATRICIA W. AHO
COMMISSIONER

Memorandum

To: Board of Environmental Protection
From: Cynthia Bertocci, Executive Analyst
Date: October 4, 2012
Re: Public Hearing on Proposed Rule:
Chapter 3 Rules Governing the Conduct of Licensing Hearings

Proposed Chapter 3 is a routine technical rule that would govern licensing hearings before both the Board and the Commissioner. Under provisions of 38 MRSA § 341-H(1), the Board shall adopt, amend or repeal routine technical rules necessary for the conduct of the Board's business including the processing of applications, the conduct of hearings, and other administrative matters. Under provisions of 38 MRSA § 341-H(2), routine technical rules other than those specifying Board procedures are adopted by the Commissioner. Since proposed Chapter 3 specifies procedural rules for both the Board and Commissioner, this is a joint rulemaking proceeding before the Board and the Commissioner. As part of this rulemaking proceeding, existing Chapter 20 Regulations for Hearings on Applications and existing Chapter 30 Special Rules for Hearings on Applications of Significant Public Interest, which are outdated, would be repealed.

AUGUSTA
17 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0017
(207) 287-7688 FAX: (207) 287-7826
RAY BLDG., HOSPITAL ST.

BANGOR
106 HOGAN ROAD, SUITE 6
BANGOR, MAINE 04401
(207) 941-4570 FAX: (207) 941-4584

PORTLAND
312 CANCO ROAD
PORTLAND, MAINE 04103
(207) 822-6300 FAX: (207) 822-6303

PRESQUE ISLE
1235 CENTRAL DRIVE, SKYWAY PARK
PRESQUE ISLE, MAINE 04769-2094
(207) 764-0477 FAX: (207) 760-3143

