

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 154

H. P. 130

House of Representatives, January 9, 1975

Referred to Committee on Natural Resources. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mrs. Berry of Madison.

Cosponsor: Mr. Hunter of Clinton.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT to Extend Date for Closing of Open Burning Dumps.

Emergency preamble. Whereas, Acts passed by the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Legislature has established a deadline for the closing of open burning dumps; and

Whereas, present economic conditions threaten great hardships to those towns which must find other means for disposal; and

Whereas, the following legislation is vitally necessary to extend the prior deadline established by the Legislature, thus avoiding such hardship; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine, as follows:

38 MRSA, § 361, 8th ¶, last sentence, as enacted by PL 1973, c. 217, is amended to read:

No open burning dump in the State of Maine shall be required, by regulation, to terminate the burning of refuse before July 1, ~~1975~~ 1978; provided this sentence shall not apply to any regulation that prohibits the open burning of tires or rubber products and provided each municipality where open burning

dumps are located shall report every 6 months following July 1, 1975 to the board all progress being made in plans for halting open burning at their respective dumps.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

STATEMENT OF FACT

The intent of this Act is to ease the burden upon the towns because of existing economic conditions by extending the deadline for closing open burning dumps.