

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

COMMITTEE AMENDMENT " A" to S.P. 128, L.D. 414, Bill, "AN ACT to Authorize the County of Hancock to Collect and Dispose of Solid Waste on a Regional Basis."

Amend said Bill by striking out all of the title and inserting in place thereof the following: 'AN ACT Relating to Regional Solid Waste Collection and Disposal Service.'

Further amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

'Sec. 1. 30 MRSA §413, as enacted by PL 1971, c. 436, is repealed and the following enacted in place thereof:
§413. Authority to operate a regional solid waste collection and disposal service

1. Authorization. The county commissioners of each county are empowered to operate a solid waste collection and disposal system or contract for solid waste collection and disposal services to serve their respective counties. The county commissioners may contract with municipalities, unorganized townships, other governmental agencies, including regional refuse disposal districts and private enterprises for the financing, implementation and operation of collection and disposal services.

2. Towns and others served. A county solid waste collection and disposal system or service may serve municipalities, unorganized townships and other public and private producers of solid waste. Municipalities, unorganized territories and other public and private producers shall not be required by the county

D. DE B.

to join or be served by such system or service.

Such system or service may serve municipalities, unorganized townships and other public or private producers of solid waste in an adjoining county with the approval of the county commissioners of that county.

3. Fees. Each municipality, unorganized territory and each public or private producer of solid waste utilizing the solid waste collection and disposal system or service offered by the county shall be assessed for the cost thereof. These costs shall be prorated equitably among those served. In determining such costs, consideration shall be given, but not limited to, the nature and quantity of solid waste collected and disposed of.

The amount of assessments shall be determined annually by the county commissioners. In the case of municipalities, the county commissioners shall include the amount of such assessments in their warrants to municipal assessors of the municipalities served, issued under section 254. In the case of unorganized townships, the county commissioners shall certify the amount of such assessments for each township served to the ^{State} Tax Assessor not later than April 1st each year and said amounts are appropriated from the General Fund to be credited annually in the books of the State to the proper fiscal officer of each county as provided in Title 36, section 342.

4. Personnel. County commissioners shall not employ additional personnel solely for administrative and clerical

D O E R

purposes related to solid waste collection and disposal systems or services.

Sec. 2. 30 MRSA §§ 414 and 415, as enacted by PL 1971, c. 436, are repealed.

Sec. 3. 30 MRSA §§ 417 and 418, as enacted by PL 1973, c. 577, are repealed.

Sec. 4. 30 MRSA §§ 421 to 423, as enacted by PL 1973, c. 703, are repealed.

Sec. 5. 38 MRSA §1558, sub-§4, as enacted by PL 1973, c. 371, is amended to read:

4. To contract with persons, corporations, districts, counties and other municipalities, both inside and outside the boundaries of the district, and with the State of Maine, United States Government and any agency of either to provide for collection and disposal of any kind of solid waste; and every other district and municipality or county of the State of Maine not a participant or member of such district is authorized to contract with such district for the collection and disposal of solid waste, and for said purpose any such municipality, county or district may raise money as for other municipal charges;

Sec. 6. 38 MRSA §1558, sub-§13, as enacted by PL 1973, c. 371, is amended to read:

13. To enter into contracts for refuse disposal with persons, nonmember municipalities and counties, as well as other bodies politic, and the United States of America.

D PER

Sec. 7. P&SL, 1973, c. 169 is repealed.'

Statement of Fact

The purpose of this amendment is to provide uniform authorization under which all counties may provide regional solid waste collection and disposal systems or services. Provision is also made for cooperation between counties and regional refuse disposal districts. The amendment also prohibits the employment of additional clerical or administrative staff in county government offices to administer these services.

Reported by the Committee on Local and County Government.
Reproduced and distributed pursuant to Senate Rule 11-A.
May 9, 1975. (Filing No. S-139).