

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 756

S. P. 248

In Senate, March 9, 1977

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

MAY M. ROSS, Secretary

Presented by Senator Pray of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT Relating to Solid Waste Disposal.

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 certain types of solid waste disposal; 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 revise the restriction on solid waste disposal; 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:

Sec. 1. 38 MRSA § 599, as last amended by PL 1975, c. 228, §§ 2 and 3, is repealed.

Sec. 2. 38 MRSA § 1304-A is enacted to read:

§ 1304-A. State regulations

Notwithstanding any other provisions of law, no state agency may impose any rule, regulation, law or ordinance on solid waste disposal which is more stringent than federal law, federal environmental rules, federal regulations or federal ordinances.

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

STATEMENT OF FACT

This bill would make certain that Maine's standards on solid waste disposal do not exceed those of the Federal Government.