

# MAINE STATE LEGISLATURE

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(Governor's Bill)  
FIRST REGULAR SESSION

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ONE HUNDRED AND TENTH LEGISLATURE

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**Legislative Document**

**No. 1358**

S. P. 475

In Senate, March 18, 1981

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

MAY M. ROSS, Secretary of the Senate

Presented by Senator Trotzky of Penobscot.

Cosponsors: Representative Hall of Sangerville, Senator O'Leary of Oxford and Representative Austin of Bingham.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

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**AN ACT to Authorize the Department of Environmental Protection to Provide Technical Assistance to Municipalities and other Quasi-municipal Entities Regarding Solid Waste Management.**

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

**Sec. 1. 38 MRSA § 342, sub-§ 6 is enacted to read:**

**6. Technical services. The commissioner may provide technical assistance, advice and consultation at the request of any municipality or quasi-municipal entity on matters relating to solid waste management. Technical services may include, but not be limited to, technical advice regarding the operation of waste management facilities or services and employment of consultants to assist in the location or design of any type of solid waste facility. The assignment of consultants shall be based upon demonstrated need, including, but not limited to, placement on the open-dump inventory list, noncompliance with orders of the board or noncompliance with state or federal rules.**

**Sec. 2. Legislative intent. It is the intent of the Legislature that the technical assistance program authorized by this Act shall be reviewed by the committee in order to determine if it should be terminated, modified or continued. The**

committee shall report its findings and recommendations to the first regular session of the 111th Legislature.

**Sec. 3. Effective date.** The effective date of this Act shall be July 1, 1981. The provisions of this Act shall expire June 30, 1983, unless its provisions are reenacted by the first regular session of the 111th Legislature.

#### FISCAL NOTE

The resources for carrying out the objectives of this Act are included in the Part II budget for the Department of Environmental Protection. \$175,000 is requested for fiscal year 1982 and \$160,550 is requested for fiscal year 1983.

#### STATEMENT OF FACT

This proposal will provide municipal officials with a focal point, within the Department of Environmental Protection, for information regarding the solid waste management program of the State. Persons will be assigned to regions and have a primary responsibility to seek out municipal officials for the purpose of solving solid waste problems, as well as to assist with improving operations. The Department of Environmental Protection is also authorized to engage consultants who will work with communities having problems complying with state and federal requirements. These consultants will be available to help design and locate solid waste facilities.