

MAINE STATE LEGISLATURE

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1 (New Draft of H.P. 323, L.D. 438)
2 FIRST REGULAR SESSION
3

4 ONE HUNDRED AND TWELFTH LEGISLATURE
5

6 Legislative Document

No. 1399

8 H.P. 976

House of Representatives, April 26, 1985

9 Reported by Representative Coles from the Committee on Energy and
10 Natural Resources and printed under Joint Rule 2. Original bill sponsored by
11 Representative Mitchell of Freeport. Cosponsored by Representative Hoglund
of Portland and Senator Usher of Cumberland.

EDWIN H. PERT, Clerk

12
13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-FIVE
17

18 AN ACT to Prohibit Open Burning at All
19 Municipal Solid Waste Disposal Sites.
20

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

23 38 MRSA §599, sub-§2, ¶C, as repealed and re-
24 placed by PL 1983, c. 504, §7, is amended to read:

25 C. Open burning of solid waste material at a mu-
26 nicipal solid waste disposal site serving less
27 than 1,000 persons shall, prior to January 1,
28 1989, only be prohibited where the Board of Envi-
29 ronmental Protection, after investigation and
30 hearing, shows that the continuance of open burn-
31 ing at a specific municipal site is in violation
32 of air quality standards.

33 All municipalities that are open burning of solid
34 waste materials, other than brush and demolition
35 debris, at their solid waste disposal site as of

1 the effective date of this paragraph, shall sub-
2 mit an alternative solid waste disposal plan ac-
3 ceptable to the Board of Environmental Protection
4 by July 1, 1986. These plans shall be imple-
5 mented as soon as possible after approval by the
6 board, but in no case later than January 1, 1989.
7

8 STATEMENT OF FACT

9 The purpose of this new draft is to prohibit open
10 burning of solid waste materials at municipal dispos-
11 al sites serving less than 1,000 persons by not later
12 than January 1, 1989. This will bring Maine law into
13 compliance with federal regulations by that date.
14 Municipalities that are currently open burning will
15 submit an approved alternative plan to the Board of
16 Environmental Protection by July 1, 1986. That plan
17 must be implemented by January 1, 1989.

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