

# MAINE STATE LEGISLATURE

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1 (EMERGENCY)  
2 SECOND SPECIAL SESSION  
3

4 ONE HUNDRED AND TWELFTH LEGISLATURE  
5

6 Legislative Document

No. 2418

7  
8 S.P. 973

In Senate, May 27, 1986

9 Approved for introduction by a majority of the Legislative Council  
10 pursuant to Joint Rule 26.

11 Received by the Secretary of the Senate on May 23, 1986. Referred to the  
Committee on Energy and Natural Resources, and ordered printed pursuant  
to Joint Rule 14.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Tuttle of York.

12 Cosponsored by Representative Murphy of Berwick, Senator Diamond of  
Cumberland and Senator Andrews of Cumberland.

13 STATE OF MAINE  
14

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

18 AN ACT Creating a Moratorium on Further  
19 Approval for Landfills for  
20 Out-of-state Waste.  
21

22 Emergency preamble. Whereas, Acts of the Legis-  
23 lature do not become effective until 90 days after  
24 adjournment unless enacted as emergencies; and

25 Whereas, the long-term effects of landfills on  
26 the environment have not been adequately assessed and  
27 identified; and

28 Whereas, a study of these effects and the poten-  
29 tial effects of future landfills is immediately nec-  
30 essary; and

31 Whereas, in the judgment of the Legislature,  
32 these facts create an emergency within the meaning of  
33 the Constitution of Maine and require the following  
34 legislation as immediately necessary for the preser-  
35 vation of the public peace, health and safety; now,  
36 therefore,

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

3 Sec. 1. Legislative study. The Joint Standing  
4 Committee on Energy and Natural Resources shall study  
5 the current and potential effects of existing  
6 landfills on the environment, including the effects  
7 on underground water supplies. The study shall also  
8 study the possible impact any additional landfills  
9 may have on the environment. The committee shall submit  
10 its report, together with any necessary legisla-  
11 tion, to the First Regular Session of the 113th Leg-  
12 islatre no later than January 1, 1987.

13 Sec. 2. Moratorium. Notwithstanding the Maine  
14 Revised Statutes, Title 38, sections 344 and 1304 or  
15 any other provision of law, no license or permit for  
16 any landfill which will receive imported waste mate-  
17 rials may be issued after the effective date of this  
18 Act until January 1, 1987 or until the report re-  
19 quired in section 1 is submitted to the Legislature,  
20 whichever is later.

21 Emergency clause. In view of the emergency cited  
22 in the preamble, this Act shall take effect when ap-  
23 proved.

24 STATEMENT OF FACT

25 This bill provides for a study of environmental  
26 effects of landfills and further provides that no new  
27 landfills which will receive out-of-state waste mate-  
28 rials may be authorized until such study is com-  
29 pleted.

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