

# MAINE STATE LEGISLATURE

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(After Deadline)  
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1464

H.P. 1077 House of Representatives, May 8, 1987  
Approved for introduction by a majority of the  
Legislative Council pursuant to Joint Rule 27.  
Reference to the Committee on Energy and Natural  
Resources suggested and ordered printed.  
EDWIN H. PERT, Clerk  
Presented by Representative BOST of Orono.  
Cosponsored by Representative MICHAUD of East Millinocket  
and Senator USHER of Cumberland.

STATE OF MAINE

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

AN ACT to Ensure Safe Transportation of  
Special Solid Wastes.

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

Sec. 1. 38 MRSA §1303, sub-§9-B is enacted to  
read:

9-B. Special waste. "Special waste" means any nonhazardous waste generated by sources other than domestic and typical commercial establishments that exists in such an unusual quantity or in such a chemical or physical state, or any combination thereof which may disrupt or impair effective waste management or threaten the public health, human safety or the environment and thus requires special han-

1 dling, transportation and disposal procedures. Spe-  
2 cial waste includes:

3 A. Oil, coal, wood and multifuel boiler and in-  
4 cinerator ash;

5 B. Industrial and industrial process waste;

6 C. Waste water treatment plant, papermill and  
7 other sludge wastes;

8 D. Debris and residuals from nonhazardous chemi-  
9 cal spills and cleanup of such spills;

10 E. Contaminated soils and dredge spoils;

11 F. Asbestos and asbestos-containing wastes;

12 G. Sand blast grit and paint wastes;

13 H. Hospital and other potentially infectious or  
14 pathogenic wastes;

15 I. High and low pH wastes;

16 J. Spent filter media and residue; and

17 K. Other wastes designated by the board, by  
18 rule.

19 **Sec. 2. 38 MRSA §1304, sub-§1-A is enacted to**  
20 **read:**

21 1-A. Rules; transportation. In order to facili-  
22 tate enforcement of this chapter and rules adopted  
23 pursuant to this chapter, the board shall adopt rules  
24 relating to the transportation of solid waste, in-  
25 cluding:

26 A. Licensing categories of transporters of spe-  
27 cial waste, conveyances used for transportation  
28 of special waste and the operators of these con-  
29 veyances as the board finds necessary to achieve  
30 sound waste management;

31 B. Establishment of transporter licensing and  
32 conveyance registration fees which are sufficient

1 to recover all costs of administering, monitoring  
2 compliance with and enforcing this subsection and  
3 which fees shall be paid to the Maine Environmen-  
4 tal Protection Fund;

5 C. A marking system, by waste category, to  
6 clearly identify vehicles transporting special  
7 waste; and

8 D. Designation of transportation routes for the  
9 movement of solid waste from sources outside of  
10 the department's jurisdiction to special waste  
11 disposal facilities within the department's ju-  
12 risdiction and designation of conveyance  
13 checkpoints situated as close to the point of en-  
14 try to the department's jurisdiction as practi-  
15 cal.

16

STATEMENT OF FACT

17 The purpose of this bill is to give the Depart-  
18 ment of Environmental Protection the authority to  
19 regulate the transportation of special waste through  
20 a system of licensing, vehicle markings and designa-  
21 tion hauling routes. The specific objective of this  
22 bill is to ensure that the movement of the more dan-  
23 gerous categories of special waste be restricted to  
24 designated routes with checkpoints so as to improve  
25 enforcement and to minimize risk to the general pub-  
26 lic.

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