

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 428

S.P. 173

In Senate, February 7, 1991

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator KANY of Kennebec

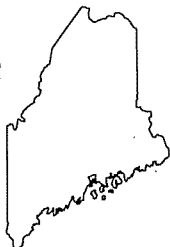
Cosponsored by Representative JACQUES of Waterville, Representative TRACY of Rome
and Senator TITCOMB of Cumberland.

STATE OF MAINE

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

An Act to Prohibit Commercial Hazardous Waste Disposal Facilities.

(EMERGENCY)



Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the disposal of hazardous waste continues to be a pressing environmental concern to the citizens of the State; and

Whereas, the uncertainty of the protection of ground water for future generations remains a threat; and

Whereas, it is important that any uncertainty be resolved before any commitment is made to locate a commercial hazardous waste disposal facility in this State; 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:

38 MRSA §1319-R, sub-§7 is enacted to read:

7. Commercial hazardous waste disposal facilities.
Notwithstanding the provisions of Title 1, section 302, the board may not approve an application for a commercial hazardous waste disposal facility, including any application pending before the board on or after the effective date of this subsection.

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

STATEMENT OF FACT

This bill prohibits the development of any commercial hazardous waste disposal facility.