MAINE STATE LEGISLATURE

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L.D. 177

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MAJORITY

NATURAL RESOURCES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 129, L.D. 177, Bill, "An Act to Clarify the Financial Assurance Provisions Applicable to Solid Waste Disposal Facilities"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'**Sec. 1. 38 MRSA §1310-Y, first ¶,** as enacted by PL 1993, c. 378, §9, is amended to read:

An owner or operator of a solid waste disposal facility licensed under section 1310-N shall provide the department assurance of its financial ability to satisfy the estimated cost of corrective action for known releases from the facility and its financial capacity to satisfy the estimated cost of closure and postclosure care and maintenance at the facility for a period of at least 30 years after closure. The board may adopt rules that increase or decrease that postclosure care period, as long as those rules are consistent with applicable federal rules. This section does not apply to a municipally owned or operated solid waste disposal facility that accepts exclusively special waste, construction and demolition debris, land-clearing debris or any combination of those types of waste.'

STATEMENT OF FACT

The amendment deletes the definition of "municipal solid waste" to avoid creating a conflict between Maine law and federal law regarding the definition of that term. It also restates the

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type of facility that is exempt from financial assurance
requirements by stating that facilities that accept special
waste, construction and demolition debris, land-clearing debris,
or any combination of those types of wastes are exempt.

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