

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 177

H.P. 129

House of Representatives, January 20, 1995

An Act to Clarify the Financial Assurance Provisions Applicable to Solid Waste Disposal Facilities.

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

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative STEDMAN of Hartland.
Cosponsored by Representatives: DEXTER of Kingfield, GOULD of Greenville, JONES of Pittsfield, POIRIER of Saco, STROUT of Corinth, TUFTS of Stockton Springs, Senator: CIANCHETTE of Somerset.

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

4 **Sec. 1. 38 MRSA §1303-C, sub-§18-A** is enacted to read:

6 **18-A. Municipal solid waste.** "Municipal solid waste" means
solid waste emanating from household and typical commercial
sources. This term does not include special waste or
8 construction and demolition debris.

10 **Sec. 2. 38 MRSA §1310-Y, first ¶,** as enacted by PL 1993, c.
378, §9, is amended to read:

12
14 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
16 of corrective action for known releases from the facility and its
financial capacity to satisfy the estimated cost of closure and
18 postclosure care and maintenance at the facility for a period of
at least 30 years after closure. The board may adopt rules that
20 increase or decrease that postclosure care period, as long as
those rules are consistent with applicable federal rules. This
22 section does not apply to a municipally owned or operated solid
24 waste disposal facility that does not accept municipal solid
waste.

26
28 **STATEMENT OF FACT**

30 This bill amends the financial assurance provisions of the
solid waste management laws to provide that municipally owned or
operated solid waste disposal facilities that do not accept
32 municipal solid waste are exempt from the new financial assurance
requirements for disposal facilities that were enacted into law
34 in 1993. It also adds to the laws a definition of municipal
solid waste.
36