

MAINE STATE LEGISLATURE

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L.D. 1122

DATE: 6/20/95

(Filing No. H-550)

MAJORITY
NATURAL RESOURCES

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

COMMITTEE AMENDMENT "A" to H.P. 805, L.D. 1122, Bill, "An Act to Enhance Recycling by Ensuring Raw Materials for Businesses that Recycle and to Fund Household Hazardous Waste Collection Programs"

Amend the bill by striking out the title and substituting the following:

'Resolve, Urging Efforts to Enhance Opportunities for Businesses that Use Recycled Materials as Raw Materials'

Further amend the bill by striking out everything after the title and before the statement of fact and inserting in its place the following:

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

Whereas, legislation has been proposed to eliminate the Maine Waste Management Agency; and

Whereas, the Maine Waste Management Agency was responsible for promoting and facilitating recycling of solid waste in the State; and

Whereas, it is anticipated that an existing state agency will assume certain of the agency's recycling programs; and

Whereas, matching businesses that need recycled materials as raw materials with producers of recyclable materials may be beneficial both to businesses and waste producers; and

COMMITTEE AMENDMENT

2 **Whereas,** staff resources at the successor agency are
3 limited, making it inadvisable to impose additional duties on
4 that staff; and

6 **Whereas,** the successor agency is likely, when it first
7 assumes recycling duties, to review staff assignments and goals
8 and that review process provides an opportunity to determine how
9 the staff can facilitate recycling; and

10 **Whereas,** in the judgment of the Legislature, these facts
11 create an emergency within the meaning of the Constitution of
12 Maine and require the following legislation as immediately
13 necessary for the preservation of the public peace, health and
14 safety; now, therefore, be it

16 **Sec. 1. Provision of assistance to businesses. Resolved:** That in
17 structuring its operations and establishing goals and assigning
18 duties to its staff, the successor agency to the Maine Waste
19 Management Agency shall include as a goal the provision of
20 assistance to businesses that use recycled products as raw
21 materials; and be it further

22 **Sec. 2. Pursuit of goals. Resolved:** That in pursuing that goal
23 the successor agency is urged within available resources to:

26 1. Develop, in cooperation with the Department of Economic
27 and Community Development and other state, municipal and business
28 assistance and trade organizations, programs that support the
29 increased collection of recycled materials for use by Maine
30 businesses;

32 2. Convene task forces to coordinate policy on a
33 case-by-case basis when businesses or recycling programs identify
34 shortages or lack capacity to produce sufficient raw materials;

36 3. Review existing marketing and brokering services to
37 determine adequacy in meeting the needs of businesses dependent
38 upon recycled materials for raw materials; and

40 4. Determine and recommend to the Legislature whether to
41 include newspapers or any other materials as mandatory items
42 under Title 38, section 2138 to ensure adequate flow of raw
43 materials to businesses dependent upon recycled materials.'

44 Further amend the bill by inserting at the end before the
45 statement of fact the following:

FISCAL NOTE

2
4 The Maine Waste Management Agency, or its successor, will
6 incur some minor additional costs to help match businesses that
8 need recycled products with municipal recycling programs. These
costs can be absorbed within the agency's or its successor's
existing budgeted resources.'

STATEMENT OF FACT

10
12 The amendment replaces the bill. Rather than requiring the
14 Maine Waste Management Agency or its successor agency to develop
16 programs to match businesses that need recycled products with
18 recycling programs such as those operated by municipalities, the
20 amendment requires the agency, in structuring its efforts and
assigning responsibilities to staff, include such matching as a
goal and make every effort, within available resources, to
perform those functions.