

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

SECOND REGULAR SESSION-1996

Legislative Document

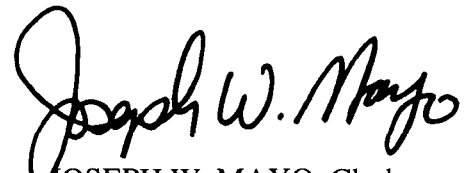
No. 1659

H.P. 1209

House of Representatives, January 9, 1996

**An Act to Allow Municipalities and Regions to Include Beneficial Use
of Waste Originated in Their Jurisdiction As Credit in Demonstrating
Recycling Progress.**

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.
Reference to the Committee on Natural Resources suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative GOULD of Greenville.
Cosponsored by Representative: WATERHOUSE of Bridgton.

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

Sec. 1. 38 MRSA §2132, sub-§3, as amended by PL 1995, c. 23, §1, is further amended to read:

3. **Beneficial use of waste.** The use of waste paper, used motor vehicle tires or corrugated cardboard as a fuel in industrial boilers for the generation of heat, steam or electricity constitutes recycling ~~for--the--sole--purpose--of determining--whether--the--goals--in--subsection--1--are--met--and--if--the wastes--would--otherwise--be--placed--in--or--stockpiled--at--a--landfill, the--office--determines--that--there--is--no--reasonably--available market--in--the--State--for--recycling--that--waste--and~~ if the wastes are incinerated as a substitute for, or supplement to, fossil or biomass fuels that constitute the primary fuels incinerated in the industrial boiler. Municipalities and regions may include beneficial use of waste originating within their jurisdiction in demonstrating recycling progress under section 2133, subsection 1-A.

STATEMENT OF FACT

Current law places certain limits on when the beneficial use of certain wastes as a fuel source substitute in industrial boilers constitutes recycling: the waste material must otherwise have been stockpiled or placed in a landfill if not used as fuel, and the State Planning Office must determine that there is no reasonably available recycling market for the waste.

This bill removes those limitations. The bill also clarifies that municipalities and regions may take recycling credit for the beneficial use of waste.