



## **118th MAINE LEGISLATURE**

## FIRST REGULAR SESSION-1997

Legislative Document

No. 1095

H.P. 807

House of Representatives, February 18, 1997

An Act Concerning State Mandated Municipal Landfill Remediation.

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

JOSEPH W. MAYO, Clerk

Presented by Representative TUTTLE of Sanford. Cosponsored by Senator MacKINNON of York and Representatives: CHICK of Lebanon, DEXTER of Kingfield, MERES of Norridgewock, NASS of Acton, NICKERSON of Turner, PAUL of Sanford, WHEELER of Eliot, Senator: NUTTING of Androscoggin.

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

Sec. 1. 38 MRSA \$1310-F, sub-\$2,  $\PA$ , as repealed and replaced by PL 1995, c. 462, Pt. A, \$77, is amended to read:

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Α. The commissioner may act to abate public health, safety and environmental threats at sites identified as uncontrolled hazardous substance sites under section 1362, subsection 3 or at federally declared Superfund sites. Notwithstanding any other provision of this article, the commissioner shall determine the amount of funds expended at those sites, except that subject to the availability of funds, the commissioner shall issue grants or payments to eligible municipalities for 90% of the planning and implementation costs of remediation ordered by the commissioner at a municipal solid waste landfill identified as an uncontrolled hazardous substance site under section 1362, subsection 3.

## SUMMARY

This bill requires the Commissioner Environmental of 24 Protection to reimburse municipalities for 90% of the planning and implementation costs of remediation ordered by the 26 commissioner at а municipal landfill identified as an uncontrolled hazardous substance site. Under current law, the 28 department must reimburse municipalities for 90% of the costs of remediation at a municipal landfill, but if the landfill is identified as an uncontrolled hazardous 30 substance site the commissioner may determine the amount of funds expended at the 32 site.