

| | L.D. 1449 |
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| 2 | DATE: 5-3-01 (Filing No. H-302) |
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| б | NATURAL RESOURCES |
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| 10 | Reproduced and distributed under the direction of the Clerk of the House. |
| 12 | STATE OF MAINE |
| 14 | HOUSE OF REPRESENTATIVES 120TH LEGISLATURE |
| 16 | FIRST REGULAR SESSION |
| 18 | COMMITTEE AMENDMENT "A" to H.P. 1080, L.D. 1449, Bill, "An |
| 20 | Act to Ensure Municipal Authority over Sludge and Septage Land Spreading Sites" |
| 22 | |
| 24 | Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following: |
| 26 | 'Sec. 1. 38 MRSA §1303-C, sub-§29, as amended by PL 1989, c. |
| 28 | 869, Pt. A, $\S5$ and affected by $\S21$, is further amended to read: |
| 30 | 29. Solid waste. "Solid waste" means useless, unwanted or discarded solid material with insufficient liquid content to be |
| 32 | free-flowing, including, but not limited to, rubbish, garbage, refuse-derived fuel, scrap materials, junk, refuse, inert fill |
| 34 | material and landscape refuse, but does not include hazardous waste, biomedical waste, septietanksludge septage or |
| 36 | agricultural wastes. The fact that a solid waste or constituent of the waste may have value or other use or may be sold or |
| 38 | exchanged does not exclude it from this definition. |
| 40 | Sec. 2. 38 MRSA §1304, sub-§17 is enacted to read: |
| 42 | 17. Sludge and septage guidance. The commissioner shall develop guidance to municipalities regarding the regulation of |
| 44 | septage and sludge land application by municipalities. The guidance must include information regarding site location |
| 46 | restrictions, testing and enforcement actions that may be |
| 48 | <u>undertaken by a municipality and municipal roles and responsibilities under section 1310-U.</u> |

M. 5.

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COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "H" to H.P. 1080, L.D. 1449

Sec. 3. Report on sludge and septage land application guidance. By January 30, 2002, the Department of Environmental Protection is directed to report to the joint standing committee of the Legislature having jurisdiction over natural resources matters on the status of the development of guidance to municipalities regarding the regulation of septage and sludge land application.'

Further amend the bill by inserting at the end before the summary the following:

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R. d.S.

'FISCAL NOTE

14 The Department of Environmental Protection will incur some minor additional costs to provide certain guidance to municipalities and to submit a required report to the Legislature. These costs can be absorbed within the department's 18 existing budgeted resources.'

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SUMMARY

This amendment replaces the original bill. It requires the 24 Department of Environmental Protection to develop guidance to municipalities regarding the regulation of septage and sludge 26 land application and also requires the department to report on the status of that guidance by January 30, 2002. The amendment 28 also clarifies that septage is excluded from the definition of solid waste. It also adds a fiscal note to the bill.

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COMMITTEE AMENDMENT