

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



DATE: 5-5-03

(Filing No. H-259)

NATURAL RESOURCES

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 147, L.D. 188, Bill, "An Act To Amend the Waste Management Laws Regarding the Spreading of Sludge on Land"

Amend the bill by striking out all of section 1 and inserting in its place the following:

'Sec. 1. 38 MRSA §1304, sub-§§18 and 19 are enacted to read:

18. Use of residuals containing human pathogens. The department may not license the utilization and distribution of residuals containing human pathogens, such as municipal treatment plant sludge, under permit-by-rule provisions established by the department pursuant to the provisions of section 344, subsection 7.

19. Interested parties notice for distribution of composted sludge. The department shall establish and maintain a list of interested parties, including a statewide organization that represents municipalities in this State, to whom notice of license applications and applications to modify existing licenses for the distribution in this State of composted sludge must be provided. In addition, the department shall electronically mail the notice to each municipality in the State that is equipped to receive electronic mail. Notice must be provided upon the department's finding that the application is complete for processing.

Sec. 2. Rulemaking. Notwithstanding the Maine Revised Statutes, Title 38, section 1304, subsection 1-C, any amendment to Board of Environmental Protection rules to make the rules consistent with this Act is a routine technical rule as defined in Title 5, chapter 375, subchapter 2-A.'

COMMITTEE AMENDMENT

2

SUMMARY

4

6 This amendment replaces the bill. It provides that the
utilization and distribution of residuals that contain human
8 pathogens, such as municipal treatment plant sludge, is not
eligible for licensing by permit by rule. The amendment also
10 directs the Department of Environmental Protection to establish a
list of interested parties to whom notice of applications for the
distribution of composted sludge must be provided. The notice
12 must also be distributed via electronic mail to all
municipalities that are equipped to receive electronic mail. The
14 amendment also provides that any amendment of Board of
Environmental Protection rules to make the rules consistent with
16 this bill is a routine technical rule.

FISCAL NOTE REQUIRED
(See attached)

**121st Maine Legislature
Office of Fiscal and Program Review**



LD 188

**An Act To Amend the Waste Management Laws Regarding the
Spreading of Sludge on Land**

LR 0802(02)

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Natural Resources

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund