

MAINE STATE LEGISLATURE

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Date: 6-1-09

(Filing No. S-284)

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STATE OF MAINE
SENATE
124TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 270,
L.D. 733, "Resolve, To Examine Environmental Effects of the Dual Recovery System for
Beverage Containers"

Amend the amendment by striking out all of sections 1 and 2 and inserting the
following:

**'Sec. 1. Work group to oversee study of environmental effects of laws and
programs regarding recycling. Resolved:** That a 5-member work group consisting
of the Director of the State Planning Office within the Executive Department or the
director's designee, the Commissioner of Agriculture, Food and Rural Resources or the
commissioner's designee, the Commissioner of Environmental Protection or the
commissioner's designee, the Commissioner of Economic and Community Development
or the commissioner's designee and a representative of the Maine Municipal Association
shall oversee a 2-year study to be performed by an independent private entity to review
the focus on the environmental effects that laws and programs regarding recycling have
generated. The representatives of the State Planning Office and the Department of
Agriculture, Food and Rural Resources shall serve as cochairs of the work group. The
work group shall engage the assistance of a qualified consultant in the relevant fields and
tasks to be reviewed. The study must include an assessment of:

1. Current recycling rates;
2. The carbon footprints created by the beverage container recycling laws and
municipal recycling programs;
3. Comprehensive recycling programs in the State;
4. Barriers to comprehensive recycling;
5. Alternative models of sustainability;
6. Energy and economic efficiencies;
7. The effect of educational programs on recycling rates;
8. The potential roles of and opportunities for redemption center businesses as the
technology advances in recycling programs; and
9. Litter prevention and waste reduction efforts; and be it further

Sec. 2. Funding sources. Resolved: That the expert consultant and study described in section 1 must be funded through private funds received by the State from outside sources and dedicated to this project. The work group described in section 1 shall determine and administer any private funds received with respect to the tasks identified in section 1. The work group has sole discretion to determine how any private funds received to conduct this study are spent and, depending upon the amount of private funds received, the order in which the 9 items set forth in section 1 should be assessed. The work group may rely upon existing data, other studies and any other information it considers pertinent in order to complete the assessment described in section 1. When private funds are received, the Executive Department, State Planning Office and the Department of Agriculture, Food and Rural Resources shall notify the joint standing committee of the Legislature having jurisdiction over business, research and economic development matters; and be it further

Sec. 3. Reporting date. Resolved: That the study described in section 1 must be completed no later than January 15, 2012, unless a one-year extension is necessary to complete the study. The work group shall provide an update to the joint standing committee of the Legislature having jurisdiction over business, research and economic development matters on January 15, 2010 and again on January 15, 2011 as to the progress of and any initial findings from the study; and be it further'

Amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment provides that a 5-member work group consisting of the Director of the State Planning Office within the Executive Department or the director's designee, the Commissioner of Agriculture, Food and Rural Resources or the commissioner's designee, the Commissioner of Environmental Protection or the commissioner's designee, the Commissioner of Economic and Community Development or the commissioner's designee and a representative of the Maine Municipal Association oversee a 2-year study to be performed by an independent private entity to review the focus on the environmental effects that laws and programs regarding recycling have generated. The representatives of the State Planning Office and the Department of Agriculture, Food and Rural Resources shall serve as cochair of the work group. The work group shall engage the assistance of a qualified consultant in the relevant fields and tasks to be reviewed. The expert consultant and study must be funded through private funds received by the State from outside sources.

SPONSORED BY: 

(Senator SCHNEIDER)

COUNTY: Penobscot

FISCAL NOTE REQUIRED
(See Attached)

**Due to its omission
in printing,
the Fiscal Note is supplied here
from an electronic file copy.**



Approved: 05/31/09 *MAC*

124th MAINE LEGISLATURE

LD 733

LR 1781(05)

Resolve, To Examine Environmental Effects of the Dual Recovery System for Beverage Containers

Fiscal Note for Senate Amendment " A " to Committee Amendment "A"

Sponsor: Sen. Schneider of Penobscot

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

This amendment directs the Department of Environmental Protection (DEP) and the Department of Economic and Community Development (DECD) to participate with the State Planning Office and the Department of Agriculture's study of the environmental effects of laws and programs regarding recycling and to provide a report on the findings. Additional costs to DEP and DECD associated with participating in the work group and other administrative duties can be absorbed within existing budgeted resources. A representative of the Maine Municipal Association will also be invited to participate.