

MAINE STATE LEGISLATURE

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SMG
R. 200

Date: 2/11/10

(Filing No. H-629)

NATURAL RESOURCES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1161, L.D. 1633, Bill, "An Act To Expand Eligibility of Certain Municipal Landfills To Participate in the State's Remediation and Closure Program"

Amend the bill by striking out all of section 1.

Amend the bill in section 2 in subsection 1-B in paragraph E by striking out all of subparagraphs (1) and (2) (page 1, lines 28 to 33 in L.D.) and inserting the following:

'(1) The commissioner originally issued a license on or before September 1, 1989 for operation of the landfill and found that the landfill met the design requirements and environmental protection standards at the time of licensing; and

(2) The commissioner has since determined that the landfill or portion of the landfill must be closed based on the finding that the landfill is contaminating groundwater and that corrective actions have not been successful.'

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

SUMMARY

The amendment strikes the provision in the bill that allows licensed municipal landfills to use reduced closure procedures. It also makes the State's cost-share program for municipal landfill closure applicable to municipal landfills that were originally licensed on or before September 1, 1989 and contingent on a finding that the landfill is contaminating groundwater and that corrective actions have not been successful.

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT



124th MAINE LEGISLATURE

LD 1633

LR 2116(02)

An Act To Expand Eligibility of Certain Municipal Landfills To Participate in the State's Remediation and Closure Program

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Natural Resources

Fiscal Note Required: Yes

Fiscal Note

Future biennium cost increase - General Fund

Fiscal Detail and Notes

This bill requires the State to pay 75% of the costs of closing municipal landfills that meet certain criteria. It is assumed that there are three licensed municipal landfills likely to be eligible to receive such funding. Updated Department of Environmental Protection estimates put these costs at \$1,700,000. Typically, state participation in costs of this nature have been paid from bond proceeds. Since no bond proceeds are available at this time, subsequent legislation will be required to create a bond issue or provide a General Fund appropriation to fund these costs.