

MAINE STATE LEGISLATURE

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Amendment Name: Amendment CA (S-461) (LD 988 2020)

Date: 8/3/2020

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Date: (Filing No. S-)

ENVIRONMENT AND NATURAL RESOURCES

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE
SENATE
129TH LEGISLATURE
SECOND SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 278, L.D. 988, Bill, “An Act To Reduce the Landfilling of Municipal Solid Waste ”

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 38 MRSA §2203-A, sub-§1, as amended by PL 2015, c. 461, §8, is further amended to read:

1. Fees. Unless otherwise provided by rule adopted in accordance with subsection 3, fees are imposed in the following amounts to be levied for solid waste that is disposed of at commercial, municipal, state-owned and regional association landfills.

Asbestos	\$5 per cubic yard
Oil-contaminated soil, gravel, brick, concrete and other aggregate	\$25 per ton
Waste water facility sludge	\$5 per ton
Ash, coal and oil	\$5 per ton
Paper mill sludge	\$5 per ton
Industrial waste	\$5 per ton
Sandblast grit	\$5 per ton
All other special waste	\$5 per ton

COMMITTEE AMENDMENT

1	Municipal <u>solid waste or municipal</u> solid	\$1 per ton
2	waste ash	
3		
4	Front end process residue (FEPR)	\$1 per ton
5		
6		
7		
8	Construction and demolition debris and	\$2 per ton
9	residue from the processing of	
10	construction and demolition debris	

11 **Sec. 2. 38 MRSA §2204**, as amended by PL 2015, c. 461, §§10 and 11, is
12 repealed.

13 **Sec. 3. Appropriations and allocations.** The following appropriations and
14 allocations are made.

15 **ENVIRONMENTAL PROTECTION, DEPARTMENT OF**
16 **Remediation and Waste Management 0247**

17 Initiative: Provides allocation to allow for the expenditure of additional revenue for
18 administrative expenses, actions necessary to abate threats to public health, safety and
19 welfare posed by the disposal of solid waste and to pay municipalities under the closure
20 and remediation cost-sharing program for solid waste landfills.

21	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
22	All Other	\$0	\$27,500
23			
24	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$27,500
25			

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

28 **SUMMARY**

29 This amendment, which is the majority report of the committee, replaces the bill and
30 repeals the existing \$2 per ton municipal solid waste surcharge statute in the laws
31 governing solid waste management. It also amends the State's waste handling fee statute
32 to impose a \$1 per ton disposal fee on all municipal solid waste disposed of at a
33 commercial, municipal, state-owned or regional association landfill. The amendment
34 also adds an appropriations and allocations section.

35 **FISCAL NOTE REQUIRED**

36 (See attached)



129th MAINE LEGISLATURE

LD 988

LR 1071(02)

An Act To Reduce the Landfilling of Municipal Solid Waste

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Environment and Natural Resources

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$27,500	\$55,000	\$55,000
Revenue				
Other Special Revenue Funds	\$0	\$27,500	\$55,000	\$55,000

Fiscal Detail and Notes

This bill repeals current statute that includes a \$2 per ton municipal solid waste surcharge and certain exemptions to that surcharge. The bill changes the current \$1 per ton solid waste disposal fee to include all municipal solid waste or municipal solid waste ash. The loss of revenue from the removal of the surcharge will be offset by an increase in the number of tons subject to the fee. The net impact of these changes is estimated to be an ongoing annual revenue increase of \$55,000, prorated to \$27,500 in fiscal year 2020-21, to the Maine Solid Waste Management Fund (MSWMF) within the Department of Environmental Protection. The bill includes an accompanying increase in the allocation to the MSWMF for expenditure of the additional revenue.