

MAINE STATE LEGISLATURE

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129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 988

S.P. 278

In Senate, February 26, 2019

An Act To Reduce the Landfilling of Municipal Solid Waste

Reference to the Committee on Environment and Natural Resources suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator CHIPMAN of Cumberland. (BY REQUEST)
Cosponsored by Representative CAMPBELL of Orrington and
Representatives: GRAMLICH of Old Orchard Beach, MAREAN of Hollis.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 38 MRSA §2202, sub-§1**, as amended by PL 1995, c. 465, Pt. A, §73 and
3 affected by Pt. C, §2, is further amended to read:

4 **1. Fees established.** The department shall establish procedures to charge fees
5 specified in this article and pursuant to the requirements of this article. ~~All~~ Except for
6 fees collected under section 2204, all fees collected by the department under this article
7 must be deposited into the Maine Solid Waste Management Fund.

8 **Sec. 2. 38 MRSA §2204, first ¶**, as amended by PL 2015, c. 461, §10, is further
9 amended to read:

10 Unless otherwise provided by rule adopted in accordance with subsection 4, the
11 department shall impose a fee of \$2 per ton on any municipal solid waste disposed of at a
12 commercial, municipal, regional association or state-owned landfill, ~~except that there is~~
13 ~~no fee on municipal solid waste generated by a municipality that owns the landfill~~
14 ~~accepting it or that has entered into a contract with a term longer than 9 months for~~
15 ~~disposal of municipal solid waste in that landfill facility.~~ All fees collected under this
16 section must be deposited into the Maine Solid Waste Diversion Grant Program under
17 section 2201-B.

18 **SUMMARY**

19 This bill removes the exemption to the municipal solid waste disposal surcharge for
20 municipal solid waste generated by a municipality that owns the landfill accepting it or
21 that has entered into a contract with a term longer than 9 months for disposal of municipal
22 solid waste in that landfill facility. The bill also directs the proceeds from the surcharge
23 to the Maine Solid Waste Diversion Grant Program.