

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE

AS PUBLIC LAWS AND CONSTITUTIONAL RESOLUTIONS

at the

**THIRD SPECIAL SESSION**

September 15, 1988 to September 16, 1988

and the

**FOURTH SPECIAL SESSION**

November 28, 1988

AND

AS PRIVATE AND SPECIAL LAWS AND RESOLVES

at the

**FIRST REGULAR SESSION**

December 3, 1986 to June 30, 1987

**FIRST SPECIAL SESSION**

October 9, 1987 to October 10, 1987

**SECOND SPECIAL SESSION**

October 21, 1987 to November 20, 1987

**SECOND REGULAR SESSION**

January 6, 1988 to May 5, 1988

**THIRD SPECIAL SESSION**

September 15, 1988 to September 16, 1988

and the

**FOURTH SPECIAL SESSION**

November 28, 1988

PUBLISHED BY THE REVISOR OF STATUTES  
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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Twin City Printery  
Lewiston, Maine  
1989

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**PRIVATE AND  
SPECIAL LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

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**AN ACT to Allow the Maine Maritime Academy to Award an Associate of Science Degree.**

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

**Maine Maritime Academy; Associate degree.** The Maine Maritime Academy, as established by Private and Special Law 1941, chapter 37, shall have the power to confer the degree of Associate of Science as is usually conferred by like institutions.

Effective September 29, 1987.

**CHAPTER 27**

**S.P. 328 — L.D. 956**

**AN ACT to Amend the Charter of the Bath Water District.**

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

P&SL 1915, c. 197, §13, as amended by P&SL 1955, c. 203, is further amended by adding at the end a new sentence to read:

The district shall make an annual payment to the Town of Woolwich of \$2,500.

Effective September 29, 1987.

**CHAPTER 28**

**H.P. 890 — L.D. 1191**

**AN ACT to Ensure Timely Adoption of Revised Solid Waste Rules.**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, pursuant to Private and Special Law 1985, c. 137, the Legislature has conducted a study of the solid waste management and disposal policies of the State; and

Whereas, pursuant to Public Law 1985, c. 822, the Legislature imposed a moratorium on the licensing of new or expanded commercial landfill facilities; and

Whereas, the landfill moratorium will end 91 days after the adjournment of the First Regular Session of the 113th Legislature; and

Whereas, the study committee has found that certain desirable changes in the solid waste rules of the Department of Environmental Protection regarding the categor-

ization of special wastes, including asbestos and incinerator ash; the siting, design, construction and operation of solid waste landfills; the establishment of financial guarantees for closure and post-closure care; and the storage and disposal of inert fill can be accomplished under the department's existing statutory authority if the department is given sufficient financial resources for the task; and

Whereas, the department does not currently possess the financial resources to complete the desired revisions prior to the expiration of the moratorium; and

Whereas, the result will be contrary to the intent of the Legislature when it enacted the moratorium; and

Whereas, the appropriation provided by this Act for facilitating the rule-making process will not become available until the moratorium expires unless enacted as an emergency measure; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1986-87

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Bureau of Land Quality Control

All Other \$25,000

Provides funds to retain a consultant for the purpose of revising the solid waste management rules in the areas of facility siting, design, construction and operation; the categorization of special wastes, including asbestos and incinerator ash; the establishment of financial guarantees for closure and post-closure care; the storage and disposal of inert fill and other areas as appropriate.

**Sec. 2. Carrying clause.** Funds appropriated for this purpose shall carry forward to fiscal year 1987-88.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective May 22, 1987.

**CHAPTER 29**

**H.P. 399 — L.D. 533**