

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 7, 2022 to March 30, 2023

FIRST SPECIAL SESSION
April 5, 2023 to July 26, 2023

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NONEMERGENCY LAWS IS
JUNE 29, 2023

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NONEMERGENCY LAWS IS
OCTOBER 25, 2023

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

Augusta, Maine
2023

information must include the source of the water tested, the date the water was tested and the level of regulated PFAS contaminants present in the water or a statement that the water is free from regulated PFAS contaminants.

4. Sale of bottled water. A bottler may not sell bottled water in this State that contains a regulated PFAS contaminant in an amount that exceeds the standard applicable to a community water system, either under a standard set by this State or a federal standard, whichever requires a lower level of the contaminant.

5. Enforcement. The department may enforce the requirements of this section in the same manner as for a violation of subchapter 2. A bottler may appeal the acts or decisions of the department under this section in the same manner as described in subchapter 2-A.

6. Department website. The department shall post the testing results received as required by subsection 2 on a publicly accessible website.

7. Rules. The department shall adopt rules to implement this section. Rules adopted under this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. Rules. The Department of Health and Human Services shall adopt rules as required by the Maine Revised Statutes, Title 22, section 2660-BB not later than 30 days after the date of adoption of rules required under Resolve 2021, chapter 82.

Sec. 3. Compliance. A person that extracts water or a person who sells bottled water in this State to be sold as bottled water is not required to comply with the provisions of the Maine Revised Statutes, Title 22, section 2660-BB until the Department of Health and Human Services has adopted rules as required under Resolve 2021, chapter 82 and Title 22, section 2660-BB.

See title page for effective date.

CHAPTER 331

H.P. 744 - L.D. 1172

An Act to Reestablish Annual Reporting on Solid Waste in Maine

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

Sec. 1. 38 MRSA §2124-A, as amended by PL 2019, c. 291, Pt. B, §3, is repealed and the following enacted in its place:

§2124-A. Solid waste generation and disposal capacity report

On or before January 15, 2026 and annually thereafter, the department shall submit a report to the joint

standing committee of the Legislature having jurisdiction over environment and natural resources matters setting forth information on statewide generation of solid waste, statewide recycling rates and available disposal capacity for solid waste as provided in subsection 1.

1. Content of report. A report submitted pursuant to this section must include, but is not limited to:

A. Information on the total amount and disposition of municipal solid waste and construction and demolition debris generated in the State, including information on the total amount and disposition of any such waste exported from the State;

B. Information on the total amount and disposition of municipal solid waste and construction and demolition debris generated outside the State and imported into the State;

C. Information on the total amount of municipal solid waste and construction and demolition debris diverted from disposal;

D. Information on the total amount of municipal solid waste and construction and demolition debris disposed of at each waste disposal facility in the State;

E. A summary of the volume of licensed capacity at each waste disposal facility in the State that is authorized and, of that authorized volume, the amount of licensed capacity that is in use and the amount not in use; and

F. Any recommendations for necessary legislative or regulatory changes regarding the management of solid waste in the State.

2. Authority for legislation. After reviewing the report submitted by the department pursuant to this section, the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters may report out legislation related to the report.

Sec. 2. Department of Environmental Protection; modernization of waste data collection, consolidation and reporting. The Department of Environmental Protection shall take all actions necessary to modernize, streamline and improve the efficiency of the data collection, consolidation and reporting systems, procedures and processes it uses or intends to use to satisfy the reporting requirement of the Maine Revised Statutes, Title 38, section 2124-A. In taking such actions, the department may as necessary consult, coordinate and contract with the Department of Administrative and Financial Services, Office of Information Technology; InforME, as established in Title 1, section 533; and any other entities.

See title page for effective date.
