



# 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

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Legislative Document

No. 988

S.P. 278

In Senate, February 26, 2019

### An Act To Reduce the Landfilling of Municipal Solid Waste

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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.