



# AGC MAINE

THE CONSTRUCTION ASSOCIATION

**Testimony of Matt Marks in Support of LD 2001**  
*An Act Regarding the Approval for the Placement of Portable Toilets*  
Joint Standing Committee on State and Local Government  
Tuesday, February 20, 2024

Senator Nangle, Representative Stover, and distinguished members of the Joint Standing Committee on State and Local Government, my name is Matt Marks, I am a Principal at Cornerstone Government Affairs and speaking today on behalf of AGC Maine in support of this bill.

AGC Maine supports an exemption, if one is required, to clarify the interpretation of the current law. In the current plumbing regulations, Section 4211, subsection 3, reads, “No person may erect a structure that requires a **subsurface** waste water disposal system until documentation has been provided to municipal officers that the disposal system can be **constructed** in compliance with the rules...”

There are two items within the existing statute that appear to exempt portable toilets, First, they are not subsurface, and second, they are not constructed. If towns are enforcing the current law for portable toilets under this section, and this proposal provides clarity, we encourage the Committee to adopt it. As you might imagine, the construction industry has portable toilets scattered across the state at job sites and they are essential for workers. While we haven’t fielded any calls for towns requiring an inspection of portable toilets, if that is a possibility, correcting the language is important.

We appreciate the Committee considering our comments on this bill and thank Senator Libby for bringing this discussion to the attention of the Legislature.