



132nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2025

Legislative Document

No. 297

H.P. 197

House of Representatives, February 3, 2025

An Act Regarding the Management of Oversized Bulky Waste from Wastewater Treatment Plants

(EMERGENCY)

Received by the Clerk of the House on January 30, 2025. Referred to the Committee on Environment and Natural Resources pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative BRIDGEO of Augusta.
Cosponsored by Representative SOBOLESKI of Phillips.

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

3 **Whereas,** implementation of the provisions in this legislation facilitates the landfilling
4 of additional sludge amounts at the state-owned landfill by providing additional sludge
5 bulking and stabilization material; and

6 **Whereas,** Public Law 2023, chapter 283, section 2 provided a temporary allowance
7 for the disposal or placement of certain oversized bulky waste until July 1, 2025; and

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

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

13 **Sec. 1. PL 2023, c. 283, §2** is amended to read:

14 **Sec. 2. Temporary allowance for disposal or placement of oversized bulky**
15 **waste in landfill.** Notwithstanding any provision of the Maine Revised Statutes, Title
16 38, section 1303-C, subsection 40-A to the contrary, for the period beginning on ~~the~~
17 ~~effective date of this Act June 23, 2023~~ and ending July 1, 2025 ~~2028~~:

18 1. If in any 12-month period the total weight of the residue generated by a solid waste
19 processing facility and disposed of or otherwise placed in a solid waste landfill exceeds the
20 total weight of the solid waste initially generated within the State that was processed by the
21 facility in that 12-month period, such excess residue, not to exceed 25,000 tons in that 12-
22 month period, is deemed to be waste generated within the State within the meaning of Title
23 38, section 1303-C, subsection 40-A as long as that excess residue is composed of oversized
24 bulky waste and is disposed of or otherwise placed in a state-owned solid waste landfill;
25 ~~and.~~

26 ~~2. Any excess residue, other than the excess residue identified in subsection 1,~~
27 ~~generated by the facility in that 12-month period is deemed not to be waste generated within~~
28 ~~the State within the meaning of Title 38, section 1303-C, subsection 40-A.~~

29 As used in this section, "oversized bulky waste" means large items of solid waste that
30 are residue from processing construction and demolition debris, including, but not limited
31 to, household appliances, furniture and mattresses.

32 For the purposes of this section, excess residue associated with the processing of
33 oversized bulky waste that is used as alternative daily cover is considered waste generated
34 within the State as defined in Title 38, section 1303-C, subsection 40-A.

35 **Sec. 2. Retroactivity.** This Act applies retroactively to June 23, 2023.

36 **Emergency clause.** In view of the emergency cited in the preamble, this legislation
37 takes effect when approved.

38 **SUMMARY**

39 This bill amends Public Law 2023, chapter 283, section 2, which provides that for the
40 period ending July 1, 2025, if in any 12-month period the total weight of the residue

1 generated by a solid waste processing facility and disposed of or otherwise placed in a solid
2 waste landfill exceeds the total weight of the solid waste initially generated within the State
3 that was processed by the facility in that 12-month period, such excess residue, not to
4 exceed 25,000 tons in that 12-month period, is deemed to be waste generated within the
5 State as long as that excess residue is composed of oversized bulky waste and is disposed
6 of or otherwise placed in a state-owned solid waste landfill. Any other excess residue
7 generated by the facility in that 12-month period is deemed not to be waste generated within
8 the State.

9 The bill amends Public Law 2023, chapter 283, section 2 in the following ways.

10 1. It removes the provision that any other excess residue generated by the facility in
11 that 12-month period is deemed not to be waste generated within the State.

12 2. It provides that the excess residue associated with the processing of oversized bulky
13 waste that is used as alternative daily cover is deemed to be waste generated within the
14 State.

15 3. It changes the end date of the period that the law is applicable to July 1, 2028.

16 4. It makes the changes retroactive to June 23, 2023.