



# 128th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2017

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Legislative Document

No. 576

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S.P. 191

In Senate, February 16, 2017

### **An Act To Amend the Laws Governing Funding for Landfill Closure Costs**

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Reference to the Committee on Environment and Natural Resources suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Secretary of the Senate

Presented by Senator DILL of Penobscot.  
Cosponsored by Representative DUNPHY of Old Town and  
Senator: GRATWICK of Penobscot, Representatives: STANLEY of Medway, TUCKER of  
Brunswick, WHITE of Washburn.

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

2 **Sec. 1. 38 MRSA §1310-F, sub-§1-B, ¶E,** as amended by PL 2015, c. 302, §1,  
3 is further amended to read:

4 E. Notwithstanding paragraphs B, C and D, the state cost share is 75% of closure  
5 costs, including landfill cover costs, incurred on or after July 1, 1994 and before  
6 December 31, 2025, if:

7 (1) The commissioner originally issued a license on or before September 1, 1989  
8 or received a license application on or before September 1, 1989 that was  
9 approved by the commissioner within one year of receipt, for operation of the  
10 landfill and found that the landfill met the design requirements and  
11 environmental protection standards at the time of licensing; and

12 (2) The commissioner has since determined that the landfill or portion of the  
13 landfill must be closed based on the finding that the landfill is contaminating  
14 groundwater and that corrective actions have not been successful.

15 **SUMMARY**

16 This bill extends the eligibility period for closure costs for a landfill that currently  
17 applies only to a landfill licensed on or before September 1, 1989. The bill provides that  
18 if a license application for a landfill was received on or before September 1, 1989 and the  
19 application was approved by the Commissioner of Environmental Protection within one  
20 year of receipt, the landfill is eligible for payment of 75% of certain closure costs by the  
21 Department of Environmental Protection.