

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-ONE

—
H.P. 23 - L.D. 57

An Act To Reduce the Landfilling of Municipal Solid Waste

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

Sec. 1. 38 MRSA §2203-A, sub-§1, as amended by PL 2015, c. 461, §8, is further amended to read:

1. Fees. Unless otherwise provided by rule adopted in accordance with subsection 3, fees are imposed in the following amounts to be levied for solid waste that is disposed of at commercial, municipal, state-owned and regional association landfills.

| | |
|--|--------------------|
| Asbestos | \$5 per cubic yard |
| Oil-contaminated soil, gravel, brick, concrete and other aggregate | \$25 per ton |
| Waste water facility sludge | \$5 per ton |
| Ash, coal and oil | \$5 per ton |
| Paper mill sludge | \$5 per ton |
| Industrial waste | \$5 per ton |
| Sandblast grit | \$5 per ton |
| All other special waste | \$5 per ton |
| Municipal <u>solid waste or municipal</u> solid waste ash | \$1 per ton |
| Front end process residue (FEPR) | \$1 per ton |

Construction and demolition debris and residue from the processing of construction and demolition debris \$2 per ton

Sec. 2. 38 MRSA §2203-A, sub-§3, as enacted by PL 2015, c. 461, §9, is amended to read:

3. Rules. The department may adopt rules imposing per ton or per cubic yard fees on any of the types of waste listed in subsection 1 disposed of at a commercial, municipal, regional association or state-owned solid waste landfill. The department may adopt rules imposing per ton fees on any municipal solid waste disposed of or received for processing at a commercial, municipal, regional association or state-owned solid waste disposal facility, solid waste processing facility, incineration facility or solid waste landfill. Fees imposed pursuant to this subsection must be consistent with the solid waste management hierarchy established under section 2101 and the food recovery hierarchy established under section 2101-B. Rules adopted pursuant to this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 3. 38 MRSA §2204, as amended by PL 2015, c. 461, §§10 and 11, is repealed.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Remediation and Waste Management 0247**

Initiative: Provides allocation to allow for the expenditure of additional revenue for administrative expense and actions necessary to abate threats to public health, safety and welfare posed by the disposal of solid waste and to pay municipalities under the closure and remediation cost-sharing program for solid waste landfills.

| OTHER SPECIAL REVENUE FUNDS | 2021-22 | 2022-23 |
|--|------------------|------------------|
| All Other | \$120,750 | \$161,000 |
| OTHER SPECIAL REVENUE FUNDS TOTAL | <u>\$120,750</u> | <u>\$161,000</u> |