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**By: Delegate Owings**

Introduced and read first time: February 22, 1996

Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Rubble Landfills - Environmental Inspectors**

3 FOR the purpose of requiring a permit holder for a rubble landfill to install an  
4 environmental inspector at a landfill upon a request from the Department of the  
5 Environment or a certain approving authority; requiring a permit holder to submit  
6 certain information to the approving authority before installing the inspector;  
7 allowing the approving authority a certain period to reject the inspector; specifying  
8 that certain rights will be waived under certain circumstances; requiring an  
9 inspector to inspect each load of incoming waste; specifying the required condition  
10 of the waste before acceptance; requiring the inspector to submit a certain report to  
11 the Department or the approving authority; defining a certain term; and generally  
12 relating to environmental inspectors at rubble landfills.

13 BY adding to

14 Article - Environment  
15 Section 9-210.1 and 9-210.2  
16 Annotated Code of Maryland  
17 (1993 Replacement Volume and 1995 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - Environment**

21 9-210.1.

22 (A) IN THIS SECTION, "APPROVING AUTHORITY" MEANS THE UNIT OF  
23 GOVERNMENT IN A LOCAL JURISDICTION RESPONSIBLE FOR SOLID WASTE  
24 MANAGEMENT WITHIN THE LOCAL JURISDICTION.

25 (B) AT THE REQUEST OF THE DEPARTMENT OR THE APPROVING AUTHORITY,  
26 A PERMIT HOLDER FOR A RUBBLE LANDFILL SHALL INSTALL A QUALIFIED ON-SITE  
27 ENVIRONMENTAL INSPECTOR AT THE LANDFILL.

28 (C) (1) BEFORE INSTALLING AN INSPECTOR IN ACCORDANCE WITH  
29 SUBSECTION (A) OF THIS SECTION, THE PERMIT HOLDER SHALL SUBMIT TO THE  
30 APPROVING AUTHORITY INFORMATION THAT THE APPROVING AUTHORITY  
31 REASONABLY REQUIRES TO DETERMINE THE INSPECTOR'S QUALIFICATIONS.

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1                   (2) THE APPROVING AUTHORITY HAS 15 DAYS FROM THE DATE THE  
2 INFORMATION IS SUBMITTED TO REJECT THE PROPOSED INSPECTOR. IF A WRITTEN  
3 REJECTION IS NOT MADE DURING THE 15-DAY PERIOD, THE APPROVING  
4 AUTHORITY WILL BE DEEMED TO HAVE WAIVED ANY RIGHT TO REJECT THE  
5 INSPECTOR, AND THE PERMIT HOLDER MAY ENGAGE THE SERVICES OF THE  
6 INSPECTOR.

7 9-210.2.

8                   (A) BEFORE A RUBBLE LANDFILL ACCEPTS A LOAD OF INCOMING WASTE FOR  
9 DISPOSAL, AN ENVIRONMENTAL INSPECTOR AT THE RUBBLE LANDFILL MUST  
10 INSPECT THE LOAD TO ENSURE THAT:

11                   (1) ONLY PERMITTED MATERIALS ARE INCLUDED FOR DISPOSAL AT  
12 THE RUBBLE LANDFILL;

13                   (2) RECYCLABLE WASTE IS SEGREGATED OR WILL BE SEGREGATED TO  
14 MAXIMIZE THE RECAPTURE RATE FOR RECYCLABLES TO THE EXTENT LEGALLY  
15 ALLOWED AND ECONOMICALLY FEASIBLE; AND

16                   (3) IF NONPERMITTED MATERIALS CONSTITUTE A PORTION OF THE  
17 LOAD, THE LOAD IS REJECTED OR IS ACCEPTED WITH THE NONPERMITTED  
18 MATERIALS SEGREGATED AND TRANSFERRED TO AN APPROPRIATE OFF-SITE  
19 LOCATION FOR PROPER DISPOSAL.

20                   (B) THE ENVIRONMENTAL INSPECTOR SHALL SUBMIT AN ANNUAL REPORT  
21 TO THE DEPARTMENT OR THE APPROVING AUTHORITY CHARACTERIZING THE  
22 WASTE RECEIVED AT THE RUBBLE LANDFILL AS PERMITTED OR OTHER MATERIAL.

23                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 1996.