

By Mr. Marzilli of Arlington, petition of J. James Marzilli, Jr., and other members of the General Court relative to "full capacity fees" of resource recovery facilities. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Five.

AN ACT RELATIVE TO RESOURCE RECOVERY FACILITIES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 21 of chapter 40D of the General Laws is hereby  
2 amended by adding the following new section: —

3 (j) "Full capacity fees" shall be defined as the fees calculated  
4 on the condition that a resource recovery facility is operating at its  
5 maximum sustainable throughput rate.

6 "Maximum sustainable throughput rate" shall be defined as the  
7 operating condition at which a resource recovery facility is desig-  
8 nated to operate on a continual basis. Notwithstanding any cur-  
9 rently existing contractual provisions to the contrary, tipping fees  
10 charged to municipalities by the operators of resource recovery  
11 facilities shall not exceed full capacity fees at any time.

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THE GOVERNMENT OF ALABAMA

State of Alabama, January 1, 1901.

At the City of Montgomery, this 1st day of January, 1901.

I, the undersigned, Governor of Alabama, do hereby certify that the following is a true and correct copy of the Constitution of the State of Alabama, as amended to the 1st day of January, 1901.

Witness my hand and the seal of the State of Alabama, at the City of Montgomery, this 1st day of January, 1901.

JOHN B. HUNTER, Governor.

By \_\_\_\_\_, Secretary of State.

By \_\_\_\_\_, Clerk of the House of Representatives.

By \_\_\_\_\_, Clerk of the Senate.

By \_\_\_\_\_, Secretary of the Board of Education.

By \_\_\_\_\_, Secretary of the Board of Agriculture.

By \_\_\_\_\_, Secretary of the Board of Public Safety.

By \_\_\_\_\_, Secretary of the Board of Charities and Corrections.

By \_\_\_\_\_, Secretary of the Board of Health.

By \_\_\_\_\_, Secretary of the Board of Labor.

By \_\_\_\_\_, Secretary of the Board of Mines.

By \_\_\_\_\_, Secretary of the Board of Railroads.

By \_\_\_\_\_, Secretary of the Board of Rivers and Harbors.