

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

**Peter v. Kocot**  
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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

**An Act relative to biomass combustion facilities.**

\_\_\_\_\_  
PETITION OF:

NAME:

Peter v. Kocot

DISTRICT/ADDRESS:

1st Hampshire

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 791 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT RELATIVE TO BIOMASS COMBUSTION 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 1.

2

3 Section 159 of chapter 111 of the General Laws is hereby amended by adding at the end thereof  
4 the following: -

5

6 "The department shall not permit the transport to or combustion of construction debris, wood treated  
7 with compounds containing arsenic, lead, cadmium, asbestos or any other man-made substance in,  
8 biomass-fueled facilities that produce electricity for sale and withdraw water for cooling purposes from  
9 rivers, streams, lakes or ponds of the Commonwealth."

10

11 SECTION 2.

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13 The department of environmental protection, department of public health and the MEPA unit of  
14 the executive office of environmental affairs shall hold a public hearing, no later than July 1, 2009, on all  
15 proposed wood burning, electricity producing facilities to determine their potential impacts upon the  
16 air, water and population of the Commonwealth.

