

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

1

L.D. 472

2

(Filing No. H- 223)

3

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
111TH LEGISLATURE  
FIRST REGULAR SESSION

4

5

6

7

COMMITTEE AMENDMENT "A" to H.P. 389,  
L.D. 472, Bill, "AN ACT to License Waste Oil Dealers  
and to Include Waste Oil Within Coverage of the Maine  
Hazardous Waste Fund."

8

9

10

11

Amend the bill in section 1 in the 7th line (page  
1, line 29 in L.D.) by inserting after the underlined  
word "welfare" the underlined words 'and to the envi-  
ronment'

12

13

14

15

Further amend the bill by striking out all of  
section 3 (page 2, lines 11 to 29 in L.D.) and  
inserting in its place the following:

16

17

18

Sec. 3. 38 MRSA §1303, sub-§§15-A and 15-B are  
enacted to read:

19

20

'15-A. Waste oil. "Waste oil" means a petroleum  
based oil which, through use or handling, has become  
unsuitable for its original purpose due to the pres-  
ence of impurities or loss of original properties.  
Waste oil which exhibits hazardous wastes character-  
istics, or which has been contaminated with hazardous  
wastes in excess of quantities normally occurring in  
waste oil, shall be subject to the provisions of this  
chapter dealing with hazardous wastes.

21

22

23

24

25

26

27

28

29

15-B. Waste oil dealer. "Waste oil dealer"  
means any person in the business of transporting or  
handling more than 1,000 gallons of waste oil for the  
purpose of resale in a calendar month. A person who  
collects or stores waste oil on the site of gener-  
ation, whether or not for the purpose of resale, is  
not a waste oil dealer.'

30

31

32

33

34

35

36

Further amend the bill in section 4 in that part

COMMITTEE AMENDMENT "A" to H.P. 389, L.D. 472

1 designated "§1303-B." in the 9th line (page 2, line  
2 39 in L.D.) by striking out the underlined word  
3 "responsibility" and inserting in its place the  
4 underlined word 'capability'

5 Further amend the bill in section 4 in that part  
6 designated "§1303-B." by striking out all of the last  
7 sentence and inserting in its place the following:  
8 'A person licensed by the board to transport or  
9 handle hazardous waste shall not be required to  
10 obtain a waste oil dealer's license, but his hazard-  
11 ous waste license must include any terms or condi-  
12 tions deemed necessary by the board relating to his  
13 transportation or handling of waste oil.'

14 Further amend the bill in section 5 in the 7th  
15 line (page 3, line 9 in L.D.) by inserting after the  
16 underlined word "welfare" the underlined words 'and  
17 to the environment'

18 Further amend the bill by striking out all of  
19 section 6 (page 3, lines 11 to 29 in L.D.) and  
20 inserting in its place the following:

21 'Sec. 6. 38 MRSa §1319-E, sub-§1, ¶C, as enacted  
22 by PL 1981, c. 478, §7, is amended to read:

23 C. Costs incurred for the purchase of necessary  
24 hazardous waste and waste oil testing and  
25 response equipment and supplies, response person-  
26 nel and training of response personnel in accor-  
27 dance with an allocation approved by the Legis-  
28 lature; and'

29 STATEMENT OF FACT

30 This amendment adds the words "and to the envi-  
31 ronment" to sections 1 and 5 of the bill. The amend-  
32 ment also clarifies the point at which contaminated  
33 waste oil becomes hazardous waste and specifies that  
34 persons can handle up to 1,000 gallons a month with-

COMMITTEE AMENDMENT "A" to H.P. 389, L.D. 472

1 out requiring a waste oil dealer's license. Finally,  
2 the amendment clarifies the relation between the  
3 Maine Coastal Protection Fund and the Maine Hazardous  
4 Waste Fund. The amendment provides that the Hazard-  
5 ous Waste Fund can be used for testing waste oil, but  
6 the present provisions for cleanup would not be  
7 changed.

8

3745050683

Reported by the Committee on Energy & Natural Resources  
Reproduced and distributed under the direction of the Clerk of  
the House  
5/10/83 (Filing No. H-223)