

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. 574

2

(Filing No. H- 290)

3

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

4

5

6

7

COMMITTEE AMENDMENT " *A* " to H.P. 477,
L.D. 574, Bill, "AN ACT to Amend the Hazardous Waste
Statutes Administered by the Department of Environ-
mental Protection."

8

9

10

11

12

13

Amend the bill in section 1 by striking out all
of subsection 1-A (page 1, lines 26 to 29 in L.D.) and
inserting in its place the following:

14

15

16

'1-A. Conveyance. "Conveyance" means any air-
craft, watercraft, vehicle or other machine used for
transportation on land, water or in the air.'

17

18

19

Further amend the bill in section 2 by striking
out all of subsection 1-B (page 2, lines 1 to 7 in
L.D.) and inserting in its place the following:

20

21

'1-B. Commercial hazardous waste facil-
ity. "Commercial hazardous waste facility" means:

22

23

24

A. A waste facility for hazardous waste which
handles wastes generated off the site of the
facility; or

25

26

27

B. A facility which, in the handling of a waste
generated off the site, generates hazardous
waste.'

28

29

30

31

Further amend the bill in section 3 in subsection
5 in the 6th line (page 2, line 15 in L.D.) by strik-
ing out the underlined words "of a" and inserting in
their place the following: 'or'

32

33

Further amend the bill by striking out all of
section 5.

34

Further amend the bill by inserting before the

COMMITTEE AMENDMENT "A" to H.P. 477, L.D. 574

1 Statement of Fact the following:

2 'Sec. 11. 38 MRSA §1401, sub-§1, as enacted by
3 PL 1983, c. 111, is repealed and the following
4 enacted in its place:

5 1. Discharge. "Discharge" includes, but is not
6 limited to, any spilling, leaking, pumping, pouring,
7 emitting, disposing, emptying or dumping onto the
8 land or into the water or ambient air.

9 Sec. 12. 38 MRSA §1401, sub-§2, as enacted by PL
10 1983, c. 111, is repealed and the following enacted
11 in its place:

12 2. Hazardous material. "Hazardous material"
13 includes:

14 A. Hazardous waste, as defined in section 1303;

15 B. Hazardous matter, as defined in section 1317;

16 C. Hazardous material, as defined in Title 25,
17 section 2102;

18 D. Toxic substances, as defined in Title 26,
19 section 1702; and

20 E. Other substances identified as hazardous by
21 any state or federal agency.

22 Sec. 13. 38 MRSA §1403, sub-§1, as enacted by PL
23 1983, c. 111, is amended to read:

24 1. Persons causing the discharge. Whose act or
25 omission caused in whole or in part the actual or
26 threatened discharge ~~and~~ or who would otherwise be
27 liable ~~therefore~~ therefor; or

28 Further amend the bill by renumbering the sec-
29 tions to read consecutively.

COMMITTEE AMENDMENT "A" to H.P. 477, L.D. 574

1 STATEMENT OF FACT

2 This amendment makes several technical changes to
3 definitions. The amendment also changes several def-
4 initions enacted by L.D. 313 to make them consistent
5 with other statutes. Finally, the amendment deletes
6 the section of the bill moving hazardous waste trans-
7 port fees from the General Fund to the Maine Hazard-
8 ous Waste Fund, as it is contained in another bill.

9 4030052083

Reported by the Committee on Energy & Natural Resources
Reproduced and distributed under the direction of the Clerk of
the House
5/25/85 (Filing No. H-290)