

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
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3 ONE HUNDRED AND ELEVENTH LEGISLATURE
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5 Legislative Document

No. 756

6
7 H.P. 608

House of Representatives, February 15, 1983

8 Referred to the Committee on Energy and Natural Resources. Sent up for
9 concurrence and ordered printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Scarpino of St. George.

Cosponsor: Representative Curtis of Waldoboro.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT Concerned with the Thermal Treat-
18 ment of Hazardous Waste.
19

20 Be it enacted by the People of the State of Maine as
21 follows:

22 Sec. 1. 38 MRSA §1303, sub-§11-B is enacted to
23 read:

24 11-B. Thermal treatment. "Thermal treatment"
25 means the treatment of hazardous waste in a device
26 which uses elevated temperatures as the primary means
27 to change the chemical, physical or biological char-
28 acter or composition of the hazardous waste, such as,
29 incineration, molten salt, pyrolysis, calcination,
30 wet air oxidation or microwave discharge.

31 Sec. 2. 38 MRSA §1304, sub-§8, ¶E is enacted to
32 read:

E. Any waste facility used to handle hazardous waste or material containing hazardous waste, regardless of quantity, by thermal treatment shall be subject to the licensing and other requirements of this chapter, even if the facility is used for energy recovery or another purpose. For waste which is hazardous solely because it is ignitable, a boiler in which it is burned shall be exempt from the requirement of this chapter, subject to such conditions as the board may specify. For purposes of this paragraph, any material that has been recycled, reclaimed or similarly processed in any manner that still contains hazardous levels of materials previously designated as hazardous waste shall also be classified as hazardous waste.

STATEMENT OF FACT

There is significant current interest in using, for hazardous waste disposal, various conventional industrial facilities, such as boilers, kilns, etc. This allows for energy recovery and other desirable goals. Draft regulations from the Department of Environmental Protection provide exemptions from the hazardous waste incinerator licensing requirements for boilers used for energy recovery or boilers where less than 10% of the feedstock at any one time is hazardous waste. It is necessary to protect the public health, safety and welfare from the dangers of hazardous waste no matter what kind of facility is used to dispose of it. This bill requires that protection.

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