

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)

OK
R. of S.

L.D. 36

(Filing No. H- 461)

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46
48

STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 33, L.D. 36, Bill, "An Act Concerning Fees Imposed by the Department of Environmental Protection Regarding Hazardous Waste"

Amend the bill by striking out the title and substituting the following:

'An Act Concerning Registration Requirements for Small Quantity Generators of Hazardous Waste'

Further amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. 38 MRSa §2311, sub-§§1 and 2, as amended by PL 1991, c. 520, §22, are further amended to read:

1. Hazardous waste generators. All Except as provided in this subsection, all owners or operators of facilities that generate hazardous waste other than households and agricultural activities shall register annually with the commissioner. Registration forms, if required, and the ~~accompanying~~ fee required by this subsection are due to the commissioner by ~~March 1, 1991~~ April 15, 1994 and annually thereafter. For facilities that generate 100 kilograms or more of hazardous waste in a calendar month for more than 3 months of the year, the fee is \$100 per facility. For all other generators, the fee is \$50 per facility.

Registration is not required for owners or operators that generate less than 100 kilograms of hazardous waste in a calendar month for more than 3 months of the year if, during the preceding calendar year, some or all of that generator's hazardous waste was transported and manifested pursuant to the provisions of this Title. This exception does not apply to the requirement to pay the fee.

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 33, L.D. 36

2 2. **Toxics user.** All toxics users must submit \$50 per
3 extremely hazardous substance reported by the facility under
4 SARA, Title III, Section 312 in addition to fees assessed under
5 Title 37-B, section 801. Fees assessed under this subsection
6 must be submitted annually by March--1st April 15th to the
7 department.'

8
9
10 **STATEMENT OF FACT**

11 The amendment replaces the bill. The amendment exempts
12 small quantity generators of hazardous waste from the
13 registration requirement in the toxics use and reduction law,
14 provided at least some portion of that generator's hazardous
15 waste was recorded in the manifest system required by the
16 Department of Environmental Protection. The manifest system
17 provides the department with notice that the person generates
18 hazardous waste. Those generators would still be required to pay
19 the \$50 toxics use fee. The amendment also changes the due date
20 for registration forms for hazardous waste generators and toxics
21 users to April 15th.

22 This amendment does not affect the current registration or
23 fee requirement for large quantity generators.
24

Reported by the Committee on Energy and Natural Resources
Reproduced and distributed under the direction of the Clerk of the
House
5/27/93 (Filing No. H-461)