

# MAINE STATE LEGISLATURE

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**NATURAL RESOURCES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
117TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 475, L.D. 656, Bill, "An Act to Reduce Paperwork and Promote On-site Elementary Neutralization of Low-hazard Wastes"

Amend the bill by striking out everything after the title and before the statement of fact and inserting in its place the following:

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** this legislation allows facilities to treat certain hazardous wastes on site without spending time and expense applying for a license to do so; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 38 MRSA §1319-L is enacted to read:**

**§1319-L. Exemption for treatment of corrosive hazardous wastes**

**1. Licensing.** A hazardous waste facility license is not required under section 1317-A or 1319-O for elementary

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neutralization units as defined in department rules for the owner or operator of the facility who complies with requirements of law applicable to elementary neutralization or elementary neutralization units. Requirements of law include waste discharge permits authorizing the discharge of treated waste, permit or other requirements for adoption of a spill prevention plan, and maintenance of collection and treatment equipment.

**2. Reporting.** Collection and handling of hazardous waste exempt from licensing under subsection 1 is also exempt from the reporting requirement under section 1318, subsection 1 and section 1318-B, subsection 1 provided such wastes are discharged into a contained area, which may include a pipe or sewer.

**Sec. 2. Application.** A person who holds a license for operation of an elementary neutralization unit on the effective date of this Act is not required to comply with the terms of that license or the requirements of chapter 856, section 11A of the rules of the Department of Environmental Protection as of the effective date of this Act if the operation meets the requirements of the Maine Revised Statutes, Title 38, section 1319-L.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect when approved.'

Further amend the bill by inserting at the end before the statement of fact the following:

**FISCAL NOTE**

	1995-96	1996-97
<b>REVENUES</b>		

Other Funds	(\$5,200)	(\$5,200)
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Certain licensure exemptions will reduce license fee collections. The estimated annual reduction of dedicated revenue to the Maine Hazardous Waste Fund, Department of Environmental Protection, is \$5,200 beginning in fiscal year 1995-96.'

**STATEMENT OF FACT**

This amendment replaces the bill. The amendment allows a person to operate an elementary neutralization unit without obtaining a hazardous waste facility license and to collect and handle hazardous waste without meeting reporting requirements if the operation complies with laws applicable to those processes

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2 and the wastes are discharged in a contained area. The amendment also adds an emergency preamble, an emergency clause and a fiscal note to the bill.

**COMMITTEE AMENDMENT**