

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 1994 to June 30, 1995**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 29, 1995**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1995**

**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 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.

Effective June 14, 1995.

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**CHAPTER 242**

**S.P. 376 - L.D. 1053**

**An Act to Promote the Collection of Data Concerning the Importing and Exporting of Forest Products**

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

**Sec. 1. 12 MRSA §8883-A** is enacted to read:

**§8883-A. Notification of importing or exporting**

Prior to importing or exporting forest products, a person, firm, corporation or company or a designated agent shall notify the bureau of the intent to import or export forest products.

**1. Notification prior to importing or exporting.** Notification must be on forms supplied by the bureau and must include the following:

A. The name, address and phone number of the person, firm, corporation or company or designated agent;

B. The signature of the person or a manager of the firm, corporation or company or a designated agent; and

C. The date of notification.

**2. Notification form on file.** The person, firm, corporation or company or designated agent shall retain a copy of the notification form and produce it upon request of agents as specified in section 8888.

**Sec. 2. 12 MRSA §8884, sub-§2,** as affected by PL 1989, c. 600, Pt. B, §11, is amended to read:

**2. Imports and exports.** Persons, firms, corporations or companies selling ~~roundwood~~ forest products out of the State or buying ~~roundwood~~ forest products to bring into the State shall submit an annual report to the director of the bureau during the month of January ~~information required under subsection 1, including information on residue for the forest products sold out of the State or brought into the State.~~ The report ~~shall~~ **must** also identify the origin of imported ~~roundwood~~ forest products by state or country and the destination of exported ~~roundwood~~ forest products by state or country.

See title page for effective date.

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