

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 900

Short Title: Resid. Inspector/Commercial Haz. Waste.

(Public)

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Sponsors: Representatives DeVane; H. Hunter and Warner.

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Referred to: Environment.

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April 18, 1991

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE GENERAL STATUTES CONCERNING RESIDENT  
2 INSPECTOR RULES AT SPECIAL PURPOSE COMMERCIAL HAZARDOUS  
3 WASTE FACILITIES.  
4

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 130A-295.02(j) reads as rewritten:

7 "(j) The Commission ~~may~~ shall adopt rules establishing reasonable times and  
8 frequencies for the presence of a resident inspector on less than a full-time basis at  
9 special purpose commercial hazardous waste ~~facilities which manage limited quantities of~~  
10 ~~hazardous waste.~~ facilities pursuant to this section. For purposes of this subsection,  
11 special purpose commercial hazardous waste facilities include: a facility which manages  
12 limited quantities of hazardous waste; a facility which limits its hazardous waste  
13 management activities to reclamation or recycling, including energy or materials  
14 recovery or a facility which stores hazardous waste primarily for use at such facilities;  
15 or a facility which is determined to be low risk under rules adopted by the Commission  
16 pursuant to this subsection. ~~Rules providing for resident inspectors on less than a full-time~~  
17 ~~basis shall be based on such factors as the smallness of the facility.~~ The rules shall be based  
18 on factors including, but not limited to, the size of the facility, the type of treatment or  
19 storage being performed, the nature and volume of waste being ~~treated,~~ treated or stored,  
20 the uniformity, similarity, or lack of diversity of the waste streams, the predictability of  
21 the nature of the waste streams and their treatability, whether the facility utilizes  
22 automated monitoring or safety devices which adequately perform functions that would  
23 otherwise be performed by a resident inspector, the fact that reclamation or recycling is  
24 being performed at the facility, and the compliance history of the facility and its

1 operator. Special purpose commercial hazardous waste facilities shall be subject to  
2 inspection at all times. The Commission rules shall specify a minimum number of  
3 inspections during such times as the facility is in operation, undergoing any  
4 maintenance or repair, or undergoing any test or calibration."

5           Sec. 2. This act is effective upon ratification.