

HCS HB 387 -- HAZARDOUS WASTE

SPONSOR: Ervin (Byrd)

COMMITTEE ACTION: Voted "do pass" by the Committee on Small Business by a vote of 7 to 0.

This substitute extends until July 1, 2007, the time frame within which the Hazardous Waste Management Commission must promulgate rules and regulations regarding the dry-cleaning industry. A law enacted in 2000 created the Dry-cleaning Environmental Response Trust Fund to pay for the commission's oversight of the dry-cleaning industry's use of hazardous chemicals and authorized the commission to promulgate rules for implementation until July 1, 2002. The substitute also removes from the commission's regulatory authority all dry-cleaning facilities using petroleum-based solvents.

The fund and the commission's regulatory authority over all dry-cleaning facilities will expire on August 28, 2012.

The substitute contains an emergency clause.

FISCAL NOTE: No impact on General Revenue Fund in FY 2006, FY 2007, and FY 2008. Estimated Effect on Other State Funds of a Cost of \$87,600 to an Income of Unknown in FY 2006, FY 2007, FY 2008.

PROponents: Supporters say that the bill gives the necessary statutory authority to the Hazardous Waste Management Commission to promulgate rules to implement assessments, investigations, and corrective action procedures at dry-cleaning facilities throughout the state. The Dry-cleaning Environmental Response Trust Fund was established several years ago; and dry-cleaning facilities have been paying into the fund, but the commission has not been able to do any of the actual work because the rules were not promulgated in a timely fashion. The legislative authority for that rule making expired in 2002. The bill grants that rule-making authority again to the commission, so the work can be done using the money already sitting in the fund. The bill removes petroleum-based, dry-cleaning solvents from the fund provisions. This change was suggested by both the commission and the industry because petroleum-based solvents are already found in less than 20% of the dry-cleaning industry and is rapidly decreasing as the industry moves to more efficient alternatives.

Testifying for the bill were Representative Byrd; Associated Industries of Missouri; Department of Natural Resources; and Steve Dinolfo.

OPPONENTS: There was no opposition voiced to the committee.

Richard Smreker, Senior Legislative Analyst