

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 1125

Short Title: Conform Definition of Haz. Site.

(Public)

Sponsors: Representative Hackney.

Referred to: Environment and Natural Resources.

April 15, 1999

A BILL TO BE ENTITLED

AN ACT TO CONFORM THE DEFINITION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE UNDER THE INACTIVE HAZARDOUS SITES RESPONSE ACT OF 1987 TO FEDERAL LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-310 reads as rewritten:

"§ 130A-310. Definitions.

Unless a different meaning is required by the context, the following definitions shall apply throughout this Part:

- (1) 'CERCLA/SARA' means the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, Pub. L. 96-510, 94 Stat. 2767, 42 U.S.C. 9601 et seq., as amended, and the Superfund Amendments and Reauthorization Act of 1986, Pub. L. 99-499, 100 Stat. 1613, as amended.
- (2) 'Hazardous substance' means hazardous substance as defined in CERCLA/SARA.
- (3) 'Inactive hazardous substance or waste disposal site' or 'site' means any ~~facility, structure, or area where disposal of any hazardous substance or waste has occurred.~~ Such facility, as defined in CERCLA/SARA. These sites

- 1 do not include hazardous waste facilities permitted or in interim status
2 under this Article.
- 3 (4) 'Operator' means the person responsible for the overall operation of an
4 inactive hazardous substance or waste disposal site.
- 5 (5) 'Owner' means any person who owns an inactive hazardous substance
6 or waste disposal site, or any part thereof.
- 7 (6) 'Release' means release as defined in the CERCLA/SARA.
- 8 (7) 'Remedy' or 'Remedial Action' means remedy or remedial action as
9 defined in CERCLA/SARA.
- 10 (8) 'Remove' or 'Removal' means remove or removal as defined in
11 CERCLA/SARA.
- 12 (9) 'Responsible party' means any person who is liable pursuant to G.S.
13 130A-310.7."
- 14 Section 2. This act is effective when it becomes law.