

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

HOUSE BILL 1125
RATIFIED BILL

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

Section 2. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 13th day of
May, 1999.

Dennis A. Wicker
President of the Senate

James B. Black
Speaker of the House of Representatives

James B. Hunt, Jr.
Governor

Approved _____ .m. this _____ day of _____ , 19