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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2024

A N A C T

RELATING TO HEALTH AND SAFETY -- HAZARDOUS WASTE MANAGEMENT

Introduced By: Senator Louis P. DiPalma

Date Introduced: March 01, 2024

Referred To: Senate Environment & Agriculture

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 23-19.1-6 of the General Laws in Chapter 23-19.1 entitled
2 "Hazardous Waste Management" is hereby amended to read as follows:

3 **23-19.1-6. Powers and duties of the director.**

4 (a) The director shall adopt any plans, rules, regulations, procedures, and standards as may
5 be necessary to ensure proper, adequate, and sound hazardous waste management and to protect
6 the health and safety of the public, and the environment from the effects of improper hazardous
7 waste management. The plans, rules, regulations, procedures, and standards shall be developed by
8 the director with input and review by the affected persons and agencies including the statewide
9 planning program, the health department, and representative of the generator, transport, and
10 disposal industry as well as an environmental representative. The rules, regulations, procedures,
11 and standards as adopted by the director shall, to the maximum extent practical, be compatible with
12 the rules, regulations, procedures, and standards promulgated by the U.S. environmental protection
13 agency pursuant to §§ 3001-3006 of the Federal Resource Conservation and Recovery Act of 1976,
14 42 U.S.C. § 6901 et seq. [The Rhode Island department of environmental management \(the](#)
15 [department\) rules and regulations for the investigation and remediation of hazardous material](#)
16 [releases \(250-RICR-140-30-1\) shall not include any provision requiring the remediation of arsenic](#)
17 [which is naturally occurring at levels less than nineteen parts per million \(19 ppm\).](#)

18 (b) The director is authorized to exercise all powers, direct and incidental, necessary to
19 carry out the purposes of this chapter, assure that the state complies with any federal hazardous

1 waste management act and retains maximum control under it, and receives all desired federal
2 grants, aid, and other benefits.

3 SECTION 2. This act shall take effect on October 1, 2024.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO HEALTH AND SAFETY -- HAZARDOUS WASTE MANAGEMENT

1 This act would require that the DEM rules and regulations for remediation of hazardous
2 material releases not include any provision requiring the remediation of arsenic which is naturally
3 occurring at levels less than nineteen parts per million (19 ppm).

4 This act would take effect on October 1, 2024.

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