

ASSEMBLY, No. 746

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblymen **SULIGA** and **COHEN**

1 AN ACT concerning hazardous waste disposal capacity, and
2 supplementing P.L.1981, c.279 (C.13:1E-49 et seq.).

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. a. Within 18 months of the effective date of this act the
8 Department of Environmental Protection shall submit to the Governor
9 and the Legislature a report setting forth an analysis of the State's
10 existing hazardous waste generation and disposal capacity, and a
11 calculated projection of the estimated need during the next ten years
12 for additional hazardous waste disposal capacity, which projection
13 shall reflect an estimate of any reductions in the generation of
14 hazardous waste which may be achieved as a result of the pollution
15 prevention planning required pursuant to P.L.1991, c.235 (C.13:1D-35
16 et seq.).

17 b. The provisions of any other law, or rule or regulation adopted
18 pursuant thereto, to the contrary notwithstanding, no person shall
19 commence construction of a major hazardous waste facility until the
20 submission to the Governor and the Legislature of the report required
21 pursuant to subsection a. of this section.

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23 2. This act shall take effect immediately.

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STATEMENT

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28 This bill would require the Department of Environmental Protection
29 to prepare and submit to the Governor and the Legislature a report
30 setting forth an analysis of the State's existing hazardous waste
31 generation and disposal capacity, and a projection of the estimated
32 need during the next ten years for additional hazardous waste disposal
33 capacity. This calculation shall include an estimate of any reductions
34 in the generation of hazardous waste which may be achieved as a

1 result of the pollution prevention planning required pursuant to the
2 "Pollution Prevention Act," P.L.1991, c.235 (C.13:1D-35 et seq.). The
3 department would be required to complete this report within 18
4 months of the enactment of this bill into law. This bill would also
5 provide that until the report is completed, no person would be
6 authorized to commence construction of a major hazardous waste
7 disposal facility.

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12 Prohibits construction of a major hazardous waste disposal facility
13 pending completion of analysis of State's existing hazardous waste
14 generation and disposal capacity by DEP.