

By Mr. Harold, a petition (accompanied by bill, Senate, No. 961) of Paul D. Harold, Suzanne M. Bump and William B. Golden for legislation to further regulate the siting of hazardous waste facilities in areas with existing public health problems. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT FURTHER REGULATING THE SITING OF HAZARDOUS WASTE FACILITIES IN AREAS WITH EXISTING PUBLIC HEALTH PROBLEMS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 7 of Chapter 21D of the General Laws
2 is hereby amended by deleting the third paragraph in subsection
3 (7) and inserting the following new subsection:

4 (7) No notice of intent shall be deemed complete until a health
5 study of the residents of the host and abutting communities has
6 been completed. Such study shall include but not be limited to
7 a survey of the medical histories of the residents of the
8 communities, records of the boards of health, hospitals and the
9 Department of Public Health. The costs of conducting such study
10 shall be borne by the developer. If the study finds elevated
11 incidences in the host or abutting communities of cancer, lead
12 poisoning, respiratory diseases, miscarriage of pregnancy or
13 infant mortality the proposed project shall not be found feasible
14 and deserving by the Council.

1 SECTION 2. This act shall apply to any license to construct,
2 maintain, operate or expand a facility for the incineration of
3 hazardous waste pursuant to section 7, after January 1, 1988. If
4 a notice of intent has already been filed and deemed complete by
5 the Council, the developer will be required to amend his notice
6 of intent and perform a health survey.

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