

sublethal alterations to aquatic, plant, animal, or human systems through their cumulative or immediate reactions. The term includes any matter identified as a hazardous substance by the Environmental Protection Agency in Regulation 40 CFR Part 116.

(6) "Designated hazardous substance hauler" means a person certified by the Department OF HEALTH AND MENTAL HYGIENE to transport designated hazardous substances to a facility.

(7) "Operator" means any person that owns or operates a facility whether by lease, contract, or any other agreement.

(b) Adoption of regulations. -- [By January 1, 1977 the Department, with] WITH the advice of the Council, THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE shall adopt regulations to carry out the purposes of this section. The regulations shall be adopted after review and approval by the [Secretary of Health and Mental Hygiene for public health purposes and by the] Secretary of Agriculture for matters under his jurisdiction as related to the Federal Insecticide, Fungicide and Rodenticide Act.

(c) Contents of regulations. -- The Department OF HEALTH AND MENTAL HYGIENE, in its regulations, shall:

- (1) Identify designated hazardous substances;
 - (2) Establish criteria and describe tests for identifying lethal, sublethal, and toxic effects; and determining injurious effects of designated hazardous substances;
 - (3) Establish minimum design criteria for facilities;
 - (4) Establish types and quantities of designated hazardous substances to be disposed;
 - (5) Establish procedures for monitoring designated hazardous substances;
 - (6) Set minimum requirements for operation, maintenance, monitoring, reporting, and supervision of facilities;
 - (7) Set requirements and provide for procedures for selection of designated hazardous substance disposal sites and disposal methods;
 - (8) Set requirements for permit applications;
and
 - (9) Establish criteria for determining and administering bond values and fees under this section.
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