

(1) THE DEPARTMENT SHALL ADOPT REGULATIONS TO ESTABLISH A MECHANISM FOR DETERMINING ANNUAL GENERATOR'S FEES.

(2) THE REGULATIONS SHALL PROVIDE FOR PUBLIC INPUT INTO THE DEVELOPMENT OF FEE SCHEDULES.

(3) THE FEE SCHEDULES SHALL TAKE INTO ACCOUNT:

(I) THE VOLUME OF SEWAGE SLUDGE GENERATED BY A SEWAGE SLUDGE GENERATOR;

(II) THE METHOD BY WHICH THE SEWAGE SLUDGE IS UTILIZED;

(III) THE ANTICIPATED COSTS OF MONITORING AND REGULATING SEWAGE SLUDGE UTILIZATION SITES;

(IV) THE ANTICIPATED NEEDS OF THE STATE'S SEWAGE SLUDGE REGULATION PROGRAM; AND

(V) THE POTENTIAL HAZARD OF THE SEWAGE SLUDGE GENERATOR'S ACTIVITIES TO PUBLIC HEALTH, SAFETY, OR WELFARE OR TO THE ENVIRONMENT.

REVISOR'S NOTE: This section formerly appeared as HE § 9-210.1(a).

In subsection (d)(3)(iv) of this section, the reference to the "State's Sewage Sludge Regulation Program" is substituted for the former reference to "program", for clarity.

The only other changes are in style.

9-231. PERMIT REQUIRED.

(A) IN GENERAL.

A PERSON SHALL HAVE A SEWAGE SLUDGE UTILIZATION PERMIT BEFORE THE PERSON UTILIZES SEWAGE SLUDGE IN THIS STATE.

(B) SEPARATE PERMIT FOR EACH SITE.

A PERSON SHALL HAVE A SEPARATE SEWAGE SLUDGE UTILIZATION PERMIT FOR EACH SITE WHERE THE PERSON UTILIZES SEWAGE SLUDGE.

REVISOR'S NOTE: This section formerly appeared as HE § 9-210.1(e)(1) and (2).

The only changes are in style.

9-232. APPLICATION FOR PERMIT.