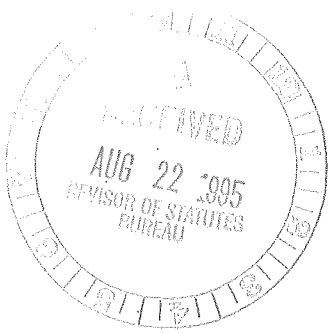


CR 95-052

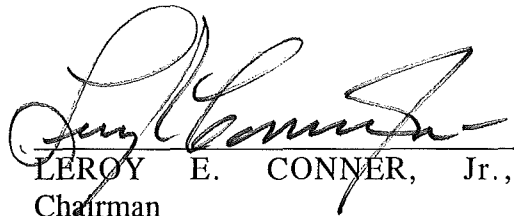


STATE OF WISCONSIN )  
 ) SS  
STATE EMERGENCY RESPONSE BOARD)

I, Leroy E. Conner, Jr., Chairman of the State Emergency Response Board and custodian of the official records, certify that the annexed rules, relating to an inventory fee exemption for road de-icing agents, were duly approved and adopted by the State Emergency Response Board on February 9, 1995.

I further certify that this copy has been compared by me with the original on file in this State Emergency Response Board and that it is a true copy of the original, and of the whole of the original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the State Emergency Response Board at 2400 Wright Street, in the city of Madison, this 21st day of August, 1995.



LEROY E. CONNER, Jr.,  
Chairman  
State Emergency Response Board

ORDER OF THE STATE EMERGENCY RESPONSE BOARD

To amend and create s. ERB 1.07

ANALYSIS PREPARED BY THE STATE EMERGENCY RESPONSE BOARD

Statutory Authority: ss. 227.11(2)(a), 166.20(7)(a)2, 166.20(2)(b), Stats.  
Statutes Interpreted: s. 166.20 (7)(b), Stats.

The rule provides for fee exemptions from inventory fees due under s. 166.20, Stats.

This amendment clarifies language for the fee exemption for sand and gravel. This amendment also includes a fee exemption for calcium chloride, sodium chloride, and calcium magnesium acetate when these substances are used as road de-icing agents.

SECTION 1. ERB 1.07 (4) is amended to read:

(4) The facility has sand, gravel or both ~~containing silica or other low hazardous substances regularly present in the sand, gravel or both on-site.~~ If a facility has other hazardous substances present on-site in amounts pursuant to s. 166.20, Stats., the sand, gravel or both present does not count in the fee calculation. All other ~~s. 166.20, Stats., hazardous substances~~ regulated ~~hazardous materials~~ under s. 166.20, Stats. shall be included in the calculation of the fee. Whether or not a fee is due, all hazardous substances regulated under s. 166.20, Stats., shall be reported.


SECTION 2. ERB 1.07 (5) is created to read:

(5) The facility has calcium chloride, sodium chloride, or calcium magnesium acetate, when used as road de-icing agents. If a facility has other hazardous substances present on-site in amounts pursuant to s. 166.20, Stats., the calcium chloride, sodium chloride, or calcium magnesium acetate, when used as road de-icing agents, do not count in the fee calculation. All other hazardous substances regulated under s. 166.20, Stats. shall be included in the calculation of the fee. Whether or not a fee is due, all hazardous substances regulated under s. 166.20, Stats., shall be reported

This rule shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register as provided in s. 227.22 (2) (intro), Stats.

Dated: 21 Aug 95

Agency:

  
Leroy E. Conner Jr., Chairman  
State Emergency Response Board