

Notice of Proposed Rule

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO: RULE TITLE

[62-731.030](#): Small Quantity Generator Assessment, Notification and Verification Program[62-731.050](#): Grants; General Specifications[62-731.060](#): Small Quantity Generator Assessment, Notification and Verification Program Grant Eligibility and Standards

PURPOSE AND EFFECT: The purpose of this rulemaking is to update the guidance document, clarify procedures, and eliminate outdated references.

SUMMARY: The "Guidelines to Conduct the County Small Quantity Generator Assessment, Notification and Verification Program" was revised and adopted by reference, outdated references were deleted, and procedures were clarified.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: [403.061](#), [403.721 FS](#).LAW IMPLEMENTED: [403.704](#), [403.7225](#), [403.7226](#), [403.7234](#), [403.7236](#), [403.7238](#), [403.7265](#), [403.74 FS](#).

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Horlick, Environmental Specialist, Department of Environmental Protection, 2600 Blair Stone Road, MS 4560, Tallahassee, FL 32399-2400, (850)245-8778, susan.horlick@dep.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

62-731.030 Small Quantity Generator Assessment, Notification and Verification Program.

(1) No change.

(2) Each county small quantity generator assessment, notification and verification program shall be conducted as specified in the "Guidelines to Conduct the County Small Quantity Generator Assessment, Notification and Verification Program" – ~~July, 2009; which is here by adopted and incorporated by reference February, 1994. This manual is hereby adopted and incorporated as part of this rule by reference.~~(3) If a county declines to perform the small quantity generator assessment, notification and verification program, the county shall make arrangements with its regional planning council or other regional or state government agency to perform the program pursuant to the guidelines established in subsection 62-731.030(2), F.A.C. "Guidelines to Conduct the County Small Quantity Generator Assessment, Notification and Verification Program – February, 1994."Rulemaking Specific Authority [403.061](#), [403.721](#), [403.7225](#), [403.7226](#), [403.7234](#) FS. Law Implemented [403.704](#), [403.7225](#), [403.7226](#), [403.7234](#), [403.7236](#), [403.74](#) FS. History–New 2-9-84, Amended 1-27-85, Formerly 17-31.03, 17-31.030, Amended 8-8-94, Formerly 17-731.030, Amended _____.

62-731.050 Grants; General Specifications.

(1) through (2) No change.

(3) The ~~total one-time~~ grant amount available for the small quantity generator assessment, notification and verification program shall not exceed \$30,000 per eligible county.(4) The ~~total one-time~~ grant amount for a county establishing an expanded local hazardous waste management program shall not exceed \$50,000 per eligible county.Rulemaking Specific Authority [403.061](#), [403.721](#), [403.7225](#), [403.7226](#), [403.7234](#), [403.7238](#), [403.7265](#) FS. Law Implemented [403.704](#), [403.7225](#), [403.7234](#), [403.7238](#), [403.7265](#), [403.74](#) FS. History–New 2-9-84, Amended 1-27-85, Formerly 17-31.05, 17-31.050, Amended 8-8-94, Formerly 17-731.050, Amended 3-15-95, _____.

62-731.060 Small Quantity Generator Assessment, Notification and Verification Program Grant Eligibility and Standards.

(1) through (2)(a) No change.

(b) A legally binding agreement between the County and the Department that certifies the county will implement its small quantity generator assessment, notification and verification program as specified in the guidelines established in subsection 62-731.030(2), F.A.C. ~~“Guidelines to Conduct the County Small Quantity Generator Assessment, Notification and Verification Program February, 1994” for a five-year cycle.~~

(c) No change.

~~Rulemaking Specific~~ Authority 403.061, 403.721, 403.7225, 403.7226, 403.7234 FS. Law Implemented 403.704, 403.7225, 403.7234, 403.7265, 403.74 FS. History--New 2-9-84, Amended 1-27-85, Formerly 17-31.06, 17-31.060, Amended 8-8-94, Formerly 17-731.060, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tim J. Bahr

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael W. Sole

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 3, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 13, 2009