

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**George N. Peterson, Jr.**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

**An Act amending the toxics use reduction act.**

PETITION OF:

NAME:

George N. Peterson, Jr.

DISTRICT/ADDRESS:

9th Worcester

# The Commonwealth of Massachusetts

\_\_\_\_\_  
In the Year Two Thousand and Nine  
\_\_\_\_\_

## AN ACT AMENDING THE TOXICS USE REDUCTION ACT.

*Whereas*, The deferred operation for this act would tend to defeat its purpose, which is forthwith to make to promote economic development in the Commonwealth, expand the property tax base, and preserve manufacturing jobs, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*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 2 of Chapter 21I of the General Laws, as appearing in the 2006  
2 Official Edition, is hereby amended by inserting after the definition of “Agency” the following  
3 definition –  
4 “Board”, the science advisory board of the Department of Environmental Protection.

5

6           SECTION 2. Section 3 of said chapter 21I, as so appearing, is hereby amended by adding, at the  
7 end thereof the following subsection: –

8           (K) There shall be a science advisory board within the department consisting of twelve members  
9 appointed by the governor, three members shall be nominated by the secretary of the executive

10 office of environmental affairs (three year term), three members shall be nominated by the  
11 secretary of the executive office of housing and economic development (three year term), two  
12 members shall be nominated by the Speaker of the House(two year term), two members shall be  
13 nominated by the President of the Senate(two year term), one member shall be nominated by the  
14 director of labor and workforce development (one year term), and one member shall be  
15 nominated by the secretary of the executive office of health and human services (one year term).  
16 Members must have professional expertise in one of the following areas: chemistry, chemical  
17 engineering, toxicology, risk analysis, materials science, pollution prevention, chemical  
18 synthesis, nanotechnology, environmental health, biochemistry, biology, or environmental  
19 science. The board shall advise the council on issues including, but not limited to, designation of  
20 substances as higher hazard substances and lower hazard substances. The members of the board  
21 shall serve without compensation, except that they may be reimbursed for out-of-pocket  
22 expenses incurred in the course of performing their duties as board members.

23 The board shall advise the council as to which substances from the list of toxic or hazardous  
24 substances established pursuant to section 9 should be designated as higher hazard substances or  
25 lower hazard substances.

26

27 SECTION 3. Section 6 of said chapter 21I, as so appearing, is hereby amended by striking out  
28 subsections (B), (C), (E), (G), and (H), inclusive.

29

30 SECTION 4. Subsection (J) of Section 6 of chapter 21I, as so appearing, is hereby amended by  
31 striking the second and third paragraphs.

32

33 SECTION 5. Subsection (B) of Section 9 of chapter 21I, as so appearing, is hereby amended by  
34 striking out in line two, the words “the institute and”.

35

36 SECTION 6. Subsection (C) of section 9 of chapter 21I, as so appearing, is hereby further  
37 amended by striking in line 4, “the institute and”.

38

39 SECTION 7. Section 9A of said chapter 21I, as so appearing, is hereby amended by striking out  
40 subsection (D).

41

42 SECTION 8. Section 11 of said chapter 21I, as so appearing, is hereby amended by striking out  
43 subsections (B), (C), (D), (F), and (G), inclusive.

44

45 SECTION 9. Section 12 of said chapter 21I, as so appearing, is hereby repealed.

46

47 SECTION 10. Section 19 of said chapter 21I, as so appearing, is hereby amended by striking out  
48 subsection (D).

49

50 SECTION 11. Subsection (E) of Section 19 of chapter 21I, as so appearing, is hereby further  
51 amended by striking, in line 86, the letter “(d)” and inserting in place thereof the following:--(C)