COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
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MEMORANDUM

TO: Dental Regulation Workgroup

FROM: DEP Dental Regulation Team

DATE: December 14, 2004

SUBJ: Fee for Dental Amalgam Recycling Program

DEP has been directed by the Legislature to assess fees on regulated parties, to recover certain state costs for implementing agency programs (See M.G.L. c. 21A, section 16, and associated regulations, 310 CMR 4.00). As with other groups regulated by DEP's "Environmental Results Program", DEP will charge a fee for each certification submitted by dental facilities, once the program regulations have been adopted.

Dental facilities that participated in the voluntary program will not be assessed this fee during a specific grace period, depending on whether they joined the voluntary program during its first or second year (five-year period for those participating in the first year and a one- year period for those participating in the second year, if offered).

Dental facility fees will cover the same types of agency costs associated with implementing the program that are included with other DEP fees. These include:

- Outreach to inform regulated parties of their obligations;
- Technical assistance about compliance with program requirements and certifications;
- Database development and management;
- Data analysis;
- Compliance evaluations (including inspections of a sufficient number of facilities to a) ensure that amalgam separators have been properly installed and maintained in accordance with certifications, and b) ensure that inspection data is representative of the sector as a whole); and
- Program evaluation.

This information is available in alternate format. Call Donald M. Gomes, ADA Coordinator at 617-556-1057. TDD Service - 1-800-298-2207.

DEP on the World Wide Web: http://www.mass.gov/dep
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Pending discussion with the Dental Regulation Workgroup, DEP is currently considering requiring dental facilities to certify every five years. Preliminary estimates indicate that the fee could range from $200-500, which would be paid every five years when the facility files its certification.