

(B) the total number of individuals estimated to be eligible to participate in each program, the number of individuals served by each program, and an estimate of the total population each program expects to serve; and

(C) an assessment of the effectiveness of each program in the provision of shelter and basic living services;

(4) recommendations of measures to encourage States to coordinate and link the provisions in State health plans which relate to mental health and, in particular, the shelter and basic living needs of chronically mentally ill individuals, with local and State housing plans;

(5) recommendations for Federal legislation relating to the provision of permanent residential noninstitutional housing arrangements and basic living services for chronically mentally ill individuals, including an estimate of the cost of such recommendations; and

(6) any other recommendations for Federal initiatives which, in the judgment of the Secretary of Health and Human Services and the Secretary of Housing and Urban Development, will lead to improved shelter and basic living services for chronically mentally ill individuals.

(c) Submission date

The report required by subsection (a) of this section shall be submitted to the committees referred to in subsection (a) of this section no later than January 1, 1981.

(Pub. L. 96-398, title VIII, §802, Oct. 7, 1980, 94 Stat. 1606; H. Res. 549, Mar. 25, 1980.)

CHANGE OF NAME

Committee on Interstate and Foreign Commerce of the House of Representatives changed to Committee on Energy and Commerce immediately prior to noon on Jan. 3, 1981, by House Resolution No. 549, Ninety-sixth Congress, Mar. 25, 1980. Committee on Energy and Commerce of House of Representatives treated as referring to Committee on Commerce of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2, The Congress.

Committee on Banking, Finance and Urban Affairs of House of Representatives treated as referring to Committee on Banking and Financial Services of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2.

§ 9523. Repealed. Pub. L. 97-35, title IX, § 902(e)(1), Aug. 13, 1981, 95 Stat. 560

Section, Pub. L. 96-398, title VIII, §806, Oct. 7, 1980, 94 Stat. 1609, related to contracting authority.

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 1981, see section 902(h) of Pub. L. 97-35, set out as an Effective Date of 1981 Amendment note under section 2387 of this title.

CHAPTER 103—COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION, AND LIABILITY

SUBCHAPTER I—HAZARDOUS SUBSTANCES RELEASES, LIABILITY, COMPENSATION

- Sec. 9601. Definitions.
- 9602. Designation of additional hazardous substances and establishment of reportable released quantities; regulations.

- Sec. 9603. Notification requirements respecting released substances.

- (a) Notice to National Response Center upon release from vessel or offshore or onshore facility by person in charge; conveyance of notice by Center.
- (b) Penalties for failure to notify; use of notice or information pursuant to notice in criminal case.
- (c) Notice to Administrator of EPA of existence of storage, etc., facility by owner or operator; exception; time, manner, and form of notice; penalties for failure to notify; use of notice or information pursuant to notice in criminal case.
- (d) Recordkeeping requirements; promulgation of rules and regulations by Administrator of EPA; penalties for violations; waiver of retention requirements.
- (e) Applicability to registered pesticide product.
- (f) Exemptions from notice and penalty provisions for substances reported under other Federal law or is in continuous release, etc.

- 9604. Response authorities.

- (a) Removal and other remedial action by President; applicability of national contingency plan; response by potentially responsible parties; public health threats; limitations on response; exception.
  - (b) Investigations, monitoring, coordination, etc., by President.
  - (c) Criteria for continuance of obligations from Fund over specified amount for response actions; consultation by President with affected States; contracts or cooperative agreements by States with President prior to remedial actions; cost-sharing agreements; selection by President of remedial actions; State credits; granting of credit, expenses before listing or agreement, response actions between 1978 and 1980, State expenses after December 11, 1980, in excess of 10 percent of costs, item-by-item approval, use of credits; operation and maintenance; limitation on source of funds for O&M; recontracting; siting.
  - (d) Contracts or cooperative agreements by President with States or political subdivisions or Indian tribes; State applications, terms and conditions; reimbursements; cost-sharing provisions; enforcement requirements and procedures.
  - (e) Information gathering and access.
  - (f) Contracts for response actions; compliance with Federal health and safety standards.
  - (g) Rates for wages and labor standards applicable to covered work.
  - (h) Emergency procurement powers; exercise by President.
  - (i) Agency for Toxic Substances and Disease Registry; establishment, functions, etc.
  - (j) Acquisition of property.
- 9605. National contingency plan.
    - (a) Revision and republication.
    - (b) Revision of plan.
    - (c) Hazard ranking system.
    - (d) Petition for assessment of release.

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	(e) Releases from earlier sites.		(e) Funding requirements respecting moneys in Fund; limitation on certain claims; Fund use outside Federal property boundaries.
	(f) Minority contractors.		(f) Obligation of moneys by Federal officials; obligation of moneys or settlement of claims by State officials or Indian tribe.
	(g) Special study wastes.		(g) Notice to potential injured parties by owner and operator of vessel or facility causing release of substance; rules and regulations.
9606.	Abatement actions.		(h) Repealed.
	(a) Maintenance, jurisdiction, etc.		(i) Restoration, etc., of natural resources.
	(b) Fines; reimbursement.		(j) Use of Post-closure Liability Fund.
	(c) Guidelines for using imminent hazard, enforcement, and emergency response authorities; promulgation by Administrator of EPA, scope, etc.		(k) Inspector General.
9607.	Liability.		(l) Foreign claimants.
	(a) Covered persons; scope; recoverable costs and damages; interest rate; "comparable maturity" date.		(m) Agency for Toxic Substances and Disease Registry.
	(b) Defenses.		(n) Limitations on research, development, and demonstration program.
	(c) Determination of amounts.		(o) Notification procedures for limitations on certain payments.
	(d) Rendering care or advice.		(p) General revenue share of Superfund.
	(e) Indemnification, hold harmless, etc., agreements or conveyances; subrogation rights.	9612.	Claims procedure.
	(f) Natural resources liability; designation of public trustees of natural resources.		(a) Claims against Fund for response costs.
	(g) Federal agencies.		(b) Forms and procedures applicable.
	(h) Owner or operator of vessel.		(c) Subrogation rights; actions maintainable.
	(i) Application of a registered pesticide product.		(d) Statute of limitations.
	(j) Obligations or liability pursuant to federally permitted release.		(e) Other statutory or common law claims not waived, etc.
	(k) Transfer to, and assumption by, Post-Closure Liability Fund of liability of owner or operator of hazardous waste disposal facility in receipt of permit under applicable solid waste disposal law; time, criteria applicable, procedures, etc.; monitoring costs; reports.		(f) Double recovery prohibited.
	(l) Federal lien.	9613.	Civil proceedings.
	(m) Maritime lien.		(a) Review of regulations in Circuit Court of Appeals of the United States for the District of Columbia.
	(n) Liability of fiduciaries.		(b) Jurisdiction; venue.
9608.	Financial responsibility.		(c) Controversies or other matters resulting from tax collection or tax regulation review.
	(a) Establishment and maintenance by owner or operator of vessel; amount; failure to obtain certification of compliance.		(d) Litigation commenced prior to December 11, 1980.
	(b) Establishment and maintenance by owner or operator of production, etc., facilities; amount; adjustment; consolidated form of responsibility; coverage of motor carriers.		(e) Nationwide service of process.
	(c) Direct Action.		(f) Contribution.
	(d) Limitation of guarantor liability.		(g) Period in which action may be brought.
9609.	Civil penalties and awards.		(h) Timing of review.
	(a) Class I administrative penalty.		(i) Intervention.
	(b) Class II administrative penalty.		(j) Judicial review.
	(c) Judicial assessment.		(k) Administrative record and participation procedures.
	(d) Awards.		(l) Notice of actions.
	(e) Procurement procedures.	9614.	Relationship to other law.
	(f) Savings clause.		(a) Additional State liability or requirements with respect to release of substances within State.
9610.	Employee protection.		(b) Recovery under other State or Federal law of compensation for removal costs or damages, or payment of claims.
	(a) Activities of employee subject to protection.		(c) Recycled oil.
	(b) Administrative grievance procedure in cases of alleged violations.		(d) Financial responsibility of owner or operator of vessel or facility under State or local law, rule, or regulation.
	(c) Assessment of costs and expenses against violator subsequent to issuance of order of abatement.	9615.	Presidential delegation and assignment of duties or powers and promulgation of regulations.
	(d) Defenses.	9616.	Schedules.
	(e) Presidential evaluations of potential loss of shifts of employment resulting from administration or enforcement of provisions; investigations; procedures applicable, etc.		(a) Assessment and listing of facilities.
9611.	Uses of Fund.		(b) Evaluation.
	(a) In general.		(c) Explanations.
	(b) Additional authorized purposes.		(d) Commencement of RL/FS.
	(c) Peripheral matters and limitations.		(e) Commencement of remedial action.
	(d) Additional limitations.	9617.	Public participation.
			(a) Proposed plan.

<p>Sec.</p> <p>(b) Final plan. (c) Explanation of differences. (d) Publication. (e) Grants for technical assistance.</p> <p>9618. High priority for drinking water supplies.</p> <p>9619. Response action contractors. (a) Liability of response action contractors. (b) Savings provisions. (c) Indemnification. (d) Exception. (e) Definitions. (f) Competition. (g) Surety bonds.</p> <p>9620. Federal facilities. (a) Application of chapter to Federal Government. (b) Notice. (c) Federal Agency Hazardous Waste Compliance Docket. (d) Assessment and evaluation. (e) Required action by department. (f) State and local participation. (g) Transfer of authorities. (h) Property transferred by Federal agencies. (i) Obligations under Solid Waste Disposal Act. (j) National security.</p> <p>9621. Cleanup standards. (a) Selection of remedial action. (b) General rules. (c) Review. (d) Degree of cleanup. (e) Permits and enforcement. (f) State involvement.</p> <p>9622. Settlements. (a) Authority to enter into agreements. (b) Agreements with potentially responsible parties. (c) Effect of agreement. (d) Enforcement. (e) Special notice procedures. (f) Covenant not to sue. (g) De minimis settlements. (h) Cost recovery settlement authority. (i) Settlement procedures. (j) Natural resources. (k) Section not applicable to vessels. (l) Civil penalties. (m) Applicability of general principles of law.</p> <p>9623. Reimbursement to local governments. (a) Application. (b) Reimbursement. (c) Amount. (d) Procedure.</p> <p>9624. Methane recovery. (a) In general. (b) Exceptions.</p> <p>9625. Section 6921(b)(3)(A)(i) waste. (a) Revision of hazard ranking system. (b) Inclusion prohibited.</p> <p>9626. Indian tribes. (a) Treatment generally. (b) Community relocation. (c) Study. (d) Limitation.</p> <p style="text-align: center;">SUBCHAPTER II—HAZARDOUS SUBSTANCE RESPONSE REVENUE</p> <p style="text-align: center;">PART A—HAZARDOUS SUBSTANCE RESPONSE TRUST FUND</p> <p>9631 to 9633. Repealed.</p> <p style="text-align: center;">PART B—POST-CLOSURE LIABILITY TRUST FUND</p> <p>9641. Repealed.</p> <p style="text-align: center;">SUBCHAPTER III—MISCELLANEOUS PROVISIONS</p> <p>9651. Reports and studies.</p>	<p>Sec.</p> <p>(a) Implementation experiences; identification and disposal of waste. (b) Private insurance protection. (c) Regulations respecting assessment of damages to natural resources. (d) Issues, alternatives, and policy considerations involving selection of locations for waste treatment, storage, and disposal facilities. (e) Adequacy of existing common law and statutory remedies. (f) Modification of national contingency plan. (g) Insurability study. (h) Report and oversight requirements.</p> <p>9652. Effective dates; savings provisions.</p> <p>9653. Repealed.</p> <p>9654. Applicability of Federal water pollution control funding, etc., provisions.</p> <p>9655. Legislative veto of rule or regulation. (a) Transmission to Congress upon promulgation or repromulgation of rule or regulation; disapproval procedures. (b) Approval; effective dates. (c) Sessions of Congress as applicable. (d) Congressional inaction on, or rejection of, resolution of disapproval.</p> <p>9656. Transportation of hazardous substances; listing as hazardous material; liability for release.</p> <p>9657. Separability; contribution.</p> <p>9658. Actions under State law for damages from exposure to hazardous substances. (a) State statutes of limitations for hazardous substance cases. (b) Definitions.</p> <p>9659. Citizens suits. (a) Authority to bring civil actions. (b) Venue. (c) Relief. (d) Rules applicable to subsection (a)(1) actions. (e) Rules applicable to subsection (a)(2) actions. (f) Costs. (g) Intervention. (h) Other rights. (i) Definitions.</p> <p>9660. Research, development, and demonstration. (a) Hazardous substance research and training. (b) Alternative or innovative treatment technology research and demonstration program. (c) Hazardous substance research. (d) University hazardous substance research centers. (e) Report to Congress. (f) Saving provision. (g) Small business participation.</p> <p>9660a. Grant program.</p> <p>9661. Love Canal property acquisition. (a) Acquisition of property in emergency declaration area. (b) Procedures for acquisition. (c) State ownership. (d) Maintenance of property. (e) Habitability and land use study. (f) Funding. (g) Response. (h) Definitions.</p> <p>9662. Limitation on contract and borrowing authority.</p> <p style="text-align: center;">SUBCHAPTER IV—POLLUTION INSURANCE</p> <p>9671. Definitions.</p> <p>9672. State laws; scope of subchapter. (a) State laws.</p>
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