

NOTICE FOR EXPEDITED REVISIONS TO AGENCY FORMS

Proposed Expedited Revision Number EXRF 2021-5 Form Number NHDES-S-05-019

<p>1. Agency Name & Address:</p> <p>Department of Environmental Services 29 Hazen Drive PO Box 95 Concord, NH 03302-0095</p>	<p>2. RSA Authority: RSA 149-M:7, III & XVI; RSA 149-M:9, III</p> <p>3. Federal Authority: n/a</p>
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4. Short Title: **Business Disclosure Form for Solid Waste Facility Permit Applicants**

5. Explanation of the reason for the proposed readoption with amendment of the form:

Under Env-Sw 316.04(a) and Env-Sw 316.05(a) and (b), entities applying for a solid waste permit and the associated entities identified in the rules must submit a completed Business Disclosure Form to the Office of Attorney General to facilitate completion of background investigations pursuant to RSA 149-M:9,III and IX. This rulemaking has been initiated to revise the Business Disclosure Form (NHDES-S-05-019), which was last updated April 24, 2014.

In addition to reformatting the form per Department SOPs, the form has been revised to:

- Remove all columns for Social Security numbers, already marked “Optional”, from each place the column appears (paragraphs 20, 21, 22, 26, 29, 35, 47, 48, 50);
- Eliminate the statement re: businesses completing a separate Business Disclosure Form from the listing for “Owners, Officers, Etc.” of “Other Business Concerns” (paragraph 29);
- Not require information on criminal convictions that have been annulled by a court (paragraph 46);
- Ask for an explanation of “any important circumstances regarding the conviction” in addition to the information required by the table (paragraph 46);
- Remove the requirement to provide the Indictment or Information No. for criminal convictions (paragraph 46);
- Eliminate the requirement for individuals to provide their date of birth and change “Date of Existence” to “Date of Formation” for equity holders that are businesses to be clearer (paragraph 47);
- Remove the requirement to provide the Federal Employer ID Number for business concerns holding 10% or more of debt liability (paragraph 50.b.); and
- Eliminate “Educational Institutions” from the Release Authorization, as no information on education is required to be submitted.

Also, requirements have been added to:

- Require businesses that do not have a document that establishes the business (such as a certificate of incorporation, charter, by-laws, or partnership agreement), to provide the Business Identification number assigned by the NH Secretary of State’s office; and
- Require those who complete the forms to provide the zip/postal code of the location of the principal office.

Note: Form NHDES-S-05-036, Personal Disclosure Form, which is companion to this form, is also being updated and readopted in a separate rulemaking.

6. Contact person for copies and questions about the proposed form:

Name:	Debra Sonderegger	Title:	Solid Waste Management Bureau, Enforcement Coordinator
Address:	Dept. of Environmental Services 29 Hazen Drive; P.O. Box 95 Concord, NH 03302-0095	Phone #:	(603) 271-0674
		Fax#:	(603) 271-2456
		E-mail:	debra.sonderegger@des.nh.gov

The form also can be viewed in PDF at

**<https://www.des.nh.gov/rules-and-regulatory/administrative-rules>
and filtering for Proposed rules in the Solid Waste subcategory**

TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

7. Deadline for submission of materials in writing or in the electronic format specified:

4:00 p.m. on Friday, April 9, 2021

Fax

E-mail

Other format (specify):

Readopt with amendment the “Business Disclosure Form” (04-24-14), incorporated by reference in Env-Sw 316.04(a) and Env-Sw 316.05(a) and (b), effective 7-1-14 (Document #10595).

Edit. Env-Sw 316.04(a) requires disclosure of personal information on the “Personal Disclosure Form” whereas Env-Sw 316.04(b) requires disclosure of business information on the “Business Disclosure Form”. Please edit to the correct citation. The Notice for this proposal also originally referred to the incorrect citation.

Edit. See p. 115-116 of the *Manual* on forms. A “form” as defined in RSA 541-A:1, VII-a is a document that establishes a requirement for the public to provide information to the agency. Pursuant to RSA 541-A:19-b the form may either be incorporated by reference or have its requirements set forth in numbered rules. In the case of this form, the rules do both.

Env-Sw 316.06(b) specifies the required information for the form’s scope of disclosure, although normally the requirement would be encompassed by the incorporation by reference of the form in Env-Sw 316.04(a) and Env-Sw 316.05(a) and (b)(1). But since the required information is separately specified in Env-Sw 316.06(b), a citation to that rule in the AARL would be appropriate.

The attestation requirement on page 14 of the form is not subject to incorporation by reference and by necessity is specified in Env-Sw 316.04(f). So it would be appropriate to cite that too.

Suggested Edit: “incorporated by reference in Env-Sw 316.04(b) and Env-W 316.05(a) and (b)(1), and with requirements set forth in Env-Sw 316.04(f) and Env-Sw 316.06(b), effective...”

Edit. The adopted rule will need a new revision date, and it should be in the footer. See §3.14 of Chapter 4 of the *Manual*.

[NHDES LOGO]

BUSINESS DISCLOSURE FORM

Waste Management Division

[NH STATE SEAL]

Submit to:

Office of the Attorney General, Environmental Protection Bureau
33 Capitol Street, Concord, NH 03301
(603) 271-3679 or attorneygeneral@doj.nh.gov
<https://www.doj.nh.gov>

RSA 149-M/Env-Sw 316

Name of Business Concern: _____

Individual to be contacted in reference to this form:

Name: _____ Title: _____

Mailing address: _____

Daytime telephone number, including area code: _____

Email address: _____

This Disclosure Statement Is Being Filed In Connection With (Check All That Apply):

- New Solid Waste Facility New Hazardous Waste Facility
- Existing Solid Waste Facility Existing Hazardous Waste Facility

PART I: BUSINESS CONCERN IDENTIFICATION

1. State the complete name of the business concern as it appears on the certificate of incorporation, charter, by-laws, partnership agreement, or other official document that establishes the business concern. If no such document exists, state the name the business uses **and provide the Business Identification number assigned by the NH Secretary of State's office**: _____

2. Mailing address of principal office:

Street/Number & Suite/Unit # OR P.O. Box #	Town/City	State/Province	Zip/Postal Code
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3. Location of principal office - State the current principal location of the business concern at which business is actually conducted. Do **not** give a post office box number:

Street/Number	Suite/Unit #	Town/City	State/Province	Zip/Postal Code
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4. Telephone number including area code: _____

5. Website? No Yes URL: _____

6. Federal Employer Identification Number (FEID): _____

7. Form Of Business:

- Sole Proprietorship Trust
- Partnership Joint Venture
- Limited Partnership Limited Liability Corporation
- Corporation Other: _____

8. Date of organization - State when the business concern was established whether the date of incorporation, date of partnership agreement, date of declaration of trust, as applicable: _____

9. State or Province of organization: _____

10. Other names used - List all other names under which the business concern does or has done business in the 10 years ending on the date of the application, including names of divisions and "trading as" or "doing business as" names.

Name	Dates Name Was In Use From (Year) - To (Year)	State(s) in which business was conducted and / or registered
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Edit. See Edit above.

Edit. Here the font and font size are different as well as the text is in italics.

11. Past addresses of principal office - List all addresses of past principal locations of the business concern.
 Address _____ Dates occupied as principal office _____
 From (Year) - To (Year)

Edit. The numbering for 1-11 is not in bold.

12. Facilities in New Hampshire - List all locations in the State of New Hampshire where the business concern, or any 10% or greater debt or equity holder, officer, director or managerial employee of the business concern, is currently operating or proposes to operate any aspect of a solid waste or hazardous waste business, or is generating hazardous waste. Solid or hazardous waste business”, here and hereafter, includes any location or facility where solid or hazardous waste is created, stored, or disposed of; transfer stations; terminals or business offices of collector/haulers or transporter operations; sanitary landfills; dumps; etc. It includes any solid or hazardous waste management activities which are no longer permitted or were never under permit.

Facility Name, Address, and Telephone # _____ Type Of Facility _____ EPA Facility-I.D. # / N.H. DES Permit # _____

13. Former facilities in New Hampshire - List all locations in the State of New Hampshire at which the business concern formerly operated any aspect of a solid waste or hazardous waste business or generated hazardous waste, and any location at which such a business was owned or operated by any predecessor of the business concern, or by any 10% or greater debt or equity holder, officer, **director** or managerial employee of the business concern.

Address _____ Type Of Facility _____ Dates In Use _____ EPA Facility-I.D.# / N.H. DES Permit # _____
 From (Year) - To (Year)

Edit. Insert comma.

14. Facilities in other jurisdictions - List all locations in any state, **district** or territory of the United States other than New Hampshire, or in any foreign country, at which the business concern, or any 10% or greater debt or equity holder, officer, **director** or managerial employee of the business concern, is currently operating or proposing to operate any aspect of a solid or hazardous waste business, or is generating hazardous waste.

Facility Name, Address, and Telephone # _____ Type Of Facility _____ EPA Facility-I.D. # (if any) _____

15. Former facilities in other jurisdictions - List all locations in any state, district or territory of the United States other than New Hampshire, or in any foreign country, at which the business concern, or any 10% or greater debt or equity holder, officer, **director** or managerial employee of the business concern, formerly operated any aspect of a solid waste or hazardous waste business or generated hazardous waste, and any location at which such a business was owned or operated by any predecessor of the business concern.

Address _____ Type of Facility _____ Dates in Use _____ Name, address, & telephone # _____
 To - From _____ Permits (if any) _____ of issuing authority

PART II - ADDITIONAL BUSINESS CONCERN DATA

Corporations (including limited liability corporations) must complete Part II-A
 Partnerships (including general and limited partnerships) and Joint Ventures must complete Part II-B
 All other business concerns must complete Part II-C

A. CORPORATIONS

16. NAME OF CORPORATION. Provide the complete name as it appears on the corporate seal and as filed with the Secretary of State. Provide corporation number (if any) in state of incorporation, and attach a copy of certificate of incorporation.

17. REGISTERED AGENT. Provide the name and address of the New Hampshire registered agent for service of process.

18. CORPORATE COUNSEL AND ACCOUNTANT. Provide the name, address and telephone number(s) of the corporation's current attorney and accountant, if any.

19. DATE AUTHORIZED IN NEW HAMPSHIRE. If other than a New Hampshire corporation, provide the date on which the corporation received a Certificate of Authority to transact business in New Hampshire.

20. OFFICERS. Provide the following information as to each officer of the corporation. Each individual listed below must complete and file a Personal Disclosure Form.

<u>Name</u>	<u>Business Address And Telephone No.</u>	<u>Office Held</u>	<u>Date Took Office</u>	<u>Date Of Birth</u> — <u>SSN (optional)</u>
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21. DIRECTORS. Provide the following information as to each director of the corporation. Each individual listed below must complete a Personal Disclosure Form.

<u>Name</u>	<u>Business Address And Telephone No.</u>	<u>Office Held</u>	<u>Date Took Office</u>	<u>Date Of Birth</u> — <u>SSN (optional)</u>
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22. FORMER OFFICERS AND DIRECTORS. Provide the following information for each individual who has been an officer or director of the corporation at any time during the past 10 years who is not listed in the response to ~~#6 or #7~~ **#20 or #21** above.

<u>Name</u>	<u>Last Known Address</u>	<u>Office Held</u>	<u>Term of Office From - To</u>	<u>Date Of Birth</u> — <u>SSN (optional)</u>
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B. PARTNERSHIP/JOINT VENTURES

1923. NAME. Provide the complete name of the partnership or joint venture. Attach copy of the partnership agreement.

2024. FORM OF PARTNERSHIP. (Check one) _____ GENERAL PARTNERSHIP _____ LIMITED PARTNERSHIP

2125. ATTORNEY AND ACCOUNTANT. Provide the name, address and telephone number(s) of the partnership’s attorney and accountant, if any.

2226. PARTNERS. Provide the following information as to each partner or joint venturer. For a limited partnership, identify limited partners separately under the heading “limited partners.” Each individual listed below other than limited partners holding less than 10% equity interest must complete and file a Personal Disclosure Form. If any Business Concern is listed below, a separate Business Concern Disclosure Form for that business concern must be completed and filed.

Name	Business Address And Telephone No.	Position	Date of Birth (individuals)	SSN (optional) or FEID Number
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C. OTHER BUSINESS CONCERNS

2327. NAME. Provide the complete name of the business concern.

2428. FORM OF THE BUSINESS CONCERN. Describe how the business concern is organized and under what legal authority it was established. Attach copies of all agreements that describe the establishment of the business concern, for example, a charter.

Edit. Insert comma.

2529. OWNERS, OFFICERS, ETC. Provide the following information as to each trustee, **director** or other officer of the business concern. Each individual listed below must also complete and file with this disclosure statement a Personal Disclosure Form. ~~If any business is listed below, a separate Business Disclosure Statement for that business must be completed and filed.~~

Name	Business Address And Telephone No.	Position	Date of Birth (individuals)	SSN (optional) or FEID Number
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Edit. Insert comma.

PART III. SUBSIDIARIES AND STOCK HOLDINGS

2630. SOLID OR HAZARDOUS WASTE SUBSIDIARIES AND AFFILIATES. List the following information as to any business concern in any state or territory of the United States, or in any foreign country, which collects, treats, stores or disposes of solid or hazardous waste on a commercial basis, in which the business concern completing this form holds an equity interest.

Name	Business Address And Telephone No.	Type of Business	FEID No.	Type of Equity	% of Total Equity
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2731. OTHER SUBSIDIARIES AND EQUITY INTERESTS. Provide the following information as to any business concern in which the business concern completing this form holds an equity interest that is greater than 50% of the total equity.

Name	Business Address And Telephone No.	Type of Business	FEID No.	Type of Equity	% of Total Equity
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2832. CORPORATE FAMILY. If the business concern is a subsidiary of a parent corporation, or is the parent of one or more subsidiaries, or is part of a conglomerate or a group of companies in common ownership, provide a chart showing the names and relationships of all parent, sister, subsidiary and affiliate corporations, and/or members of the conglomerate or group. Show ultimate parents. If the business concern is privately held, or is a publicly traded corporation with more than 25% of its stock held by members of the same family, show on the chart all other business concerns owned or controlled by members of that family. (Note: this question applies to related companies in any business, not just the solid/ hazardous waste business.)

PART IV. EXPERIENCE AND CREDENTIALS

2933. Describe the business concern's experience and credentials in the collection, transportation, treatment, storage, or disposal of solid and hazardous waste.

PART V. EMPLOYEES

To be completed by the applicant business concern only

As used below, the following terms have the meaning stated:

34. Employees - Provide the following information for the facility for which a permit is being sought:

“Full-time employee” means an individual who works 30 hours per week or more at the facility to be permitted.

“Part-time employee” means an individual who works less than 30 hours per week at the facility to be permitted.

Total # Part-Time Employees: _____

Total # Full-Time Employees: _____

35. Key Employees - Provide the following information for each key employee. “Key employee” means an individual employed or to be employed by the business concern as a manager or supervisor for the facility for which a permit is being sought, whether part-time or full-time. Each of the below-listed individuals must file a Personal History Disclosure Form. If positions yet unfilled will be filled by individuals who will qualify as key employees, so indicate.

NOTE: If you operate or intend to operate any aspect of your solid waste or hazardous waste business through contractors or consultants to whom you will give discretionary authority, they are considered “key employees” and must be listed below. You do not have to list fully independent contractors if they themselves are licensed by DES, or if the services they perform for you do not involve the management of solid or hazardous waste.

~~30. EMPLOYEES. Provide the following information for the facility for which a permit is being sought:~~

<i>Name</i>	<i>Business Address and Telephone No.</i>	<i>Position, Capacity and Authority</i>	<i>Date Hired</i>	<i>Date of Birth</i>

~~_____ Total # Part Time Employees:_____ # Part-Time Employees who are Key Employees:_____~~

~~_____ Total # Full Time Employees:_____ # Full-Time Employees who are Key Employees:_____~~

~~31. KEY EMPLOYEES. Provide the following information for each key employee.~~

_____ Name	_____ Business Address and Telephone No.	_____ Position, Capacity And Authority	_____ Date Hired	_____ Date of Birth	_____ SSN (optional)
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PART VI. LICENSES AND PERMITS HELD

3236. N.H. DES AND EPA/RCRA. Provide the following information for each solid or hazardous waste permit, license, registration, or the equivalent ever issued by N.H. Department of Environmental Services or U.S. Environmental Protection Agency to the business concern under any name. PROVIDE THE INFORMATION HERE. DO NOT REFER TO INFORMATION ON ANY OTHER FORM.

Name of Permittee	Facility Address	Type of Facility	Type of License	Dates License Held From - To	Identifying Permit #/EPA I.D.
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Edit. Insert comma.

3337. OUT-OF-STATE SOLID OR HAZARDOUS WASTE LICENSES. List any permits, licenses, registrations or the equivalent ever held by the business concern under any name for the collection, transportation, treatment, storage or disposal of solid waste or hazardous waste in any part of the United States outside of New Hampshire, or in any foreign country.

Name of Permittee	Facility Address	Type of Facility	Type of License	Issuing Agency	Dates Held From - To	License #
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PART VII. CIVIL AND ADMINISTRATIVE VIOLATIONS HISTORY

As used below, the term “law or regulation pertaining to protection of the environment” includes federal and state laws and regulations relating to the generation, collection, transportation, treatment, storage, or disposal of solid waste or hazardous waste, or to water pollution, air pollution, discharge of hazardous substances, transportation of hazardous materials, land use, wetlands protection, pesticides, or toxic substances.

3438. NEW HAMPSHIRE VIOLATION NOTICES.

Within the last 10 years, has any written notification been issued to the business concern by any New Hampshire agency alleging one or more violations of any law or regulation pertaining to protection of the environment? Yes No
 If yes, provide the following information for each notification:

Name of Entity Cited	Name of Issuing Authority	Type of Notice	Date of Notice	Alleged Violation(s)		Disposition
				Location	Description	

3539. FEDERAL VIOLATION NOTICES.

Within the last 10 years, has any written notification been issued to the business concern by any federal agency alleging one or more violations of any law or regulation pertaining to protection of the environment? Yes No
 If yes, provide the following information for each notification:

Name of Entity Cited	Name of Issuing Authority	Type of Notice	Date of Notice	Alleged Violation(s)		Disposition
				Location	Description	

3640. FEDERAL ADMINISTRATIVE ACTIONS.

Within the last 10 years, has any federal agency initiated an administrative action against the business concern which entailed any proceeding before a federal Administrative Law Judge (**ALJ**)? Yes No
 If yes, provide the following information for each proceeding:

Title and Docket Number	Date initiated	A.L.J. and Court	Disposition
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Edit. “38”

3741 MUNICIPALITIES, OTHER STATES, AND FOREIGN COUNTRIES.

Within the last 10 years, has any written notification been issued to the business concern by any municipal authority, any state agency not listed in #34, or any foreign government alleging one or more violations of any law or regulation pertaining to protection of the environment? Yes No
 If yes, provide the following information for each notification:

Name of Entity Cited	Name of Issuing Authority	Type of Notice	Date of Notice	Alleged Violation(s)		Disposition
				Location	Description	

3842. CIVIL COURT LITIGATION.

Within the last 10 years, has the business concern been the subject of any other action alleging one or more violations of any law or regulation pertaining to protection of the environment in proceedings before or under the jurisdiction of a civil court? Yes No
 If yes, provide the following information for each proceeding.

List in the following order: New Hampshire cases, federal cases, other states, foreign countries.

Title-Case Name and Docket Number	Court Name/Location	Alleged Violation(s)		Disposition
		Location	Description	

PART VIII. CIVIL COURT JUDGMENTS; PENDING LITIGATION

For ~~3943~~ through ~~4145~~, list in the following order: New Hampshire cases, federal cases, other states, foreign countries.

~~3943~~. ANTITRUST JUDGMENTS. Within the last 10 years, have any judgments, consent decrees, or consent orders been entered against the business concern pertaining to one or more alleged violations of federal or state antitrust, trade regulation, or securities regulation laws? No Yes If yes, provide the following information for each proceeding.

Title Case Name and Docket Number	Court Name/and Location of Court or Agency	Date the Judgment, Decree, or Order was Entered	Nature of Order
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~~4044~~. OTHER JUDGMENTS. Within the last 10 years, has any other judgment of liability been rendered against the business concern? No Yes If yes, provide the following information for each:

Title Case Name and Docket Number	Court Name/and Location of Court or Agency	Nature of Suit	Date Judgment Entered	Judgment Terms/Amount
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~~4145~~. OTHER CIVIL LAWSUITS. Within the last 10 years, has the business concern been a party to any other civil lawsuit, whether as a plaintiff or a defendant? No Yes If yes, provide the following information for each:

Title Case Name and Docket Number	Court Name/and Location of Court or Agency	Nature of Suit	Date Filed	Status/Terms of Resolution
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PART IX. CRIMINAL PROCEEDINGS

~~4246~~. CONVICTIONS. Within the past 10 years, has the business concern been convicted of any crime, including by plea of guilty or *nolo contendere*, in any U.S. jurisdiction or foreign jurisdiction **that has not been annulled by a court**? Yes No

In addition to providing the information requested below, please explain any important circumstances regarding the conviction.

Case Name of Entity Pled or Convicted and Docket Number	Description of Crime Charged	Indictment or Information No.	Jurisdiction Where Charged	Date Charged	Prosecuting Agency	Disposition and Sentence Imposed
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PART X. OWNERSHIP AND DEBT LIABILITY OF THE BUSINESS CONCERN

A. Equity

“Equity” means any ownership interest in a business concern, including a sole proprietorship, partner’s shares, and stock in a corporation. The form of ownership interest should be indicated in your answers below under the heading “Type of Equity” (examples: “partnership share”, “common stock”, “preferred stock”). In the case of stock, indicate whether shares are voting or non-voting.

4347. EQUITY - PRIVATELY HELD CONCERNS. If the business concern is privately held, list all individuals and business concerns holding equity in the business concern completing this form. Each listed holder of 10% or greater equity must complete and file a Personal Disclosure Form or Business Disclosure Statement, as appropriate.

Name	Business Address and Telephone No.	Date Of Birth/ Existence Formation	SSN (optional) FEID	Type of Equity	Amount of Equity	Percent of Total Equity
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4448. EQUITY - PUBLICLY TRADED CORPORATIONS. If the business concern is a publicly-traded corporation:

a. Indicate below how the corporation’s stock is traded:

NYSE
 AMEX
 OVER-THE-COUNTER
 OTHER EXCHANGES (list)

LISTING SYMBOL: _____

Edit. Replace with “10%”

b. Attach or enclose a copy of the corporation’s most recent annual report to stockholders and SEC Form 10-K.

c. List all individuals holding **ten percent (10%)** or greater of the total equity of the business concern completing this form. Each individual listed below must complete and file a Personal History Disclosure Form.

Name	Business Address and Telephone No.	Date of Birth	SSN (optional) FEID	Type of Equity	Amount of Equity	Percent of Total Equity
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d. List all business concerns holding 10% or greater of the total equity of the business concern completing this form. Each business concern listed below must complete and file a Business Disclosure Statement.

Name	Business Address and Telephone No.	FEID	Type of Equity	Amount of Equity	Percent of Total Equity
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Edit. Insert comma.

B. Debt Liability

“Debt liability” means any form of monetary obligation other than an ownership interest. It includes bonds, debentures, notes, **mortgages** and loans of any kind, secured or unsecured. In answering the questions that follow, you may omit ACCOUNTS PAYABLE for goods or services received in the course of business.

4549. DEBT LIABILITY - CHARTERED LENDING INSTITUTIONS. List the following information as to debt liability currently held by any state or federally chartered lending institution. If you are in doubt as to whether a lender is a chartered lending institution, check with your lender or with the banking authority in your state.

Name	Business Address and Telephone No.	Date Debt Created	Type of Debt	Original Amount	Present Balance
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Edit. This citation may need to be "49".

4650. DEBT LIABILITY - PRIVATELY HELD CONCERNS.

a. List all individuals holding 10% or greater debt liability of the business concern. (Do not include institutions listed under Item 45.) A Personal Disclosure Form must be completed and filed for each person named.

Name	Business Address and Telephone No.	SSN (optional)	Date Debt Created	Type of Debt	Original Amount	Present Balance
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b. List all business concerns currently holding 10% or greater debt liability of the business concern. (Do not include institutions listed under 45.) A Business Disclosure Form must be completed and filed for each business concern named.

Name	Business Address and Telephone No.	FEID	Date Debt Created	Type of Debt	Original Amount	Present Balance
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PART XI. FINANCIAL INSTITUTIONS AND FINANCIAL HISTORY

4751. If the business concern has had any petition under any provision of the Federal Bankruptcy Act or any state insolvency law filed by or against it within the past 10 years, provide the following information for all such actions:

Title and Docket Number	Name & Location of Court	Nature of Action	Date Filed	Status/Disposition
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4852. If any receiver, fiscal agent, trustee, reorganization trustee or similar officer for the business concern or property of the business concern has been appointed by a court within the past 10 years, provide the following information:

Name	Business Address and Telephone #	Position	Date Appointed	Acted Until (Date)	Appointing Court	Reason Appointed
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4953. To be answered by applicant only. Describe the sources and amounts of funding and the financing plan for the operations for which the permit is sought.

54. SUMMARY: To be answered by the applicant only. List below the name of each individual filing a Personal Disclosure Form and the name of each business concern filing a Business Disclosure Form in conjunction with the application.

INDIVIDUALS

BUSINESS CONCERNS

IDENTIFICATION OF PREPARER: If this disclosure statement was filled out or prepared by an individual other than the individual who completes the "Affidavit of Author" (for example, an attorney or accountant), state the name, business address and telephone number of that individual.

Edit. Insert comma.

Note to Agency. This release isn't described in Env-Sw 316.04(b), Env-W 316.05(a) and (b), or Env-Sw 316.06(b), and cannot be incorporated by reference. The rules may need to be updated in future rulemaking.

RELEASE AUTHORIZATION

Edit. Insert comma.

To all Courts, Probation Departments, Selective Service Boards, Employers, ~~Educational Institutions~~, Banks, Financial and Other Such Institutions, and all Governmental Agencies -- federal, **state** and local without exception both foreign and domestic.

On behalf of _____, I, _____, being duly-authorized to do so,
Applicant President, Chief Executive, Partner, Sole Proprietor
have authorized the Attorney General of New Hampshire to conduct an investigation into the background of the named business for the purpose of determining its suitability to hold a solid or hazardous waste license. You are hereby authorized to release any and all information pertaining to the named business, documentary or otherwise, as requested by an appropriate employee, agent, or representative of the N.H. Attorney General. This authorization shall supersede and countermand any prior request or authorization to the contrary. A photostatic or electronic copy of this authorization shall be considered as effective and valid as the original.

Signature: _____ Date: _____

~~Typed or Printed Name:~~ _____
(Type or print name here)

SWORN TO AND SUBSCRIBED BEFORE ME THIS _____ DAY OF _____, 20____.

(Notary Public)

(Seal)

My Commission Expires: _____

AFFIDAVIT OF AUTHOR

STATE OF _____)
) SS.
COUNTY OF _____)

I, _____, do hereby swear or affirm that I am the person who filled out the attached
Type or Print Name
Business Disclosure Form in the name of _____, or directed that
(Name of Business Concern)
the information contained in the answers thereto be set down therein, that I have made diligent inquiry into all matters addressed
herein and that, on the basis of such inquiry, the foregoing answers provided by me are true, complete, and not misleading to the
best of my knowledge and belief. I understand that if any of the foregoing answers are false, incomplete, or misleading,
processing of the application may be delayed, the permit sought by the application may be denied or revoked, and I may be
subject to penalties for false swearing under RSA 641:3 or any successor statute.

Signed: _____ Date: _____

(Type or print name here)

SWORN TO AND SUBSCRIBED BEFORE ME THIS _____ DAY OF _____, 20____.

(Notary Public)

(Seal) My Commission Expires: _____

(Notary Public)

(Seal or Authority of Notary)

CERTIFICATIONS

This Business Disclosure Form must be signed and certified below by the following officials of the business concern:

- CORPORATIONS: President, Chairman of the Board, or CEO, secretary, and treasurer.
- PARTNERSHIPS: All general partners.
- SOLE PROPRIETORS: The owner.
- ANY OTHER BUSINESS FORM: Chief officer, secretary and treasurer.

Edit. Insert comma.

I hereby certify that I have examined the attached Business Disclosure Form of _____,
Name of Business Concern

and that it contains no statement or information that I know to be false, incomplete, or misleading. I am aware that if the foregoing statement made by me is false, processing of the application may be delayed, the permit sought by the application may be denied or revoked, and I may be subject to penalties for false swearing under RSA 641:3 or successor statute.

Signed: _____

(Type or print name here)

Note to Agency. The signature and attestation requirement pursuant to Env-Sw 316.04(f)(1)-(4) appears to only apply to the individual authorized to sign by the entity. See Env-Sw 316.04(e). The rule may need to be updated in future rulemaking to clearly specify that these individuals also must sign and attest.

Signed: _____

(Type or print name here)

Date: _____

Signed: _____

(Type or print name here)

Date: _____

Signed: _____

(Type or print name here)

Date: _____

Signed: _____

(Type or print name here)

Date: _____