



S.B. 15

124th General Assembly
(As Introduced)

Sen. Mumper

BILL SUMMARY

- Provides that the beneficial use of lime mining wastes does not constitute establishing a solid waste disposal facility or a wastewater disposal system.
- Authorizes the Chief of the Division of Mineral Resources Management in the Department of Natural Resources to adopt rules to establish standards and requirements for the beneficial use of lime mining wastes.
- Exempts the beneficial use of lime mining wastes from specified requirements of certain state environmental laws.

CONTENT AND OPERATION

The bill provides that the beneficial use of lime mining wastes does not constitute establishing a solid waste disposal facility or a disposal system (sec. 1514.081(C)). It defines "lime mining wastes" as residual solid or semisolid materials generated from lime or limestone mining and processing operations, including lime kiln dust, scrubber sludge from lime kiln operations, lime or limestone materials not meeting product specification, lime hydrating materials, and other lime or limestone mining, processing, or calcining materials associated with lime or limestone mining or processing (sec. 1514.081(A)(1)). "Beneficial use" means the use of lime mining wastes for land application for land that is reclaimed in accordance with the Surface Mining Law and rules adopted under it, including uses as fill material in quarries, and any other purposes designated by the Chief of the Division of Mineral Resources Management in the Department of Natural Resources, including demonstration projects approved by the Chief (sec. 1514.081(A)(2)). "Solid waste disposal facility" is defined as a facility for the disposal of solid wastes that is licensed under the Solid, Infectious, and Hazardous Wastes Law (sec. 1514.081(A)(3)). "Disposal system" has the same meaning as in the Water Pollution Control Law, that is, a system for disposing of sewage, sludge,

sludge materials, industrial waste, or other wastes, including sewage systems and treatment works (sec. 1514.081(A)(4)).

The bill authorizes the Chief to adopt, amend, and rescind rules in accordance with the Administrative Procedure Act establishing standards and requirements for the beneficial use of lime mining wastes, including the beneficial use of lime mining wastes at lime mining and reclamation operations governed by the Surface Mining Law. The beneficial use of lime mining wastes is subject to any applicable standards and requirements established under that law and rules adopted under it. (Sec. 1514.081(B).)

A beneficial use of lime mining wastes that is authorized under the bill is not subject to any of the following: (1) permit and license requirements for solid waste facilities established under the Solid, Infectious, and Hazardous Wastes Law, (2) the prohibition against open dumping of solid wastes established under that law, (3) solid waste disposal and generation fees established under that law, and (4) permit to install and plan approval requirements and prohibitions established under the Water Pollution Control Law. (Sec. 1514.081(C).)

Nothing in the bill must be construed to limit any other requirements that are applicable to the beneficial use of lime mining wastes under the Air Pollution Control Law, Construction and Demolition Debris Law, Solid, Infectious, and Hazardous Wastes Law, or Water Pollution Control Law or any local or federal laws, including requirements governing air pollution control permits, hazardous waste installation and operation permits, national pollutant discharge elimination system permits, and water quality certifications issued under section 401 of the federal Clean Water Act. (Sec. 1514.081(C).)

HISTORY

| ACTION | DATE | JOURNAL ENTRY |
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