

1 **WASTE AMENDMENTS**

2 2017 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Peter C. Knudson**

5 House Sponsor: Lee B. Perry

7 **LONG TITLE**

8 **General Description:**

9 This bill amends provisions relating to the treatment of certain waste.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ provides that certain waste entering Utah from other states for disposal or treatment
13 be treated according to standards provided in Utah law.

14 **Money Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 None

18 **Utah Code Sections Affected:**

19 AMENDS:

20 **19-6-108.5**, as last amended by Laws of Utah 2010, Chapter 324

22 *Be it enacted by the Legislature of the state of Utah:*

23 Section 1. Section **19-6-108.5** is amended to read:

24 **19-6-108.5. Management of hazardous waste generated outside Utah.**

25 [(1)] On and after July 1, [1992, any] 2017, waste entering Utah for disposal or
26 treatment, excluding incineration, that is classified by Utah as nonhazardous solid waste [and
27 by the state of origin as hazardous waste, and that exceeds the base volume provided in
28 Subsection (2) for each receiving facility or site, shall be treated according to the same
29 treatment standards to which it would have been subject had it remained in the state where it

30 originated. However, if those standards are less protective of human health or the environment
31 than the treatment standards applicable under Utah law, the waste shall be treated in
32 compliance with the Utah standards] shall be treated or disposed as nonhazardous solid waste
33 regardless of how it is classified by the state of origin.

34 [~~(2) The base volume provided in Subsection (1) for each receiving facility or site is~~
35 ~~the average of the annual quantities of nonhazardous solid waste that originated outside Utah~~
36 ~~and were received by the facility or site in calendar years 1990 and 1991.]~~

37 [~~(3) (a) The base volume for each receiving facility or site that has an operating plan~~
38 ~~approved prior to July 1, 1992, but did not receive nonhazardous solid waste originating~~
39 ~~outside Utah during calendar years 1990 and 1991, shall be the average of annual quantities of~~
40 ~~out-of-state nonhazardous waste the facility or site received during the 24 months following the~~
41 ~~date of initial receipt of nonhazardous waste originating outside Utah.]~~

42 [~~(b) The base determined under Subsection (3)(a) applies to the facility or site on and~~
43 ~~after July 1, 1995, regardless of the amount of nonhazardous waste originating outside Utah~~
44 ~~received by the facility or site prior to this date.]~~