

Sixty-third  
Legislative Assembly  
of North Dakota

ENGROSSED HOUSE BILL NO. 1030

Introduced by

Legislative Management

(Energy Development and Transmission Committee)

1 A BILL for an Act to provide that the present use and disposal of coal combustion residues is  
2 acceptable in North Dakota.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.**

5 **Coal combustion residues - Present use and disposal deemed acceptable.**

6 Notwithstanding any other provision of law, the legislative assembly deems the present use  
7 and disposal of coal combustion residues to be acceptable and that present regulation allows  
8 for the beneficial use of coal combustion residues in concrete, for other construction  
9 applications, and for other innovative uses and allows for safe disposal without coal combustion  
10 residues being regulated as a hazardous waste. **If a federal law or regulation is adopted**  
11 **pertaining to the use and disposal of coal combustion residues, this section does not prohibit**  
12 **the state from seeking state primacy of the federal program.**