

April 2, 2015

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1390

In lieu of the amendments adopted by the Senate as printed on pages 1040-1042 of the Senate Journal, Reengrossed House Bill No. 1390 is amended as follows:

Page 1, line 2, replace "licensing of" with "establishment by the state department of health of one or more operating pilot projects to examine and determine standards for rules governing operations and permitting of"

Page 1, line 2, replace "recyclers of" with "recycling facilities for"

Page 1, line 3, after "operations" insert "; and to declare an emergency"

Page 1, line 7, replace "**recyclers**" with "**recycling facilities**"

Page 1, line 8, after the bold underscored period insert:

"1."

Page 1, line 9, replace "The state" with "By June 1, 2015, the"

Page 1, line 9, remove "of health"

Page 1, line 9, replace "license" with "select at least one"

Page 1, line 9, remove "recyclers and"

Page 1, replace lines 10 through 14 with "recycling facility having a pending beneficial use application, for authorization of operation of the facility as a pilot project and to assist the department to develop standards for recycling of oilfield special waste. The pending beneficial use application of the pilot project facility must be supported by scientific findings from a third-party source focused on the anticipated environmental performance of the end products of the recycled oilfield special waste and the practical utility of those end products.

2. Any pilot project facility and any commercial oilfield special waste recycling facility permitted after June 30, 2017, must obtain a solid waste permit from the department and a treating plant permit from the industrial commission for treatment of oilfield special waste.

3. Any selected pilot project facility may operate as an oilfield special waste recycling facility through June 30, 2017, and may implement beneficial use demonstration projects using processed materials under the guidance of the department. A selected pilot project facility operator shall cooperate with the department to monitor and analyze impacts to the environment.

4."

Page 1, line 15, replace "The health council" with "By July 1, 2017, based upon the results of any pilot projects, the department"

Page 1, line 15, after "shall" insert "make recommendations either to"

Page 1, line 15, after "operations" insert "and permitting"

Page 1, line 16, replace "recyclers" with "recycling facilities or to develop written guidelines on recycling and beneficial use of oilfield special waste under the department's beneficial use approval process"

Page 1, line 16, after "rules" insert "or guidelines"

Page 1, line 19, replace "1." with "5."

Page 1, line 22, replace "recycler" with "recycling facility"

Page 2, line 3, replace "c." with "6."

Page 2, line 3, after "The" insert "operator of the"

Page 2, line 3, replace "recycler" with "recycling facility"

Page 2, line 4, remove "state"

Page 2, line 4, remove "of health"

Page 2, line 5, replace "2." with "7."

Page 2, line 5, replace "licensure" with "permitting"

Page 2, line 5, remove "state"

Page 2, line 5, replace "of health shall" with "may"

Page 2, line 5, replace "that" with "the operator of"

Page 2, line 6, replace "recycler must" with "recycling facility"

Page 2, line 6, after "bond" insert "or other financial assurance"

Page 2, line 11, replace "3." with "8."

Page 2, line 12, replace "recycler" with "recycling facility"

Page 2, line 13, replace "licensed" with "permitted, or a commercial recycling facility pilot project authorized."

Page 2, line 13, replace "chapter" with "section"

Page 2, line 17, after "means" insert "special"

Page 2, line 20, replace "4." with "9."

Page 2, line 20, replace "recycler" with "recycling facility"

Page 2, line 21, replace "licensed" with "permitted or authorized to conduct recycling operations"

Page 2, line 22, replace "recycler" with "recycling facility"

Page 2, after line 26, insert:

"**SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure."

Re-number accordingly