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State of Minnesota

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Page No. **457**

HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **3163**

February 18, 2008

Authored by Atkins, Gardner, Ozment, Sailer, McNamara and others

The bill was read for the first time and referred to the Committee on Environment and Natural Resources

March 18, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended

Read Second Time

1.1 A bill for an act
1.2 relating to environment; prohibiting use of certain construction debris as cover
1.3 material; proposing coding for new law in Minnesota Statutes, chapter 115A.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. [115A.936] CONSTRUCTION DEBRIS AS COVER MATERIAL
1.6 PROHIBITED.

1.7 (a) Construction debris or residuals from processed construction debris containing
1.8 any amount of gypsum shall not be managed as cover material at disposal facilities unless:

1.9 (1) residual material is managed in an industrial or construction and demolition
1.10 disposal facility equipped with a liner and leachate collection system;

1.11 (2) residual material is not mechanically pulverized or size-reduced prior to
1.12 processing, screening, or application;

1.13 (3) a maximum effort is made to remove gypsum from the waste prior to processing,
1.14 screening, or application;

1.15 (4) residual material is mixed at a ratio of three parts soil to one part residual
1.16 material; and

1.17 (5) the disposal facility does not accept any amount of cover material greater than
1.18 what is operationally necessary.

1.19 (b) For the purposes of this section, "residual material" means construction debris or
1.20 residuals from processed construction debris containing any amount of gypsum.