

ENROLLED SENATE  
BILL NO. 250

BY: STIPE of the SENATE

and

GLOVER, RICE, SULLIVAN and  
HENSHAW of the HOUSE

AN ACT RELATING TO MINES AND MINING; EXEMPTING  
FLY ASH AND CERTAIN OTHER MATERIALS FROM SOLID  
WASTE PERMITTING REQUIREMENTS; STATING  
REQUIREMENTS FOR DISPOSAL IN ACTIVE OR NONACTIVE  
COAL MINING OPERATIONS; PROVIDING FOR  
CODIFICATION; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 940 of Title 45, unless there is  
created a duplication in numbering, reads as follows:

All fly ash, bottom ash or any other such material produced by  
coal combustion generating facilities shall be exempt from all solid  
waste permitting requirements pursuant to Title 63 of the Oklahoma  
Statutes, provided such ash is constructively reutilized, or  
disposed of in any active or inactive coal or noncoal mining  
operation subject to the provisions contained in Title 45 of the  
Oklahoma Statutes.

SECTION 2. It being immediately necessary for the preservation  
of the public peace, health and safety, an emergency is hereby  
declared to exist, by reason whereof this act shall take effect and  
be in full force from and after its passage and approval.

Passed the Senate the 5th day of March, 1991.

President of the Senate

Passed the House of Representatives the 28th day of March, 1991.

Speaker of the House of  
Representatives