

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 250

BY: STIPE

AS INTRODUCED

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
fluidized bed coal combustion generating facilities located in the
State of Oklahoma and providing electric power for sale to consumers
in this state 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.

43-1-244

MJF