

SHORT TITLE: Environment and natural resources; prohibiting certain practices using land application of barium-treated wastes; requiring practice of land application of certain treated wastes subject to control by Department of Environmental Quality; emergency.

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

SENATE BILL NO. 247

By: Herbert

AS INTRODUCED

An Act relating to hazardous waste; prohibiting certain sales or uses of ammonium nitrate fertilizer made from barium-treated uranium raffinate waste; prohibiting release or transfer of grain forage or crops treated with certain waste; providing exceptions; prohibiting transfer, sale or consumption of certain products derived from land treated with certain waste; requiring Department of Environmental Quality to permit and regulate property used for land application of certain waste; authorizing Department to promulgate rules and develop guidelines; 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 1100 of Title 27A, unless there is created a duplication in numbering, reads as follows:

A. The commercial sale or use of ammonium nitrate fertilizer made from barium-treated uranium raffinate waste and the release or transfer of grain, forage or crops treated with barium-treated uranium raffinate waste is hereby prohibited. Provided, however, such grain, forage or crops may be released or transferred for the

purposes of proper treatment, storage or disposal of hazardous waste as required by the laws of the State of Oklahoma and the rules of the Department of Environmental Quality.

B. The transfer, commercial sale or consumption of grain or vegetable products, animals, animal flesh, and all products produced for human or animal consumption which are derived from land on which barium-treated uranium raffinate waste has been used as a fertilizer or land applied is hereby prohibited.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1101 of Title 27A, unless there is created a duplication in numbering, reads as follows:

The Department of Environmental Quality is hereby authorized to permit and regulate according to the laws of the State of Oklahoma, any privately owned or commercially operated property located in the State of Oklahoma which is used for land application of barium-treated uranium raffinate waste. The Department is authorized to promulgate rules and shall develop guidelines governing such practice.

SECTION 3. 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.

44-1-0635

MJM