105TH CONGRESS 1ST SESSION

H. R. 398

To amend the Solid Waste Disposal Act to exempt pesticide rinse water degradation systems from subtitle C permit requirements.

IN THE HOUSE OF REPRESENTATIVES

January 9, 1997

Mr. Bilirakis introduced the following bill; which was referred to the Committee on Commerce

A BILL

To amend the Solid Waste Disposal Act to exempt pesticide rinse water degradation systems from subtitle C permit requirements.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. EXEMPTION FROM SUBTITLE C PERMIT RE-
- 4 QUIREMENT FOR PESTICIDE RINSE WATER
- 5 DEGRADATION SYSTEMS.
- 6 Section 3005 of the Solid Waste Disposal Act (42
- 7 U.S.C. 6925) is amended by adding at the end the follow-
- 8 ing new subsection:
- 9 "(k) Pesticide Rinse Water Degradation Sys-
- 10 TEMS.—(1) Notwithstanding subsection (a) of this section,

- 1 a person owning or operating a pesticide rinse water deg-
- 2 radation system that meets the criteria set forth in para-
- 3 graph (2) is not subject to the requirement to obtain a
- 4 permit under this section for the treatment or disposal of
- 5 pesticide rinse water in such system.
- 6 "(2) To qualify for the exemption under paragraph
- 7 (1), a pesticide rinse water degradation system must meet
- 8 the following criteria:
- 9 "(A) The system uses evaporation and biologi-
- 10 cal degradation to treat or dispose of pesticide rinse
- 11 water.
- 12 "(B) The system contains an above-ground
- tank or double-walled tank that can be inspected for
- leaks and that is a tank within the meaning of such
- term as used in this subtitle or the regulations pro-
- mulgated under this subtitle.
- 17 "(C) The system includes a secondary contain-
- ment system capable of collecting and containing
- any leaks from the tank.
- 20 "(D) There is no discharge of fluid from the
- 21 system.
- 22 "(E) The system, including the secondary con-
- tainment system, is protected from rainfall.

1	"(F) When the system is dismantled or any ma-
2	trix or media used in the tank is replaced, if the ma-
3	trix or media contains any hazardous waste, the ma-
4	trix or media is treated, stored, or disposed of in ac-
5	cordance with this subtitle and regulations promul-
6	gated under this subtitle.

7 "(3) For purposes of this subsection, the term 'pes-

8 ticide rinse water degradation system' means a system for

9 treating or disposing of water used to rinse pesticide appli-

10 cation equipment.

11 "(4) This subsection shall apply with respect to pes-

12 ticide rinse water degradation systems in operation as of

13 January 1, 1987.".

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