

HOUSE RESEARCH

Bill Summary

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Subject: Landfill siting rules
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Overview

House File 3367 provides guidance to the Pollution Control Agency in preparing modifications of rules governing the siting of solid waste landfills and requirements of owners of those facilities to provide proof that they are financially capable of addressing environmental problems at their facilities following landfill closure.

Section

1 [116.97, subd. 4] Rules and standards. States that rules promulgated by the pollution control agency to govern the siting of solid waste landfills must establish criteria that prohibit their location on sites sensitive to groundwater contamination based on predicted minimum travel time of contaminants offsite and areas where karst is likely to develop. Testable or objective thresholds for these criteria must be specified in the rules.

The financial assurance and siting rule modifications do not apply to:

- landfills permitted before January 1, 2011, nor, for those facilities, to contiguous expansions or non-contiguous expansions within 600 yards of a permitted boundary;
- landfills that accept only construction and demolition waste; and
- landfills that accept only industrial waste that is wood, concrete, window glass, porcelain fixtures or shingles construction materials; or
- permit-by-rule disposal facilities.

2 [116.07, subd. 4h] Financial responsibility rules. Requires the agency to adopt rules requiring disposal facility owners to show proof of the owner's financial capability to respond to environmental problems caused by the facility for a minimum of 30 years after closure of a mixed municipal solid waste facility. (Current requirement is 30 years.)

- 3 **Solid waste facility financial assurance mechanisms; input.** Requires the agency to consult with experts on financial assurance issues regarding solid waste facilities within six months of the effective date of this bill.