

Subject Trichloroethylene ban

Authors Wazlawik

Analyst Bob Eleff

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Overview

H.F. 3376 bans trichloroethylene (TCE) use after January 1, 2022, and establishes requirements for temporary extensions and permanent waivers of the ban.

Summary

Section	Description
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1	[116.385] Trichloroethylene ban.
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Subd. 1. Definitions.

Subd. 2. Use prohibited. Prohibits trichloroethylene (TCE) use at any permitted facility after January 1, 2022, unless the commissioner grants a temporary extension to a facility to assess the feasibility of using an alternative chemical, or a waiver under subdivision 4. Requires the agency to incorporate the ban as an enforceable permit provision or a separate enforceable agreement.

While operating under an extension or waiver of the ban, a facility must comply with the Minnesota Department of Health's health-based value and health risk limit established for TCE.

Subd. 3. Replacement chemicals; installing pollution control equipment.

Facilities must demonstrate that chemicals replacing TCE are less toxic than TCE. If more than one replacement chemical is proposed, the agency must consider the less-toxic chemical.

Subd. 4. Exceptions. The agency may grant a waiver to the TCE ban if the facility demonstrates that: (1) TCE is used in a closed system, preventing emissions; (2) TCE is only being held at the facility for distribution to another party; or (3) it is a hospital or academic medical facility.



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