

HOUSE BILL 1508

M3

0lr3485

By: **Delegate Rudolph**

Introduced and read first time: March 4, 2010

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Coal Combustion By-Products – Disposal Sites**

3 FOR the purpose of prohibiting the Department of the Environment from issuing a
4 certain permit to install a certain refuse disposal system that would accept
5 certain coal combustion by-products for disposal if the refuse disposal system
6 would be located in or adjacent to a certain critical area; altering the application
7 of a certain definition; and generally relating to the disposal of coal combustion
8 by-products.

9 BY repealing and reenacting, with amendments,
10 Article – Environment
11 Section 9–289(a)
12 Annotated Code of Maryland
13 (2007 Replacement Volume and 2009 Supplement)

14 BY adding to
15 Article – Environment
16 Section 9–290
17 Annotated Code of Maryland
18 (2007 Replacement Volume and 2009 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article – Environment**

22 9–289.

23 (a) (1) In this [section] **PART**, “coal combustion by-product” means the
24 residue generated by or resulting from the burning of coal.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (2) “Coal combustion by-product” includes:
- 2 (i) Fly ash;
- 3 (ii) Bottom ash;
- 4 (iii) Boiler slag;
- 5 (iv) Pozzolan, as defined in § 15-407 of this article; and
- 6 (v) Solid residuals removed by air pollution control devices from
- 7 the flue gas and combustion chambers of coal-burning furnaces and boilers.

8 **9-290.**

9 **THE DEPARTMENT MAY NOT ISSUE A PERMIT UNDER THIS TITLE TO**

10 **INSTALL A NEW REFUSE DISPOSAL SYSTEM THAT WOULD ACCEPT COAL**

11 **COMBUSTION BY-PRODUCTS FOR DISPOSAL IF THE REFUSE DISPOSAL SYSTEM**

12 **WOULD BE LOCATED IN OR ADJACENT TO A CRITICAL AREA, AS DEFINED UNDER**

13 **§ 8-1802 OF THE NATURAL RESOURCES ARTICLE.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect

15 October 1, 2010.