



ARIZONA STATE SENATE
Fifty-First Legislature, First Regular Session

FACT SHEET FOR S.B. 1465

solid waste facilities; general permit

Purpose

Exempts holders of general permits from certain Arizona Department of Environmental Quality (ADEQ) requirements for solid waste facilities.

Background

The ADEQ is responsible for the implementation and enforcement of solid and hazardous waste laws. ADEQ's management of solid waste is codified in A.R.S. Title 49, Chapter 4 and Arizona Administrative Code Title 18, Chapter 13. ADEQ statute and rules governing solid waste facilities consist of a permitting function for individual sites, an inspection and compliance function, and a number of registration and licensing functions.

Certain types of solid waste facilities are also required to have a solid waste facility plan that outlines how the facility is run, how it stores the waste and how it operates. The following types of facilities are subject to solid waste facility plan approval by ADEQ: solid waste land disposal facilities, bio-solids processing facilities, medical waste facilities, special waste facilities, municipal solid waste landfills and commercial or government-owned household waste composting facilities (A.R.S. § 49-762).

Laws 2011, Chapter 220, permitted ADEQ to establish general permits, by rule, for solid waste operators. A general permit covers the regulation and enforcement of ADEQ requirements for a defined class of facilities, activities or practices. The permit may only be issued if: the issuance of individual permits would not otherwise provide any additional public health or environmental benefit; facilities and activities of one licensee are substantially similar; and adequate regulation would be accomplished through a general permit. The ADEQ Director may revoke the general permit if the licensee is in substantial noncompliance with the permit's conditions or if the above conditions of a general permit are no longer met.

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Exempts facilities that obtain and maintain coverage under an ADEQ general permit from the following:
 - a) ADEQ rules for solid waste facilities for individually permitted solid waste facilities;
 - b) Requirements to submit a solid waste facility plan to ADEQ;
 - c) Compliance with provisions of 40 C.F.R. 257.

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2. Makes technical and conforming changes.
3. Becomes effective on the general effective date.

Prepared by Senate Research

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