

104TH CONGRESS
1ST SESSION

H. R. 102

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 4, 1995

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 any person owning or operating a pesticide rinse water
2 degradation system that meets the criteria set forth in
3 paragraph (2) is not subject to the requirement to obtain
4 a permit under this section for the treatment or disposal
5 of 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 biological
10 degradation to treat or dispose of pesticide rinse
11 water.

12 “(B) The system contains an above-ground
13 tank or double-walled tank that can be inspected for
14 leaks and that is a tank within the meaning of such
15 term as used in this subtitle or the regulations promulgated
16 under this subtitle.

17 “(C) The system includes a secondary containment
18 system capable of collecting and containing
19 any leaks from the tank.

20 “(D) There is no discharge of fluid from the
21 system.

22 “(E) The system, including the secondary containment
23 system, is protected from rainfall.

24 “(F) When the system is dismantled or any matrix or media
25 used in the tank is replaced, if the ma-

1 trix or media contains any hazardous waste, the ma-
2 trix or media is treated, stored, or disposed of in ac-
3 cordance with this subtitle and regulations promul-
4 gated under this subtitle.

5 “(3) For purposes of this subsection, the term ‘pes-
6 ticide rinse water degradation system’ means a system for
7 treating or disposing of water used to rinse pesticide appli-
8 cation equipment.

9 “(4) This subsection shall apply with respect to pes-
10 ticide rinse water degradation systems in operation as of
11 January 1, 1987.”.

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