

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

February 28, 2024
Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

SB24-150 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, line 3, strike "incineration" and substitute
2 "combustion".

3 Page 2, line 17, strike "incinerate" and substitute "combust".

4 Page 2, line 20, strike "**incinerate**" and substitute "**combust**".

5 Page 3, strike lines 1 through 9 and substitute:

6 (a) "BIOCHAR" MEANS A CHARCOAL THAT IS PRODUCED BY
7 PYROLYSIS OF BIOMASS AND THAT MAY BE USED AS A SOIL AMENDMENT.

8 (b) "BIOSOLIDS" HAS THE MEANING SET FORTH IN SECTION
9 25-8-103 (1.4).

10 (c) "COMBUSTION UNIT" MEANS A MUNICIPAL WASTE COMBUSTION
11 UNIT, AS DEFINED IN 40 CFR 60.2977, OR OTHER SOLID WASTE
12 INCINERATION (OSWI) UNIT, AS DEFINED IN 40 CFR 60.2977, THAT
13 COMBUSTS MUNICIPAL SOLID WASTE.

14 (d) "COMMISSION" MEANS THE SOLID AND HAZARDOUS WASTE
15 COMMISSION CREATED IN SECTION 25-15-302 (1)(a).

16 (e) "CREMATORY INCINERATOR" MEANS ANY INCINERATOR
17 DESIGNED AND USED SOLELY FOR THE BURNING OF ANATOMICAL
18 PATHOLOGICAL WASTE, WHICH INCINERATOR MAY ALSO BURN INCIDENTAL
19 ITEMS NORMALLY CREMATED AS PART OF THE FUNERAL PROCESS, OR AS
20 OTHERWISE DEFINED BY AIR QUALITY CONTROL COMMISSION RULE."

21 Reletter succeeding paragraphs accordingly.

22 Page 3, strike lines 12 through 15.

1 Reletter succeeding paragraphs accordingly.

2 Page 3, line 16, strike "(I)".

3 Page 3, strike lines 19 through 21.

4 Reletter succeeding paragraph accordingly.

5 Page 4, line 3, after "TO" insert "EXCLUSIVELY".

6 Page 4, strike line 5 and substitute "COMPOST, BIOSOLIDS, AND BIOCHAR;".

7 Page 4, line 6, strike "OR".

8 Page 4, strike line 7 and substitute:

9 "(III) AIR CURTAIN INCINERATORS USED FOR WILDFIRE MITIGATION
10 OR INCINERATION OF THE MATERIALS LISTED IN 40 CFR 60.2888 (b)(1) TO
11 (b)(4);

12 (IV) UNITS THAT COMBUST CONTRABAND OR PROHIBITED GOODS,
13 AS DEFINED IN 40 CFR 60.2887 (p);

14 (V) UNITS OPERATING AS A CREMATORY INCINERATOR;

15 (VI) BURN-OFF OVENS USED IN THE CLEANING OR PREPARATION OF
16 PARTS OR EQUIPMENT FOR REFURBISHMENT OR REBUILDING, IF PERMITTED
17 BY AIR QUALITY CONTROL COMMISSION RULES; OR

18 (VII) GOVERNMENT-OWNED OR -OPERATED CONTROLLED
19 DETONATION CHAMBERS USED FOR THE SAFE DESTRUCTION OF MUNITIONS
20 OR EXPLOSIVE MATERIALS."

21 Page 4, line 10, strike "INCINERATION" and substitute "COMBUSTION".

22 Strike "AN INCINERATION" and substitute "A COMBUSTION" on: **Page 3**,
23 line 26; and **Page 4**, line 15.

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