
HOUSE BILL 1826

State of Washington

65th Legislature

2017 Regular Session

By Representatives Fitzgibbon, Orcutt, Smith, Tharinger, and Ortiz-Self

Read first time 01/31/17. Referred to Committee on Environment.

1 AN ACT Relating to exempting certain innovative activities
2 relying on recycled carbon fiber materials from solid waste handling
3 facility permit requirements; amending RCW 70.95.170; and adding a
4 new section to chapter 70.95 RCW.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.95
7 RCW to read as follows:

8 (1) A permit under RCW 70.95.170 is not required for research and
9 development activities intended to evaluate, develop, or demonstrate
10 potential new or improved beneficial use, reuse, or recycling methods
11 or technologies for cured or uncured fiber-reinforced composite
12 materials that are consistent with this section.

13 (2) In order to be exempt from solid waste facility permit
14 requirements, the activities must be conducted by qualified persons
15 in controlled laboratory, bench scale, or pilot study conditions and
16 take place at:

17 (a) The facility at which the materials are generated;

18 (b) Another facility owned or operated by the generator of the
19 materials;

1 (c) An institution of higher education as defined in RCW
2 28B.10.016 or a higher education institution as defined in RCW
3 28B.07.020;

4 (d) A technology center whose primary expertise and purpose is
5 research and development related to the recycling or addition of
6 value to used composite materials;

7 (e) A facility owned or operated by the storm water technical
8 resource center established pursuant to RCW 90.48.545; or

9 (f) A public or private laboratory or facility contracted by a
10 generator or the operator of an institution or facility that is
11 eligible under (a) through (e) of this subsection.

12 (3) A permit under RCW 70.95.170 is not required for the
13 separation, collection, transport, or transfer of the materials
14 described in subsection (1) of this section in support of the exempt
15 activities described in subsection (2) of this section.

16 (4) Any excess or residual materials described in subsection (1)
17 of this section that remain after the activities conducted in
18 subsection (2) of this section, and all solid waste generated during
19 those activities, must be handled consistent with all applicable
20 requirements of this chapter that are not exempted under this
21 section.

22 (5) Nothing in this section relieves a person from any obligation
23 under any federal, state, or local law other than the obligation to
24 obtain a permit under RCW 70.95.170.

25 **Sec. 2.** RCW 70.95.170 and 2009 c 178 s 4 are each amended to
26 read as follows:

27 Except as provided otherwise in RCW 70.95.300, 70.95.305,
28 70.95.306, 70.95.310, ~~((~~or~~))~~ 70.95.330, or section 1 of this act,
29 after approval of the comprehensive solid waste plan by the
30 department, no solid waste handling facility or facilities shall be
31 maintained, established, or modified until the county, city, or other
32 person operating such a site has obtained a permit pursuant to RCW
33 70.95.180 or 70.95.190.

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