

SESSION OF 2005

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2052

As Recommended by House Committee on
Environment

Brief*

HB 2052 would amend the definition of “clean rubble” in the definition section of the solid waste statutes. Under the bill, the term would mean the following types of construction and demolition waste: concrete, concrete products, including reinforcing steel, asphalt pavement, brick, rock, and uncontaminated soil as defined in rules and regulations adopted by the Secretary of Health and Environment.

Background

This bill was requested by a spokesperson from the Kansas Department of Health and Environment. At the hearing on the bill, the only conferee was from the Department. The conferee indicated to the members of the Committee that the bill was intended to provide flexibility in the way that lowly contaminated soil may be managed. The conferee stated that as the current law is written, soils that present little or no risk may not be used as beneficial fill, but instead must be landfilled. The conferee stated that the bill would afford the agency the opportunity to define “uncontaminated soil” as soil that actually contains low levels of contamination, if it can be demonstrated that risks to human health and the environment are acceptable.

There were no opponents to the bill.

The fiscal note on the bill states that the Department of Health and Environment believes that if acceptable clean-up procedures established in the agency’s manuals are followed, there would be no fiscal effect.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

