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SENATE BILL 5460

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State of Washington

52nd Legislature

1991 Regular Session

By Senator Williams.

Read first time January 31, 1991. Referred to Committee on Energy & Utilities.

1 AN ACT Relating to permits for the treatment, storage, or disposal  
2 of hazardous wastes, including substances composed of both radioactive  
3 and hazardous components; amending RCW 70.105.109; and declaring an  
4 emergency.

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

6 **Sec. 1.** RCW 70.105.109 and 1987 c 488 s 2 are each amended to read  
7 as follows:

8 (1) The department of ecology may regulate all hazardous wastes,  
9 including those composed of both radioactive and hazardous components,  
10 to the extent it is not preempted by federal law.

11 (2) A facility, or unit within such a facility, shall not treat,  
12 store, or dispose of transuranic mixed hazardous waste which is not  
13 generated at the facility until a final status permit is issued for  
14 such facility or unit pursuant to the requirements of this chapter and  
15 the federal resource conservation and recovery act, 42 U.S.C. Sec. 6901

1 et seq. In addition, the department of ecology shall not authorize any  
2 unit within such a facility to receive transuranic mixed hazardous  
3 waste not generated at the facility until such facility is in full  
4 compliance with final status permit standards and requirements as  
5 determined by the department.

6 (3) Nothing in subsection (2) of this section affects the  
7 applicability, enforceability, or implementation of the Hanford federal  
8 facility agreement and consent order, as amended, or other existing  
9 agreements, obligations, or orders of the department.

10 (4) For purposes of this section, "transuranic mixed hazardous  
11 waste" means waste composed of both hazardous and transuranic  
12 radioactive components in concentrations greater than one hundred  
13 nanocuries per gram (nCi/g).

14 NEW SECTION. Sec. 2. If any provision of this act or its  
15 application to any person or circumstance is held invalid, the  
16 remainder of the act or the application of the provision to other  
17 persons or circumstances is not affected.

18 NEW SECTION. Sec. 3. This act is necessary for the immediate  
19 preservation of the public peace, health, or safety, or support of the  
20 state government and its existing public institutions, and shall take  
21 effect immediately.