


NEBRASKA Good Life. Great Resources. Department of Environment and Energy

Fall SWANA 2019

Nebraska Department of Environment and Energy

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Proposed Regulation Changes to Title 132 – *Integrated Solid Waste Management Regulations*

1. Adopt Federal Coal Combustion Residuals (CCR) Rule to replace Chapter 4 Fossil Fuel Combustion Ash state program
2. Move & Streamline Paunch Regs from Title 126 to 132, treat as partial exception facilities
3. Implement Executive Order (EO) 17-04


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- April 17, 2015: CCR final rule published
 - CCR to be managed under Subtitle D (solid waste)
 - No state or EPA permit programs created; citizen suits as primary means of legal enforcement
- December 16, 2016: Water Infrastructure Improvement Act for the Nation (WIIN) passed
- August 2017: EPA issues Interim Final CCR State Permit Program Guidance Document
- March 1, 2018: proposed rule allowing states to establish alternative performance standards

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Paunch relocation & streamlining

- Maintain distinction between dedicated & non-dedicated paunch land application sites
- Treat non-dedicated sites as partial exception facilities under Title 132, Ch. 2, 003
- Maintain permit req't for dedicated sites where storage activity or large volumes are involved
- Streamlined compliance program focused on the prevention of offsite impacts

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EO 17-04 – Regulatory Reform

- Avoid repetition of state statutes
- Incorporate federal regulations by reference rather than adopt verbatim
- Reduce formal legal jargon
- Consolidate & streamline similar content in fewer sections and chapters
- Keep enforceable regulations; move advisory regulations to guidance documents

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NDEE Agency Changes



The New NDEE Offices in Fallbrook in Northwest Lincoln along Highway 34

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NDEE Assistance Program

What Compliance Assistance Questions can Erik Or I answer for you on Solid Waste Compliance or Permitting?

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