

Amendment to HB 566-FN

1 Amend the bill by replacing all after the enacting clause with the following:

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3 1 New Paragraph; Landfill Permit; Leachate Management Plan Required. Amend RSA 149-M:9  
4 by inserting after paragraph V-a the following new paragraph:

5 V-b. The department shall not issue operating approval for a new landfill or landfill  
6 expansion, unless the department makes a positive determination that the permit application  
7 includes a detailed plan for leachate management that provides for safe and effective management of  
8 leachate throughout the entire life of the facility, including the post-closure period. The leachate  
9 management plan shall include, at minimum, a description of how leachate will be collected and  
10 stored on-site, if and how it will be treated on-site, how it will be transported off-site, the location  
11 and type of disposal processing, a statement of the projected frequency of leachate transports per  
12 week, and contingency plans for capacity constraints. The leachate management plan shall also  
13 include details of all contractual arrangements between the applicant and at least 2 facilities that  
14 will be engaged in the transport and the processing of the leachate. The contractual arrangements  
15 shall demonstrate that the expected daily production of leachate can and will be transported off-site  
16 in a manner that will minimize the possibility of on-site contamination, and that there will be  
17 sufficient capacity to process the leachate anticipated to be generated at the facility. To respond to  
18 changing conditions, a facility permitted under this section may renegotiate or terminate its  
19 contractual arrangements during the operating life of the permitted landfill provided that the new  
20 contractual arrangements are filed with the department and otherwise meet the conditions of this  
21 paragraph.

22 2 Effective Date. This act shall take effect 60 days after its passage.