

2009 SESSION

INTRODUCED

093901228

SENATE BILL NO. 865

Offered January 14, 2009

Prefiled December 29, 2008

*A BILL to amend the Code of Virginia by adding a section numbered 10.1-1402.02, relating to the use of coal combustion by-product in a flood plain.*

Patron—Edwards

Referred to Committee on Agriculture, Conservation and Natural Resources

**Be it enacted by the General Assembly of Virginia:**

**1. That the Code of Virginia is amended by adding a section numbered 10.1-1402.02 as follows:**

*§ 10.1-1402.02. Use, reuse, or reclamation of coal combustion by-product in a flood plain.*

*Notwithstanding any other provision of this article, for any project proposed after July 1, 2009, the Board shall not exclude or exempt from the definition of solid waste or any solid waste permitting requirements the use, reuse, or reclamation of unamended coal combustion by-product as structural fill in an area designated as a 100-year flood plain as defined in § 10.1-600.*

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