SENATE FLOOR AMENDMENTS

2020 Regular Session

Amendments proposed by Senator Lambert to Engrossed House Bill No. 869 by Representative Carrier

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AMENDMENT NO. 1

2 3	Delete the set of Senate Committee Amendments proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 28, 2020.
4	AMENDMENT NO. 2
5 6 7	On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 30:2011(D)(24)(e), 2018(C), and 2154(C) and to repeal R.S. 30:2180(D)(4), relative to solid waste"
8	AMENDMENT NO. 3
9	On page 1, line 7, change "30:2018(C) is" to "30:2011(D)(24)(e), 2018(C), and 2154(C) are"
10	AMENDMENT NO. 4
11	On page 1, between lines 7 and 8 insert the following:
12 13	"§2011. Department of Environmental Quality created; duties; powers; structure
14 15	D. The secretary shall have the following powers and duties: * * *
16	(24)
17	* * *
18	(e) The provisions of this Paragraph shall not apply to the construction or
19	operation of a medical waste incinerator which is permitted pursuant to the
20	provisions of R.S. 30:2154(C) or 30:2180(D)(4) .
21	
22	AMENDMENT NO. 5
23	On page 1, delete line 10 and insert the following:
24 25	"C. The department may, and if requested, shall, shall conduct a public hearing on"
26	AMENDMENT NO. 6
27	On page 1, delete lines 12 and 13, and insert the following:
28	"Any public hearing on the environmental assessment statement, whether requested
29	or at the discretion of the department, may be combined with a public hearing on
30	the"
31	AMENDMENT NO. 7
32	On page 2, delete line 6 in its entirety and insert the following:
33 34	"§2154. Powers; duties; restrictions; prohibitions; penalties
35	C.(1) Notwithstanding any other provision of the law to the contrary, the
36	secretary shall not may only issue any permit or promulgate any rule or regulation
37	which would allow the construction or operation of a medical waste incinerator
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1	disposal facility of any type in this state until such rules and regulations are
2	specifically authorized by law.
3	(2) The prohibition in this Subsection shall not apply to the regulation or
4	permitting of any such facility possessing a permit or interim permit on April 16,
5	1990 nor to an application which was pending and had not been denied prior to July
6	1, 1990.
7	(3) In no event shall any such permit be issued without after prior notification
8	of legislators representing the area which includes the site of the facility, or the
9	proposed site of the facility and after a prior public hearing in that area.
10	(4) (2) The department shall promulgate necessary rules and regulations, in
11	accordance with the Administrative Procedure Act, for the permitting of medical
12	waste incinerator disposal facilities within one hundred eighty days after being
13	specifically authorized by law.
14	* * *
15	Section 2. R.S. 30:2180(D)(4) is hereby repealed in its entirety."