

**CS FOR HOUSE BILL NO. 185(RES)**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-SEVENTH LEGISLATURE - FIRST SESSION**

**BY THE HOUSE RESOURCES COMMITTEE**

**Offered: 3/29/11**

**Referred: Rules**

**Sponsor(s): REPRESENTATIVE TAMMIE WILSON**

**A BILL**

**FOR AN ACT ENTITLED**

1   **"An Act relating to an exemption from authorizations that may be required by the**  
2   **Department of Environmental Conservation for the firing or other use of munitions on**  
3   **active ranges."**

4   **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5    \* **Section 1.** AS 46.03.100(e) is amended to read:

6                   (e) This section does not apply to

7                               (1) a person discharging only domestic sewage into a publicly owned  
8                   treatment works;

9                               (2) disposals subject to regulation under AS 31.05.030(e)(2);

10                              (3) injection projects permitted under AS 31.05.030(h);

11                             (4) discharges of solid or liquid waste material or water discharges  
12                   from the following activities if the discharge is incidental to the activity and the  
13                   activity does not produce a discharge from a point source, as that term is defined in  
14                   regulations adopted under this chapter, into any waters of the United States:

(A) mineral drilling, trenching, ditching, and similar activities;

(B) landscaping;

(C) water well drilling and geophysical drilling; or

(D) drilling, ditching, trenching, and similar activities

associated with facility construction and maintenance or with road or other transportation facility construction and maintenance; however, the exemption provided by this subparagraph does not relieve a person from obtaining a prior authorization under this section if the drilling, ditching, trenching, or similar activity will involve the removal of the groundwater, stormwater, or wastewater runoff that has accumulated and is present at an excavation site for facility, road, or other transportation construction or maintenance and a prior authorization is otherwise required by this section;

(5) bilge pumping, unless the bilge product pumped may be expected to yield an oily sludge, emulsion, or sheen on the surface of any water of the state;

(6) cooling water discharges from a boat or vessel into any surface water of the state; or

(7) the firing or other use of munitions in training activities conducted on active ranges, including active ranges operated by the United States Department of Defense or a United States military agency or service, unless otherwise regulated under 33 U.S.C. 1251 - 1376 (Federal Water Pollution Control Act), as amended [IT RESULTS IN A DISCHARGE INTO WATERS OF THE UNITED STATES].