

HOUSE BILL NO. 185

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE TAMMIE WILSON

Introduced: 3/10/11

Referred: Resources

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, unless it results in a discharge into waters **regulated under 33 U.S.C. 1251 - 1376 (Federal Water Pollution Control Act)** [OF THE UNITED STATES].