

Crosswalk for 567 IAC 102, Division II, Land Application

This document is to show where the provisions of the draft rule are found in the current rule. For ease of use, the DNR is focusing on substantive revisions within this document, and will not individually highlight minor revisions made for solely for clarification purposes.

Subject	Proposed rule citation	Existing rule Citation	Description of change
Purpose applicability and compliance	567-102.100	567-121.4(1)	No substantive changes
Definitions	567- 101	567-121.2	All existing definitions will be moved to 567-100 and incorporated by reference along with definitions in 455B.301. This is consistent with all other solid waste rules.
Land application of water supply sludge	567-102.102	567-121.5(1)	Reworded for clarity
Waste eligible for land application	567-102.103(1)	567-121.4(1)	No substantive changes
<ul style="list-style-type: none"> Toxic constituents 	567-102.103(2)	567-121.6(1) <i>b</i> 567-121.121.7(1) <i>a</i> (12)	No substantive changes
<ul style="list-style-type: none"> Other toxic constituents 	567-102.103(3)	567-121.6(1) <i>b</i>	No substantive changes
<ul style="list-style-type: none"> Sodium 	567-102.103(4)	567-121.6(1) <i>d</i>	No substantive changes
<ul style="list-style-type: none"> Pathogens 	102.103(5)	567-121.6(1) <i>e</i>	No substantive changes
<ul style="list-style-type: none"> Organic compounds 	102.103(6)	567-121.6(1) <i>f</i>	No substantive changes
<ul style="list-style-type: none"> Assimilation 	102.103(7)	567-121.6(1) <i>g</i>	No substantive changes
Application site restrictions			
<ul style="list-style-type: none"> Soil types 	102.104(1)	567-121.6(1) <i>a</i> (2)	No substantive changes
<ul style="list-style-type: none"> pH 	102.104(2)	567-121.6(1) <i>a</i> (3) 567-121.7(1) <i>c</i> (2)	No substantive changes
<ul style="list-style-type: none"> Slope 	102.104(3)	121.6(1) <i>a</i> (5)	Allows for exceptions in permit; does not require injection on the contour if site exceeds soil loss limits.
<ul style="list-style-type: none"> Flooding 	102.104(4)	121.6(1) <i>a</i> (6)	No substantive changes
<ul style="list-style-type: none"> Frozen or snow-covered ground 	102.104(5)	121.6(1) <i>a</i> (7) 121.7(1) <i>c</i> (4)	Reworded for clarity and to allow exceptions in permit
<ul style="list-style-type: none"> Set back distances 	102.104(6)	121.6(1) <i>i</i>	No substantive changes

<ul style="list-style-type: none"> • Crops for human consumption 	102.104(7)	121.6(1)/(6)	Clarified to require 14 months between application and harvest.
<ul style="list-style-type: none"> • Limited to one generator per year 	102.104(8)		This is not specifically articulated in the current rule.
Operating Requirements			
<ul style="list-style-type: none"> • Application near water 	102.105(1)	121.6(1)a(8)	No substantive changes
<ul style="list-style-type: none"> • Application within 2 months of harvest or grazing, public access 	102.105(2)	121.6(1)/(7) 121.7(1)c(1)	No substantive changes
<ul style="list-style-type: none"> • Putrescible waste application 	102.105(3)	121.6(1)h	Reworded for clarity
<ul style="list-style-type: none"> • Potential for runoff 	102.105(4)	121.7(1)c	No substantive changes
<ul style="list-style-type: none"> • Macronutrients 	102.105(5)	121.6(1)c	Reworded for clarity
<ul style="list-style-type: none"> • Staging waste 	102.105(6)		This is not specifically articulated in the current rule. It has been added to provide clarity.
<ul style="list-style-type: none"> • Waste supplied to third party 	102.105(7)	121.6(1)/(1) thru 121.6(1)/(3)	No substantive changes
<ul style="list-style-type: none"> • Record keeping 	102.105(8)	121.6(1)/(4) 121.7(1)c(8)	No substantive changes
Permit exemption			
<ul style="list-style-type: none"> • Maximum application rate 	102.106(1)	121.6(1)a(1)	No substantive changes
<ul style="list-style-type: none"> • Staging waste prior to application 	102.106(2)		This is not specifically articulated in the current rule. It has been added to clarify that when storage at site takes place a permit is needed.
<ul style="list-style-type: none"> • Notification 	102.106(3)	121.6(1)m	Reworded for clarity.
Permit			
<ul style="list-style-type: none"> • Application 	102.107(1)	121.7(1)a	Revised to remove unneeded or redundant requirements,
<ul style="list-style-type: none"> • Reporting 	102.107(2)	121.7(1)c(8)	Reworded for clarity.
<ul style="list-style-type: none"> • Temporary storage 	102.107(3)		The only requirement specifically articulated in the current rule for storage is the need for financial assurance. This revision will clearly state the requirements and allows for storage at consolidation sites which has not been allowed in the past.

Financial Assurance	102.108	121.8	Rather than reiterating all of the financial assurance requirements in each solid waste chapter, each program area that requires financial assurance will reference 567 – 101.707. There is no substantive change.
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Portions of the rule that have been removed:

- 121.7(1)*b* Additional requirements for land application sites.
- 121.7(2) Waste pesticides
- 121.7(3) Other Wastes