

State of Minnesota

H. F. No. 2387

2.1 (1) is produced from organic waste that is manually or mechanically separated from  
2.2 mixed municipal solid waste; and

2.3 (2) has not been distributed for end use as specified in a compost distribution plan  
2.4 approved by the commissioner under Minnesota Rules, part 7035.2836, subpart 7.

2.5 (b) Mechanically separated organic waste or digestate may be managed within a separate  
2.6 industrial solid waste landfill cell constructed with a liner that meets the requirements of  
2.7 subtitle D of the federal Resource Conservation and Recovery Act, as specified in Code of  
2.8 Federal Regulations, title 40, section 258.40.

2.9 (c) Organic waste managed under paragraph (b) may be removed from an industrial  
2.10 solid waste landfill cell for composting.

2.11 (d) Residuals or other by-products from organic waste that is manually or mechanically  
2.12 separated from mixed municipal solid waste or from anaerobically digested organic waste  
2.13 is no longer mixed municipal solid waste.

2.14 **EFFECTIVE DATE.** This section is effective the day following final enactment.