

**7041.0300 APPLICABILITY AND EXCLUSIONS.**

Subpart 1. **Applicability.** Except as provided in subpart 2, item I, the requirements of this chapter apply to any person who prepares sewage sludge that is applied to the land, to any person who applies sewage sludge to the land, to sewage sludge applied to the land (including sewage sludge remaining in a treatment works that is a wastewater treatment pond when the pond is emptied or ceases to be used to receive wastewater), and the land on which sewage sludge is applied.

Subp. 2. **Exclusions.** This chapter does not establish requirements for:

A. processes used to treat domestic sewage or for processes used to treat sewage sludge such as thickening, stabilization, and dewatering prior to final application to the land, except as provided in parts 7041.1300 and 7041.1400. Treatment processes do not include storage;

B. the use or disposal of sludge generated at an industrial facility during the treatment of industrial wastewater, including sewage sludge generated during the treatment of industrial wastewater combined with domestic sewage;

C. the use or disposal of sewage sludge determined to be hazardous according to Code of Federal Regulation, title 40, part 261;

D. the use or disposal of sewage sludge with a concentration of polychlorinated biphenyls (PCBs) equal to or greater than 50 milligrams per kilogram of total solids (dry weight basis);

E. the use or disposal of ash generated during the firing of sewage sludge in a sewage sludge incinerator;

F. the use or disposal of grit, for example, sand, gravel, cinders, or other materials with a high specific gravity, or screenings, for example, relatively large materials such as rags, generated during preliminary treatment of domestic sewage in a treatment works;

G. the use or disposal of sludge generated during the treatment of either surface water or groundwater used for drinking water;

H. a material derived from exceptional quality sewage sludge; and

I. the land application or storage of domestic, commercial, industrial septage, a mixture of domestic septage and commercial septage, or a mixture of domestic septage and industrial septage unless the domestic septage or mixture is generated or stored at a treatment works, in which case it is subject to the requirements of this chapter.

**Statutory Authority:** *MS s 116.07*

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