

1 H.837

2 Introduced by Representatives Gannon of Wilmington and Sibilica of Dover

3 Referred to Committee on

4 Date:

5 Subject: Conservation and development; solid waste; recycling; food residuals;
6 hazardous waste

7 Statement of purpose of bill as introduced: This bill proposes to clarify that a
8 farm may accept food residuals for management but shall not be required to
9 obtain a solid waste management facility certification or a solid waste
10 commercial hauler permit for the purposes of managing or transporting food
11 residuals. In addition, the bill would provide that a solid waste management
12 entity that consists of only one town shall be required to hold only one
13 household hazardous waste collection event per year.

14 An act relating to solid waste management

15 It is hereby enacted by the General Assembly of the State of Vermont:

16 Sec. 1. 10 V.S.A. § 6605k is amended to read:

17 § 6605k. FOOD RESIDUALS; MANAGEMENT HIERARCHY

18 (a) It is the policy of the State that food residuals collected under the
19 requirements of this chapter shall be managed according to the following order
20 of priority uses:

- 1 (1) reduction of the amount generated at the source;
- 2 (2) diversion for food consumption by humans;
- 3 (3) diversion for agricultural use, including consumption by animals;
- 4 (4) composting, land application, and digestion; and
- 5 (5) energy recovery.

6 (b) A person who produces more than an amount identified under
7 subsection (c) of this section in food residuals and is located within 20 miles of
8 a certified organics management facility or a farm that has available capacity
9 and that is willing to accept the food residuals shall:

10 (1) ~~Separate~~ separate food residuals from other solid waste, provided
11 that a de minimis amount of food residuals may be disposed of in solid waste
12 when a person has established a program to separate food residuals and the
13 program includes a component for the education of program users regarding
14 the need to separate food residuals; and

15 (2) ~~Arrange~~ arrange for the transfer of food residuals to a location that
16 manages food residuals in a manner consistent with the priority uses
17 established under subdivisions (a)(2)-(5) of this section or shall manage food
18 residuals on site.

19 * * *

20 (d) As used in this section, "farm" means a parcel or parcels of land
21 owned, leased, or managed by a person and devoted primarily to farming as

1 that term is defined in section 6001 of this title. A farm accepting food
2 residuals under this section shall not be required to obtain a solid waste facility
3 certification under section 6605 of this title or a commercial hauler permit
4 under section 6607a of this title for the purposes of managing food residuals.

5 Sec. 2. 24 V.S.A. § 2202a(c) is amended to read:

6 (c)(1) On or before July 1, 1988, each municipality, as defined in
7 subdivision 4303(12) of this title, shall join or participate in a solid waste
8 management district organized pursuant to chapter 121 of this title on or before
9 January 1, 1988 or participate in a regional planning commission's planning
10 effort for purposes of solid waste implementation planning, as implementation
11 planning is defined in 10 V.S.A. § 6602.

12 * * *

13 (4) A regional plan or a solid waste implementation plan shall include a
14 component for the management of nonregulated hazardous wastes.

15 * * *

16 (D) At a minimum, this plan component shall include the following:

17 (i) an analysis of preferred management strategies that identifies
18 advantages and disadvantages of each option;

19 (ii) an ongoing educational program for schools and households,
20 promoting the priorities of this subsection (c);

1 (iii) an educational and technical assistance program for exempt
2 small quantity generators that provides information on the following: use and
3 waste reduction; preferred management strategies for specific waste streams;
4 and collection, management, and disposal options currently or potentially
5 available;

6 (iv) a management program for household hazardous waste,
7 provided that a solid waste management district that consists of only one town
8 shall be required to hold only one household hazardous waste collection event
9 per year;

10 * * *

11 Sec. 3. EFFECTIVE DATE

12 This act shall take effect on passage.