

Act 148. An Act Relating to Establishing Universal Recycling of Solid Waste: Required Actions and Status of Implementation

Act 148 Sec. & V.S.A. Sec.	Required Action	Due Date or Implementation Schedule	Status
Sec. 2 10 V.S.A. § 6604(a)	ANR shall readopt a State solid waste management plan	Nov. 1, 2013	State Materials Management Plan adopted in June of 2014 available at http://dec.vermont.gov/sites/dec/files/wmp/SolidWaste/Documents/MMP_18June2014.pdf
Sec. 2 10 V.S.A. § 6604(b)	ANR shall report to the General Assembly with legislative options or recommendations	The beginning of each biennium	Submitted Jan. 3, 2017 available at http://legislature.vermont.gov/assets/Legislative-Reports/2017-01-03-DEC-Biennial-Solid-Waste-Report.pdf
Sec. 4 10 V.S.A. § 6605(j)	Solid waste facilities shall separate recyclable materials from solid waste	Phased in based on type of material: <ul style="list-style-type: none"> ○ Beginning July 1, 2014—collect mandated recyclables separate from other solid waste and deliver mandated recyclables to a facility maintained and operated for the management and recycling of mandated recyclables. ○ Beginning July 1, 2015—collect leaf and yard residuals separate from other solid waste and deliver leaf and yard residuals to locations that manage leaf and yard residuals in a manner consistent with statutory priority uses. ○ Beginning July 1, 2017—collect food residuals separate from solid waste and deliver food residuals to a location that manages food residuals in a manner consistent with statutory priority uses. 	Mandated recyclables and leaf and yard residuals requirements implemented. Food residuals requirement pending.
Sec. 6 10 V.S.A. § 6605k	Generators of food residuals shall separate food residuals from solid waste and manage it on site or arrange for transfer to a facility that manages the residuals according to the statutory priority uses	Phased in based on the tonnage of food residuals generated per year. <ul style="list-style-type: none"> ○ Beginning July 2014, a person who generates more than 104 tons per year. ○ Beginning July 1, 2015, a person generating more than 52 tons per year. ○ Beginning July 1, 2016, a person generating more than 26 tons per year. ○ Beginning July 1, 2017, a person generating more than 18 tons per year. ○ Beginning July 1, 2020, any person generating any amount. 	Phase in of July 2017 and July 2020 requirements pending.

Act 148 Sec. & V.S.A. Sec.	Required Action	Due Date or Implementation Schedule	Status
Sec. 7 10 V.S.A. § 6605 <i>l</i>	When a public building or public land provides a container for solid waste collection, an equal number of containers shall be provided for <u>mandated recyclables</u>	July 1, 2015	DEC sent letters to all municipalities regarding the requirements. Provided training at ANR's Municipal Day in 2013, 2014, 2015, and 2016.
Sec. 8 10 V.S.A. § 6607a(g)	Certified waste transporters shall collect solid waste to offer to collect recyclables	Phased in based on type of material: <ul style="list-style-type: none"> ○ Beginning July 1, 2015—collect <u>mandated recyclables</u> separate from other solid waste and deliver mandated recyclables to a facility maintained and operated for the management and recycling of mandated recyclables. ○ Beginning July 1, 2016—collect <u>leaf and yard residuals</u> separate from other solid waste and deliver leaf and yard residuals to locations that manage leaf and yard residuals in a manner consistent statutory with priority uses. ○ Beginning July 1, 2017—collect <u>food residuals</u> separate from solid waste and deliver food residuals to a location that manages food residuals in a manner consistent with statutory priority uses. 	Mandated recyclables and leaf and yard residuals implemented. Food residuals requirement pending
Sec. 10 10 V.S.A. § 6621a	Bans landfill disposal of certain material.	Phased in based on type of material: <ul style="list-style-type: none"> ○ 6621a(a)(6): Bans certain batteries, including batteries added by ANR by rule. ○ 6621a(a)(8): Bans mandated recyclable materials after July 1, 2015. ○ 6621a(a)(9): Bans leaf and yard residuals and wood waste after July 1, 2016. ○ 6621a(a)(11): Bans food residuals after July 1, 2020. 	See status of specific materials management in DEC's Biennial Solid Waste Report available at http://dec.vermont.gov/sites/dec/files/wmp/SolidWaste/Documents/MMP_18June2014.pdf
Sec. 11 24 V.S.A. § 2202a(d)	Municipal solid waste implementation plans (required for all municipalities) shall implement variable rate pricing (pay as you throw) for the collection of municipal solid waste	July 1, 2015	All municipalities have adopted variable rate pricing, some through solid waste districts.

Act 148 Sec. & V.S.A. Sec.	Required Action	Due Date or Implementation Schedule	Status
Sec. 12	<p>ANR report to General Assembly analyzing State waste system, including:</p> <ul style="list-style-type: none"> ○ An analysis of the type of waste. ○ A cost analysis of the entire state system and individual categories. ○ Local governance analysis—how municipalities address waste management and service provided. ○ Infrastructure analysis, including the necessary facilities and programs necessary to achieve priorities in the state and an assessment of landfill capacity. ○ Natural resources and environmental analysis—a narrative summary of impacts on the environment, including air quality, water quality, and aesthetics. ○ Legislative recommendations. 	November 2013	<p>Completed May 2013; received by General Assembly January 2014</p> <p>available at http://legislature.vermont.gov/assets/Documents/Reports/296742.PDF</p>
Sec. 14 Session Law	ANR shall submit to the General Assembly a report on the management of waste tires in the state, including an inventory of the problems	Jan. 15, 2013	<p>Submitted to General Assembly on Jan. 8, 2013</p> <p>available at http://dec.vermont.gov/sites/dec/files/wmp/SolidWaste/Documents/ScrapTireReportLegJan13.pdf</p>
Sec. 18 Session Law	ANR report to General Assembly regarding costs and benefits of expanding the beverage container redemption system	Nov. 1, 2013	Submitted as part of Waste Systems Report under Sec. 12.

Act 175. An Act Relating to Establishing Universal Recycling of Solid Waste: Required Actions and Status of Implementation

Act 175 Sec. & V.S.A. Sec.	Required Action	Due Date or Implementation Schedule	Status
Sec. 2 10 V.S.A. § 6605m	<p>A person producing 40 cubic yards or more of architectural waste¹ at a commercial project² located within 20 miles of a solid waste facility that recycles architectural waste shall:</p> <p>(1) arrange for the transfer of architectural waste from the project to a certified solid waste facility which shall be required to recycle the architectural waste or arrange for its reuse unless the facility demonstrates a lack of a market for recycling or reuse and a plan for reentering the market if reestablished; or</p> <p>(2) arrange for a method of disposition of the architectural waste that ANR deems appropriate as an end use.</p>	Jan. 1, 2015	<p>See status report in DEC's Architectural Waste Report, submitted Dec. 30, 2016</p> <p>available at http://legislature.vermont.gov/assets/Legislative-Reports/2016-12-30-DEC-Architectural-Waste-Report.pdf</p>
Sec. 3 Session law	ANR report to General Assembly regarding implementation of architectural waste recycling in the State.	Jan. 1, 2017	<p>Submitted Dec. 30, 2016</p> <p>available at http://legislature.vermont.gov/assets/Legislative-Reports/2016-12-30-DEC-Architectural-Waste-Report.pdf</p>
Sec. 7 Session law	<p>The Secretary of Natural Resources shall convene a Solid Waste Infrastructure Advisory Committee to review the current solid waste management infrastructure in the State, evaluate the sufficiency of existing solid waste management infrastructure to meet universal recycling requirements.</p> <p>The Solid Waste Infrastructure Advisory Committee shall submit its findings to the General Assembly.</p>	Report to the General Assembly due Jan. 15, 2015.	<p>Submitted to General Assembly Feb. 4, 2015</p> <p>available at http://legislature.vermont.gov/assets/Legislative-Reports/SWIAC-Report-FINAL.PDF</p>

¹ "Architectural waste" means discarded drywall, metal, asphalt shingles, clean wood, and plywood, and oriented strand board derived from the construction or demolition of buildings or structures. 10 V.S.A. § 6605m(1).

² "Commercial project" means construction, renovation, or demolition of a commercial building or of a residential building with two or more residential units. 10 V.S.A. § 6605m(2).