

Sec. X. LEGISLATIVE INTENT; PROTECTION OF WORKERS AND WORKFORCE

It is the intent of the General Assembly to ensure solid waste management transporters can manage and adapt to workforce shortage issues that may be related to COVID-19 and delay implementation of several requirements associated with the management of organics due to the loss of time during the state of emergency that haulers and generators would have used to prepare for the implementation of the statewide management of organics.

Sec. X1. 10 V.S.A. § 6605k(c) is amended to read:

§ 6605k. FOOD RESIDUALS; MANAGEMENT HIERARCHY

* * *

(c) The following persons shall be subject to the requirements of subsection (b) of this section:

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(5) beginning January 15, 2021 ~~July 1, 2020~~, any person who generates any amount of food residuals.

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Sec. X2. 10 V.S.A. § 6607a is amended to read:

§ 6607a. WASTE TRANSPORTATION

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(g)(1) Except as set forth in subdivisions (2), (3), and (4) of this subsection, a commercial hauler that offers the collection of municipal solid waste:

(A) Beginning on July 1, 2015, shall offer to 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.

(B) Beginning on January 15, 2021~~July 1, 2020~~, shall offer to nonresidential customers and apartment buildings with four or more residential units collection of food residuals separate from other solid waste and deliver to a location that manages food residuals in a manner consistent with the priority uses established under subdivisions 6605k(a)(2)-(5) of this title. Commercial haulers shall not be required to offer collection of food residuals if another commercial hauler provides collection services for food residuals in the same area and has sufficient capacity to provide service to all customers.

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Sec. X3. 10 V.S.A. § 6621a is amended to read:

§ 6621a. LANDFILL DISPOSAL REQUIREMENTS

(a) In accordance with the following schedule, no person shall knowingly dispose of the following materials in solid waste or in landfills:

* * *

(11) Food residuals after January 15, 2021 ~~July 1, 2020~~.

* * *

(c) Insofar as it applies to the operator of a solid waste management facility, the Secretary may suspend the application of this section to material specified in subdivision (a)(2), (3), (4), (5), ~~or~~

(6), (9), (10), or (11) of this section, or any combination of these, upon finding:

(1) that insufficient markets exist and adequate uses are not reasonably available to serve as an alternative to disposal; or

(2) disposal of materials banned from disposal under this section is appropriate to protect human health or the environment as a result of a state of emergency declared by the Governor.

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X4. TEMPORARY RELIEF FROM COLLECTION OF MANDATED RECYCLABLES

Notwithstanding 10 V.S.A. 6607a(g)(1)(A), a hauler is not required to collect or separate mandated recyclables for the duration of a declared state of emergency under 20 V.S.A. chapter 1 due to COVID-19.