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H.548

Introduced by Representatives Page of Newport City, Labor of Morgan,
Anthony of Barre City, Berbeco of Winooski, Brumsted of
Shelburne, Christie of Hartford, Dolan of Waitsfield, Donahue
of Northfield, Farlice-Rubio of Barnet, Galfetti of Barre Town,
Gregoire of Fairfield, Hango of Berkshire, Holcombe of
Norwich, Lalley of Shelburne, McCann of Montpelier, McGill
of Bridport, Peterson of Clarendon, Priestley of Bradford, Sims
of Craftsbury, Smith of Derby, Templeman of Brownington,
Torre of Moretown, and Wilson of Lyndon

Referred to Committee on

Date:

Subject: Conservation and development; solid waste; landfill disposal

Statement of purpose of bill as introduced: This bill proposes to ban from
landfill disposal solid waste, landfill leachate, septage, or sludge that is
generated in a municipality that does not have an approved implementation
plan or that is generated by a facility that lacks a certification from the
Secretary of Natural Resources.

An act relating to the landfill disposal of solid waste

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

2 Sec. 1. 10 V.S.A. § 6621a is amended to read:

3 § 6621a. LANDFILL DISPOSAL REQUIREMENTS

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

6 (1) Lead-acid batteries, after July 1, 1990.

7 (2) Waste oil, after July 1, 1990.

8 (3) White goods, after January 1, 1991. “White goods” include
9 discarded refrigerators, washing machines, clothes dryers, ranges, water
10 heaters, dishwashers, and freezers. Other similar domestic and commercial
11 large appliances may be added, as identified by rule of the Secretary.

12 (4) Tires, after January 1, 1992.

13 (5) Paint (whether water based or oil based), paint thinner, paint
14 remover, stains, and varnishes. This prohibition shall not apply to solidified
15 water-based paint in quantities of less than one gallon, nor shall this
16 prohibition apply to solidified water-based paint in quantities greater than one
17 gallon if those larger quantities are from a waste stream that has been subject
18 to an effective paint reuse program, as determined by the Secretary.

19 (6) Nickel-cadmium batteries, small sealed lead acid batteries,
20 nonconsumer mercuric oxide batteries, and any other battery added by the
21 Secretary by rule.

1 (7)(A) Labeled mercury-added products on or before July 1, 2007.

2 (B) Mercury-added products, as defined in chapter 164 of this title,
3 after July 1, 2007, except as other effective dates are established in that
4 chapter.

5 (8) Banned electronic devices. After January 1, 2011, computers;
6 peripherals; computer monitors; cathode ray tubes; televisions; printers;
7 personal electronics such as personal digital assistants and personal music
8 players; electronic game consoles; printers; fax machines; wireless telephones;
9 telephones; answering machines; videocassette recorders; digital versatile disc
10 players; digital converter boxes; stereo equipment; and power supply cords (as
11 used to charge electronic devices).

12 (9) Mandated recyclable materials after July 1, 2015.

13 (10) Leaf and yard residuals and wood waste after July 1, 2016.

14 (11) Food residuals after July 1, 2020.

15 (12) Covered household hazardous products after July 1, 2025.

16 (13) Solid waste, landfill leachate, septage, or sludge that is generated in
17 a municipality that does not have an approved implementation plan or is
18 generated by a facility that lacks a certification from the Secretary under this
19 chapter.

1 (b) This section shall not prohibit the designation and use of separate areas
2 at landfills for the storage or processing, or both, of material specified in this
3 section.

4 (c) Insofar as it applies to the operator of a solid waste management
5 facility, the Secretary may suspend the application of this section to material
6 specified in subdivision (a)(2), (3), (4), (5), or (6) of this section, or any
7 combination of these, upon finding that insufficient markets exist and adequate
8 uses are not reasonably available to serve as an alternative to disposal.

9 (d) The landfill disposal ban under subdivisions (a)(9)-(11) of this section
10 shall not apply to mandated recyclables, leaf and yard residuals, or food
11 residuals collected as part of a litter collection event operated or administered
12 by a nonprofit organization or municipality.

13 Sec. 2. 10 V.S.A. § 6605(b) is amended to read:

14 (b) Certification for a solid waste management facility, where appropriate,
15 shall:

16 (1) Specify the location of the facility, including limits on its
17 development.

18 (2) Require proper operation and development of the facility in
19 accordance with the engineering plans approved under the certificate.

1 Sec. 3. EFFECTIVE DATE

2 This act shall take effect on passage.