

Amendment to HB 413

1 Amend the title of the bill by replacing it with the following:

2  
3 AN ACT establishing a solid waste working group on solid waste management planning,  
4 relative to compost, and establishing a statewide solid waste disposal reduction goal.  
5

6 Amend the bill by replacing all after section 4 with the following:

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8 5 Solid Waste Disposal Reduction Goal. Amend RSA 149-M:2 to read as follows:

9 149-M:2 ***Solid*** Waste ***Disposal*** Reduction Goal.

10 I. The general court declares its concern that there are environmental and economic issues  
11 pertaining to the disposal of solid waste in landfills and incinerators. It is important to reserve  
12 landfill and incinerator capacity for solid wastes which cannot be reduced, reused, recycled or  
13 composted. ~~[The general court declares that the goal of the state, by the year 2000, is to achieve a 40~~  
14 ~~percent minimum weight diversion of solid waste landfilled or incinerated on a per capita basis.~~  
15 ~~Diversion shall be measured with respect to changes in waste generated and subsequently landfilled~~  
16 ~~or incinerated in New Hampshire. The goal of weight diversion may be achieved through source~~  
17 ~~reduction, recycling, reuse, and composting, or any combination of such methods.]~~ The general court  
18 discourages the disposal of recyclable materials in landfills or processing of recyclable materials in  
19 incinerators.

20 II. ~~[In exercising any and all powers conferred upon the department under this chapter, the~~  
21 ~~department shall use and consider criteria relevant to the waste reduction goal and disposal~~  
22 ~~hierarchy established in RSA 149-M:2 and 149-M:3. The department shall not take any action~~  
23 ~~relative to the 40 percent weight reduction goal which causes the municipalities organized under~~  
24 ~~RSA 53-A and 1986, 139 or RSA 53-B to violate or incur penalties under legal obligations existing on~~  
25 ~~June 26, 1990.]~~ ***The general court further declares a goal to reduce the quantity by weight of***  
26 ***solid waste disposed by 25 percent by the year 2030, and by 45 percent by the year 2050. For***  
27 ***the purposes of this goal, disposal reduction targets shall apply, on a combined basis, to***  
28 ***disposal of municipal solid waste and construction and demolition debris, and shall be***  
29 ***measured against baseline quantities of these wastes disposed of in the year 2018. For the***  
30 ***purposes of this goal only, municipal solid waste means solid waste generated at***  
31 ***residences, commercial or industrial establishments, and institutions, but excludes***  
32 ***automobile scrap and other motor vehicle waste, infectious waste, asbestos waste,***

1 *contaminated soil and other absorbent media, sludge, industrial process waste, and ash*  
2 *other than ash from household stoves. Disposal reduction may be achieved through source*  
3 *reduction as well as diversion including but not limited to reuse, recycling, and*  
4 *composting. For the purposes of this section "goal" shall not establish a mandate.*

5 *III. In exercising any and all powers conferred upon the department under this*  
6 *chapter, the department shall use and consider criteria relevant to the disposal reduction*  
7 *goal and solid waste management hierarchy established in this section and RSA 149-M:3.*  
8 *The department shall not take any action relative to the reduction goal which causes the*  
9 *municipalities organized under RSA 53-A and 1986, 139 or RSA 53-B to violate or incur*  
10 *penalties under legal obligations existing on June 26, 1990.*

11 6 State Solid Waste Disposal Reduction Goal. Amend the introductory paragraph of RSA 149-  
12 M:29, II to read as follows:

13 II. ~~[At least every]~~ **Beginning** October 1, **2023** ~~[of every odd-numbered]~~ **and every odd-**  
14 **numbered** year **thereafter**, the department shall prepare a report on the level of achievement in  
15 reaching the ~~[40 percent diversion]~~ goal established in RSA 149-M:2 and on proposed strategies for  
16 achieving the goal and any proposed changes to the goal. The report shall contain information  
17 regarding:

18 7 State Solid Waste Plan. Amend RSA 149-M:29, I to read as follows:

19 I. Beginning October 1, ~~[1998]~~ **2022**, *in accordance with the state waste planning*  
20 *update schedule requirements of this section dating to October 1, 1998*, and every ~~[6]~~ **10** years  
21 thereafter, the department shall update the state's solid waste plan, *which shall be made*  
22 *available for public review and comment before final publication, and which shall*  
23 *contain, at minimum, the following elements:*

24 (a) *Goals, strategies, and actions to reduce solid waste generation through*  
25 *source reduction, to increase diversion through methods such as reuse, recycling and*  
26 *composting, and to achieve the state's solid waste disposal reduction goal, with such efforts*  
27 *incorporating the principles of the solid waste management hierarchy established in RSA*  
28 *149-M:3.*

29 (b) *Discussion of opportunities to reduce solid waste generation through source*  
30 *reduction and increase diversion through methods such as recycling and composting.*

31 (c) *Goals, strategies, and actions necessary to maintain and ensure adequate*  
32 *disposal capacity for management of waste generated in New Hampshire.*

33 8 Effective Date.

34 I. Section 4 of this act shall take effect November 1, 2026.

35 II. Sections 5 through 7 of this act shall take effect 60 days after its passage.

36 III. The remainder of this act shall take effect upon its passage.

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AMENDED ANALYSIS

This bill:

- I. Establishes a solid waste working group on solid waste management planning.
- II. Requires the department of environmental services to make certain rules regarding compost.
- III. Establishes a statewide solid waste disposal reduction goal.