

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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SENATE BILL 265

Short Title: Prohibit DOT From Burning.

(Public)

Sponsors: Senators Kinnaird; Allran, Clodfelter, Forrester, Gulley, Lee, Lucas, Martin of Guilford, Miller, Odom, Shaw of Cumberland, and Warren.

Referred to: Transportation.

February 27, 2001

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE LAWS REGARDING NONHAZARDOUS SOLID
2 WASTE MANAGEMENT BY PROHIBITING THE DEPARTMENT OF
3 TRANSPORTATION FROM BURNING YARD TRASH AND OTHER
4 ORGANIC SOLID WASTE IN HIGHWAY CONSTRUCTION AND
5 MAINTENANCE PROJECTS AND REQUIRING THE DEPARTMENT OF
6 TRANSPORTATION TO RECYCLE OR REUSE THIS WASTE.
7

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 130A-309.14(f) is amended by adding a new subdivision
10 to read:

11 "(3) The Department of Transportation shall not, in highway construction
12 and maintenance projects, burn or contract to burn yard trash and other
13 organic solid waste but shall recycle or reuse, or contract to recycle or
14 reuse, this waste. The Department of Transportation may satisfy this
15 subdivision by source separating the yard trash and other organic solid
16 waste and transporting it to a solid waste area that provides and
17 maintains separate yard trash composting facilities."

18 **SECTION 2.** This act becomes effective July 1, 2001, and applies to
19 contracts entered into on or after that date by the Department of Transportation for the
20 construction and maintenance of highways.