**GENERAL ASSEMBLY OF NORTH CAROLINA**
**SESSION 2017**

**S** **1**

# SENATE BILL 469

| | | |
|---|---|---|
| Short Title: | Preserve Municipal Solid Waste Capacity. | (Public) |
| Sponsors: | Senator Brown (Primary Sponsor). | |
| Referred to: | Rules and Operations of the Senate | |

March 30, 2017

A BILL TO BE ENTITLED

AN ACT TO CONSERVE MUNICIPAL SOLID WASTE LANDFILL CAPACITY BY PREVENTING THE ENACTMENT OF CERTAIN FLOW CONTROL MEASURES.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 130A-309.09B(a) reads as rewritten:

"(a) Each unit of local government shall establish and maintain a solid waste reduction program. The following requirements shall apply:

(1) Demolition debris consisting of used asphalt or used asphalt mixed with dirt, sand, gravel, rock, concrete, or similar nonhazardous material may be used as fill and need not be disposed of in a permitted landfill or solid waste disposal facility, provided that demolition debris may not be placed in the waters of the State or at or below the seasonal high water table.

(2) Repealed by Session Laws 1991, c. 621, s. 8.

(3) Units of local government are encouraged to separate marketable plastics, glass, metal, and all grades of paper for recycling prior to final disposal and are further encouraged to recycle yard trash and other organic solid waste into compost available for agricultural and other acceptable uses.

<u>(4)</u> <u>Notwithstanding G.S. 130A-291(b), units of local government shall not, by ordinance or otherwise, prohibit the disposal of construction and demolition debris in any sanitary landfill permitted for the disposal of construction and demolition debris.</u>"

**SECTION 2.** This act is effective when it becomes law.