CONFIDENTIAL

LEGISLATIVE BILL REVIEW FORM: 2015

Bill Number: S.100 **Name of Bill:** Unnamed

Agency/ Dept: ANR/ Env. Conservation **Author of Bill Review:** Mia Roethlein

Date of Bill Review: 2/24/2015 **Related Bills and Key Players** Sen. ~~Rogers~~ Rodgers

Status of Bill: (check one): X Upon Introduction _____ As passed by 1st body _____ As passed by both

Recommended Position:

_____ Support X Oppose _____ Remain Neutral _____ Support with modifications identified in #8 below

Analysis of Bill

1. Summary of bill and issue it addresses.

With the adoption of the new State Materials Management Plan, all Solid Waste Management Entities (whether town, alliance or district) must provide convenient access to Household Hazardous Waste collection events or a permanent HHW facility, with access to either 4 events or a permanent HHW facility by 2019. All residents and Conditionally Exempt Generators (CEGs)(small businesses) must have access to at least one HHW event or facility within 15 miles each year by Year 4 (2018) of their SWIP. Sharing or partnering with other nearby events or facilities is allowed to meet the convenience provision. This bill would reduce the number of events to two for those entities with less than 1000 households.

2. Is there a need for this bill?

There is not a need for this bill. Municipalities have options to join a solid waste district in order to share access to HHW services and consolidate resources; independent towns are choosing to operate individually. In addition, towns can choose to operate cooperatively with other nearby towns/districts to share resources and services. The intent of the MMP is to reduce toxicity in the waste stream and improve service options that would be consistent for all VT residents and CEG businesses no matter what region they reside in.

3. What are likely to be the fiscal and programmatic implications of this bill for this Department?

The Department will need to keep track of independent towns who might be eligible for this exemption and explain to residents and CEGs (small businesses) of those towns why they have limited access to HHW services as compared to all of the other towns, alliances and districts who will offer the increased number of events or access to a facility as outlined in the MMP. This would show a lack of consistency on the part of the Department and create and unfair playing field for the solid waste management entities who meet the full requirements of the MMP. It also might encourage the dismantling of solid waste districts as towns will opt to become independent in order to meet fewer requirements.

4. What might be the fiscal and programmatic implications of this bill for other departments in state government, and what is likely to be their perspective on it?

Other state agencies should not be impacted by this bill.

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5. **What might be the fiscal and programmatic implications of this bill for others, and what is likely to be their perspective on it?** (*for example, public, municipalities, organizations, business, regulated entities, etc)*

If passed, this bill could reduce the cost of some small towns; however, it could promote additional towns leaving solid waste districts in order to reduce cost even though it will reduce in less services for their residents.

6. **Other Stakeholders:**

   6.1 Who else is likely to support the proposal and why?
   Independent towns with less than 1000 households, such as Canaan, Barton, and Salisbury.

   6.2 Who else is likely to oppose the proposal and why?
   Solid Waste Districts who are tasked with providing comprehensive services at increased costs while towns who choose to remain independent do not have to provide the same level of comprehensive services.

7. **Rationale for recommendation:** *Justify recommendation stated above.*

The MMP was adopted through the state rule making process. It provides a more consistent level of baseline services for all Vermonters and promotes more convenience for the collection of the most toxic items in our waste stream. There is flexibility on how the provisions can be implemented, by allowing towns to share HHW collection events to meet the provisions.

8. **Specific modifications that would be needed to recommend support of this bill***:* *Not meant to rewrite bill, but rather, an opportunity to identify simple modifications that would change recommended position.*
   ANR does not support this bill.

9. **Gubernatorial appointments to board or commission?**

Commissioner has reviewed this document: _____ ***Date:*** 2/27/15

Secretary has reviewed this document: _____ ***Date:*** 3/2/15

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