

Amendment to SB 379-FN

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

2

3 AN ACT establishing the solid waste management fund and grant program.

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5 Amend the bill by replacing all after the enacting clause with the following:

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7 1 New Chapter; Solid Waste Management Fund. Amend RSA by inserting after chapter 149-Q
8 the following new chapter:

9

CHAPTER 149-R

10

SOLID WASTE MANAGEMENT FUND

11

12 149-R:1 Findings and Purpose. The general court finds that the proper and integrated
13 management of solid waste under RSA 149-M, including the enhancement of waste and waste
14 diversion methods, has become a matter of great concern. The general court hereby declares that
15 the purpose of RSA 149-R is to assist communities, businesses, and the general public with their
16 efforts to improve solid waste reduction and diversion activities.

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149-R:2 Definitions. In this chapter:

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I. "Commissioner" means the commissioner of the department of environmental services.

18

II. "Department" means the department of environmental services.

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III. "Fund" means the solid waste management fund established under RSA 149-R:3.

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IV. "Solid waste" means solid waste as defined in RSA 149-M:4, XXII.

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149-R:3 New Hampshire Solid Waste Management Fund and Grant Program Established.

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I. There is hereby established the New Hampshire solid waste management fund to be used
23 for the purposes of this chapter.

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II. This non-lapsing, revolving special fund is hereby continuously appropriated to be
25 expended by the department in accordance with this chapter. The state treasurer shall invest the
26 moneys deposited in accordance with RSA 6:8. Any earnings on fund moneys shall be added to the
27 fund.

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149-R:4 Purpose and Use of the Fund.

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I. The fund shall be used to provide matching grant funding to New Hampshire
30 municipalities, private entities, and businesses for projects that will provide a demonstrated,
31 significant improvement in waste diversion methods and contribute to a reduction of wastes,

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1 including hazardous waste materials, requiring disposal, including a regional or municipal materials
2 recovery facility operated by a public or private entity, and other regional recycling efforts.

3 II. The fund may be used to hire consultants, contractors, or to pay other necessary expenses
4 directly associated with approved activities in this chapter.

5 III. The department is authorized to solicit funds from the United States Environmental
6 Protection Agency or other agencies that are targeted for making grants consistent with this section.
7 Such funds, when received, may be deposited into the fund, and shall be used for the purposes
8 described in this chapter.

9 149-R:5 Rulemaking. The commissioner shall adopt rules, after public hearing and pursuant to
10 RSA 541-A, relative to administering matching grants pursuant to RSA 149-R:4, I.

11 149-R:6 Biennial Report. The department shall include in its a biennial report required under
12 RSA 149-M:29, II, information relative to the activities and finances of the solid waste management
13 fund.

14 2 Administration of Solid Waste Management Fund RSA 149-M:6, XI is repealed and reenacted
15 to read as follows:

16 XI. Administer the provisions of RSA 149-R.

17 3 New Subparagraph; New Hampshire Solid Waste Management Fund. Amend RSA 6:12, I(b)
18 by inserting after subparagraph (382) the following new subparagraph:

19 (383) Moneys deposited in the New Hampshire solid waste management fund
20 established in RSA 149-R:3.

21 4 New Subparagraph; Information in Biennial Report. Amend RSA 149-M:29, II by inserting
22 after subparagraph (i) the following new subparagraph:

23 (j) The activities and finances of the solid waste management fund, as required by RSA
24 149-R:6.

25 5 Repeal. RSA 149-M:7, VII, relative to rulemaking relative to the out-of-state waste disposal
26 surcharge, is repealed.

27 6 Effective Date. This act shall take effect July 1, 2022.

2022-0826s

AMENDED ANALYSIS

This bill:

- I. Establishes the solid waste management fund.
- II. Repeals the existing surcharge on out-of-state waste.