

SENATE BILL 768

M3

3lr1989
CF HB 609

By: **Senator Carter (By Request – Baltimore City Administration)**

Introduced and read first time: February 6, 2023

Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Waste Haulers – Reporting Requirement**

3 FOR the purpose of requiring a certain waste hauler to submit a report on waste disposal
4 activities to a certain county in a certain manner on or before a certain date each
5 year; establishing a certain penalty for a violation of this Act; providing for the
6 enforcement of this Act; providing for the distribution of certain penalties; and
7 generally relating to reporting requirements for waste haulers.

8 BY repealing and reenacting, without amendments,

9 Article – Environment

10 Section 9–1705

11 Annotated Code of Maryland

12 (2014 Replacement Volume and 2022 Supplement)

13 BY adding to

14 Article – Environment

15 Section 9–1705.1

16 Annotated Code of Maryland

17 (2014 Replacement Volume and 2022 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

20 **Article – Environment**

21 9–1705.

22 (a) Beginning on July 1, 1990, and biannually thereafter, each county which has
23 not achieved the percentage of reduction in its solid waste stream required by this article
24 shall, as a part of its solid waste plan update, provide a report to the Department which
25 shall include:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (1) The total amount, by weight, of solid waste collected;
- 2 (2) The total amount, by weight, of solid waste disposed of at solid waste
3 acceptance facilities;
- 4 (3) The amount and types of materials recycled;
- 5 (4) The methods of disposal of solid waste used, other than recycling; and
- 6 (5) The percentage reduction in the solid waste stream that has been
7 achieved.

8 (b) A county that has achieved the percentage of solid waste stream reduction
9 required by this article shall provide the report described in subsection (a) of this section to
10 the Department annually, on a calendar year basis.

11 (c) All reports shall be provided within 90 days after the close of the annual or
12 biannual reporting period.

13 **9-1705.1.**

14 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
15 INDICATED.

16 (2) "WASTE" MEANS:

17 (I) SOLID WASTE;

18 (II) ORGANIC MATERIAL CAPABLE OF BEING COMPOSTED; AND

19 (III) RECYCLABLE MATERIALS.

20 (3) "WASTE HAULER" MEANS A PERSON THAT IS CONTRACTED TO
21 COLLECT OR HAUL WASTE.

22 (B) (1) TO ASSIST THE COUNTY IN THE PREPARATION OF THE REPORTS
23 REQUIRED UNDER § 9-1705 OF THIS PART, ON OR BEFORE MARCH 1 EACH YEAR,
24 EACH WASTE HAULER THAT SOLD, TRANSFERRED, OR OTHERWISE DISPOSED OF
25 WASTE TO A FACILITY OR DISPOSAL SITE LOCATED IN THE COUNTY SHALL SUBMIT
26 TO THE COUNTY A REPORT ON WASTE DISPOSAL ACTIVITIES FOR THE IMMEDIATELY
27 PRECEDING CALENDAR YEAR.

28 (2) A REPORT SUBMITTED UNDER PARAGRAPH (1) OF THIS
29 SUBSECTION SHALL:

1 **(I) BE SUBMITTED ON A FORM THAT THE COUNTY PROVIDES;**

2 **(II) INCLUDE THE NAME AND LOCATION OF EACH FACILITY OR**
3 **DISPOSAL SITE IN WHICH WASTE WAS DISPOSED, INCLUDING THE AMOUNT AND TYPE**
4 **OF WASTE DISPOSED OF AT EACH FACILITY OR DISPOSAL SITE; AND**

5 **(III) INCLUDE ANY OTHER INFORMATION REQUIRED BY THE**
6 **COUNTY.**

7 **(C) A WASTE HAULER THAT VIOLATES THIS SECTION IS SUBJECT TO A CIVIL**
8 **PENALTY NOT EXCEEDING \$50 FOR EACH DAY ON WHICH THE VIOLATION EXISTS.**

9 **(D) AN ENFORCEMENT UNIT, OFFICER, OR OFFICIAL OF A COUNTY,**
10 **MUNICIPALITY, OR ANY OTHER LOCAL GOVERNMENT MAY ENFORCE THIS SECTION.**

11 **(E) ANY PENALTIES COLLECTED UNDER SUBSECTION (C) OF THIS SECTION**
12 **SHALL BE PAID TO THE COUNTY, MUNICIPALITY, OR OTHER LOCAL GOVERNMENT**
13 **THAT BROUGHT THE ENFORCEMENT ACTION.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2023.