

SENATE BILL NO. 316—SENATORS DENIS AND MANENDO

MARCH 18, 2013

JOINT SPONSOR: ASSEMBLYMAN OHRENSCHALL

Referred to Committee on Commerce, Labor and Energy

SUMMARY—Revises provisions relating to materials recovery facilities. (BDR 54-1067)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to contractors; requiring contractors to dispose of solid waste at a materials recovery facility under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill requires a contractor to dispose of certain solid waste produced by
2 construction, demolition or similar work at a materials recovery facility that has
3 been approved to operate pursuant to regulations of the State Environmental
4 Commission, if such a facility is located within 30 miles of the site of the work.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 624 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. A contractor who undertakes the construction, alteration,*
4 *repair, maintenance or demolition of any building, structure or*
5 *other work of improvement shall dispose of the solid waste*
6 *resulting from the work at a materials recovery facility, if a*
7 *materials recovery facility is located within 30 miles of the site of*
8 *the work.*

9 *2. As used in this section, “materials recovery facility” means*
10 *a solid waste management facility that provides for the extraction*



1 *from solid waste of recyclable materials, materials suitable for use*
2 *as a fuel or soil amendment, or any combination of those*
3 *materials, and that has been approved to operate in accordance*
4 *with regulations adopted by the State Environmental Commission*
5 *pursuant to NRS 444.560. The term does not include:*

6 *(a) A facility that receives only recyclable materials that have*
7 *been separated at the source of waste generation if further*
8 *processing of the materials generates less than 10 percent waste*
9 *residue by weight on an annual average;*

10 *(b) A salvage yard for the recovery of used motor vehicle parts;*

11 *(c) A facility that receives, processes or stores only concrete,*
12 *masonry waste, asphalt pavement, brick, uncontaminated soil or*
13 *stone for the recovery of recyclable materials; or*

14 *(d) A facility that recovers less than 10 percent by weight of the*
15 *recyclable material from the solid waste received on an annual*
16 *average.*

17 **Sec. 2.** 1. There is hereby appropriated from the State
18 General Fund to the Legislative Fund the sum of \$10,000 for the
19 purpose of contracting with a consultant to conduct a study
20 concerning the promotion of the use of materials recovery facilities.
21 The study must include, without limitation, an assessment of the
22 economic and environmental impacts of a program for requiring the
23 disposal of solid waste resulting from the work of a contractor who
24 undertakes the construction, alteration, repair, maintenance or
25 demolition of any building, structure or other work of improvement
26 in this State.

27 2. Any remaining balance of the appropriation made by
28 subsection 1 must not be committed for expenditure after June 30,
29 2015, by the entity to which the appropriation is made or any entity
30 to which money from the appropriation is granted or otherwise
31 transferred in any manner, and any portion of the appropriated
32 money remaining must not be spent for any purpose after
33 September 18, 2015, by either the entity to which the money was
34 appropriated or the entity to which the money was subsequently
35 granted or transferred, and must be reverted to the State General
36 Fund on or before September 18, 2015.

