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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY  
CORPORATION

Introduced By: Senators Sosnowski, and Walaska

Date Introduced: March 13, 2013

Referred To: Senate Environment & Agriculture

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 23-19-11 of the General Laws in Chapter 23-19 entitled "Rhode  
2 Island Resource Recovery Corporation" is hereby amended to read as follows:

3 **23-19-11. Planning requirements.** -- Planning responsibilities of the corporation shall  
4 include, but not be limited to:

5 (1) The preparation of a statewide resource recovery system development plan which  
6 will indicate the location, type, and size of solid waste management facilities, including without  
7 limitation, transfer stations, waste processing facilities, and ultimate disposal facilities which may  
8 be required to serve the future needs of the state and its municipalities through the development  
9 of an integrated statewide resource recovery system for the effective management of solid waste;

10 (2) The plan shall be in conformity with the applicable provisions of the state guide plan;

11 (3) The plan will be subject to amendment;

12 (4) In developing the plan, the corporation will assure that:

13 (i) The orderly extension of future solid waste facilities and management systems are  
14 provided for in a manner consistent with the needs and plans of the whole area, and in a manner  
15 consistent with the state departments of health and environmental management rules and  
16 regulations for locating and operating solid waste facilities;

17 (ii) All aspects of planning, zoning, population estimates, engineering, and economics  
18 are taken into consideration to delineate with all practical precision those portions of the area

1 which may reasonably be expected to be served by a given time frame, as determined by the  
2 corporation;

3 (iii) Appropriate time schedules are set for the phasing in of the required component  
4 parts of the system.

5 (iv) Future solid waste disposal facilities shall be regional in size and emphasize the  
6 geographic and political nature of the surrounding area.

7 (5) In the interim prior to the completion of the statewide plan, the corporation is  
8 authorized to develop component facilities as may be required to carry out the purposes of this  
9 chapter; provided, however, upon completion of the plan, all projects of the corporation  
10 undertaken thereafter shall be in conformity with the plan; and

11 (6) The corporation shall cooperate with the department of environmental management  
12 and other state and local agencies in the development of a comprehensive statewide solid waste  
13 management plan, of which the corporation's statewide resource recovery system development  
14 plan shall be a component part. Nothing in this chapter shall be interpreted as limiting the  
15 authority of the department of environmental management to prepare a statewide, comprehensive,  
16 solid waste management plan, including, but not limited to, any plan required by any federal law,  
17 rules, or regulations to meet federal requirements that may be conditions precedent to receiving  
18 federal assistance.

19 ~~(7) The plan shall not include incineration of solid waste.~~

20 ~~(8)~~ (7) The plan shall limit the use of landfills to providing temporary backup or bypass  
21 disposal capacity and residue disposals from waste processing facilities. The plan shall also seek  
22 to minimize landfilling of any type of waste and phase out the use of landfills for waste disposal.

23 ~~(9)~~ (8) The plan shall include composting of yard waste and other appropriate organic  
24 wastes.

25 ~~(10)~~ (9) The plan shall consider the financial feasibility of modifying, curtailing, or  
26 supplanting the provisions of chapter 19.1 of this title in light of the requirements for waste  
27 processing facilities.

28 ~~(11)~~ (10) The plan shall primarily rely on a system of waste processing facilities.

29 ~~(12)~~ (11) The plan shall provide that the corporation actively pursue research and  
30 develop new uses for materials recovered from solid waste to maximize revenue from recycled  
31 materials.

32 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY  
CORPORATION

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- 1           This act would eliminate the prohibition on inclusion of incineration of solid waste in the
- 2   statewide resource recovery system development plan.
- 3           This act would take effect upon passage.

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