

ORIGINAL HOUSE
BILL NO. HB0055

ENROLLED ACT NO. 37, HOUSE OF REPRESENTATIVES

SIXTY-THIRD LEGISLATURE OF THE STATE OF WYOMING
2015 GENERAL SESSION

AN ACT relating to environmental quality; amending requirements for the municipal solid waste remediation program and municipal solid waste cease and transfer program to require the use of accounting principles as specified; requiring landfills enrolled in either program to account for liabilities associated with municipal solid waste landfilling as specified; amending provisions of the municipal solid waste remediation program pertaining to credits for remediation and monitoring work performed before the inception of the program as specified; repealing conflicting provisions; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 35-11-532(c) (intro), 35-11-534(c) (viii) (intro) and 35-11-535(c) (intro), (ii), (iii), (iv) and by creating a new paragraph (v) are amended to read:

35-11-532. Municipal solid waste facility operator financial responsibility; penalties.

(c) Municipal solid waste facility operators shall employ ~~generally accepted~~ accounting principles, ~~including the recognition of~~ pursuant to the Uniform Municipal Fiscal Procedures Act, W.S. 16-4-101 through 16-4-125, which recognize liabilities associated with:

35-11-534. Program criteria; requirements for local operator.

(c) To be eligible for enrollment under the program, the local operators of a leaking municipal solid waste landfill shall:

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(viii) Employ ~~generally accepted~~ accounting principles in managing all solid waste facilities under the control of the local operator or political subdivision, ~~including the recognition of~~ pursuant to the Uniform Municipal Fiscal Procedures Act, W.S. 16-4-101 through 16-4-125, which recognize liabilities associated with:

35-11-535. Municipal solid waste landfill remediation account; authorized expenditures from the account.

(c) ~~Pursuant to subsection (d) of this section,~~ In addition to expenditures from the account authorized by W.S. 35-11-534(a), the department shall ~~reimburse~~ issue a credit in an amount not to exceed the local operator's twenty-five percent (25%) share required by W.S. 35-11-534(c)(v) of the total cost of eligible remediation and monitoring activities provided in W.S. 35-11-534(a), for past remediation and monitoring expenses incurred by the local operator as specified in this subsection. The department shall issue credits under this subsection for costs incurred by a local operator ~~who performed for~~ remediation and monitoring activities from the account if:

(ii) The remediation and monitoring activities were initiated ~~between~~ after July 1, 2006; ~~and December 31, 2012;~~

(iii) The local operator of a municipal solid waste landfill provides the department with an accurate accounting of the costs of remediation and monitoring activities conducted at the municipal solid waste landfill ~~between~~ after July 1, 2006 and ~~December 31, 2012~~ the department determines that those remediation and monitoring activities would be eligible for funding if they had been performed under the program; ~~and~~

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(iv) The local operator conducts additional remediation and monitoring activities at the leaking municipal solid waste landfill which are eligible for funding under W.S. 35-11-534(a) on or after July 1, 2013;~~;~~
and

(v) A credit issued under this subsection shall not exceed an amount equal to seventy-five percent (75%) of the cost incurred by the local operator for eligible remediation and monitoring activities after July 1, 2006.

Section 2. W.S. 35-11-535(d) is repealed.

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Section 3. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk