

SWANA Spring Conference 2016 Legislative Update



Braswell Consulting, LLC



Statehouse Lobby



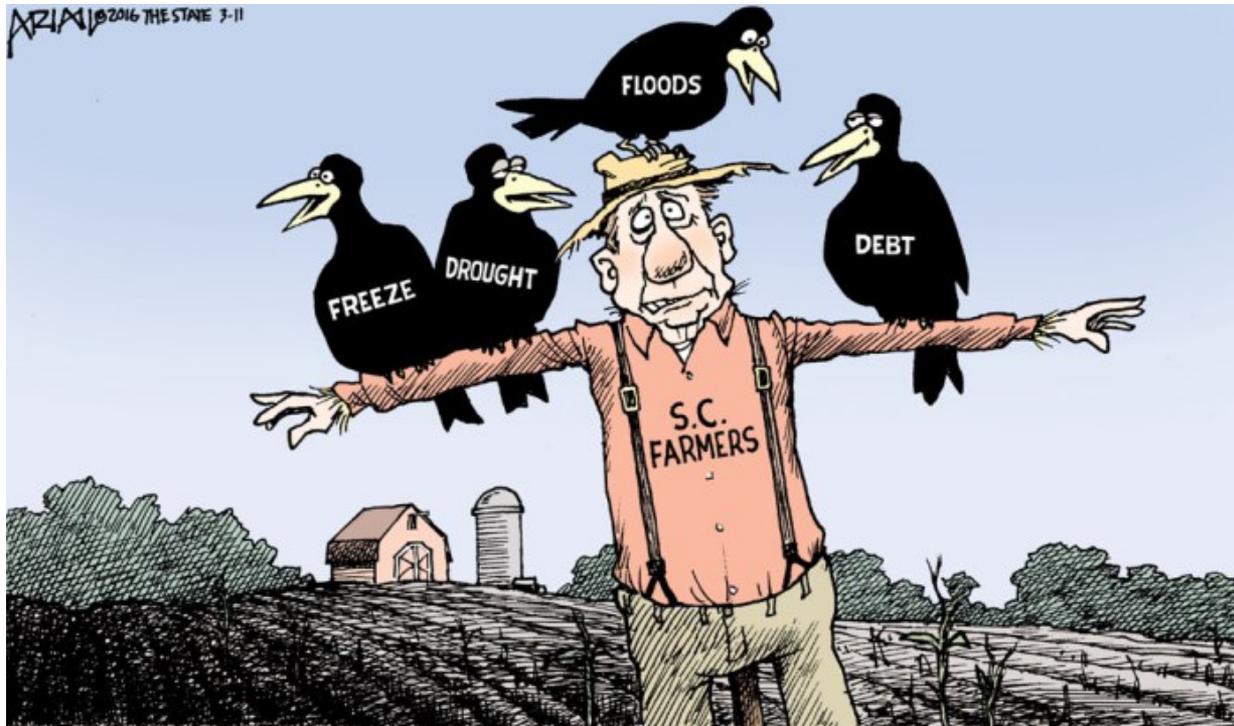
Senate



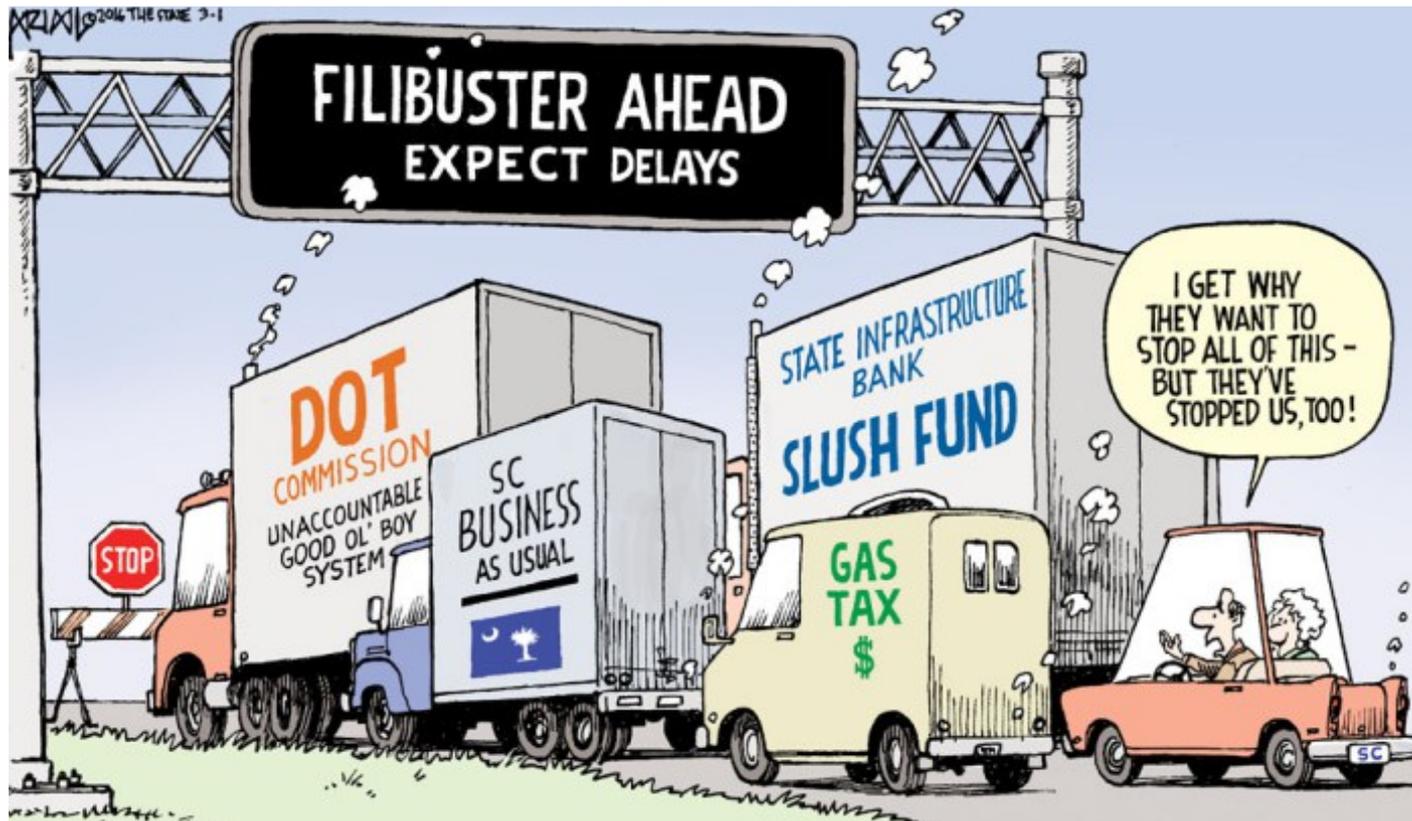
House of Representatives



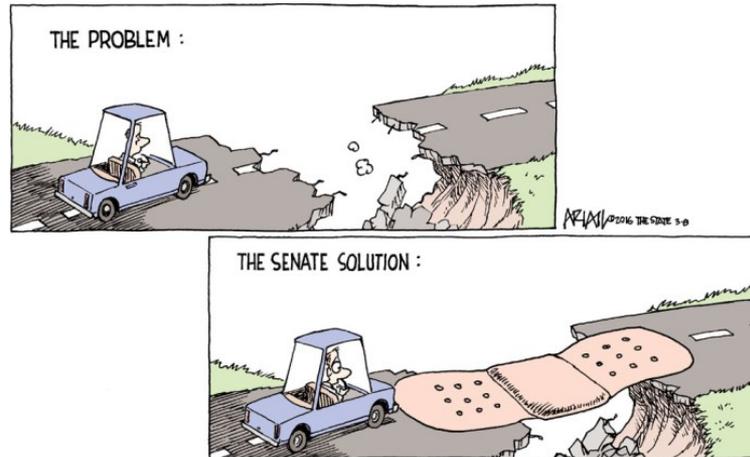
Farm Flood Assistance



Roads Bill



Roads Bill



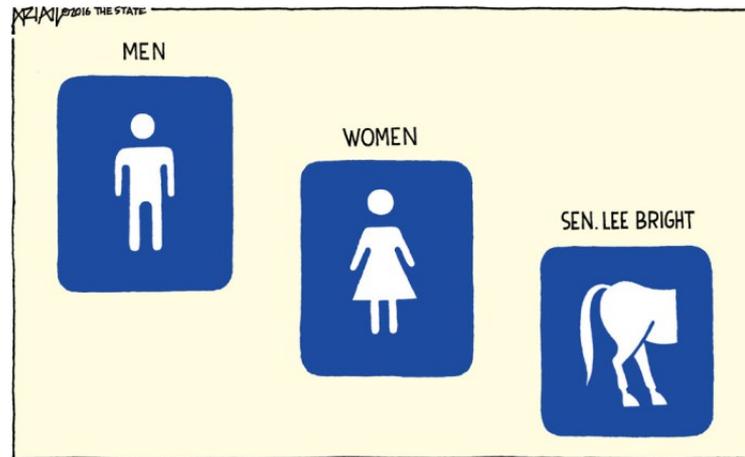
Roads Bill



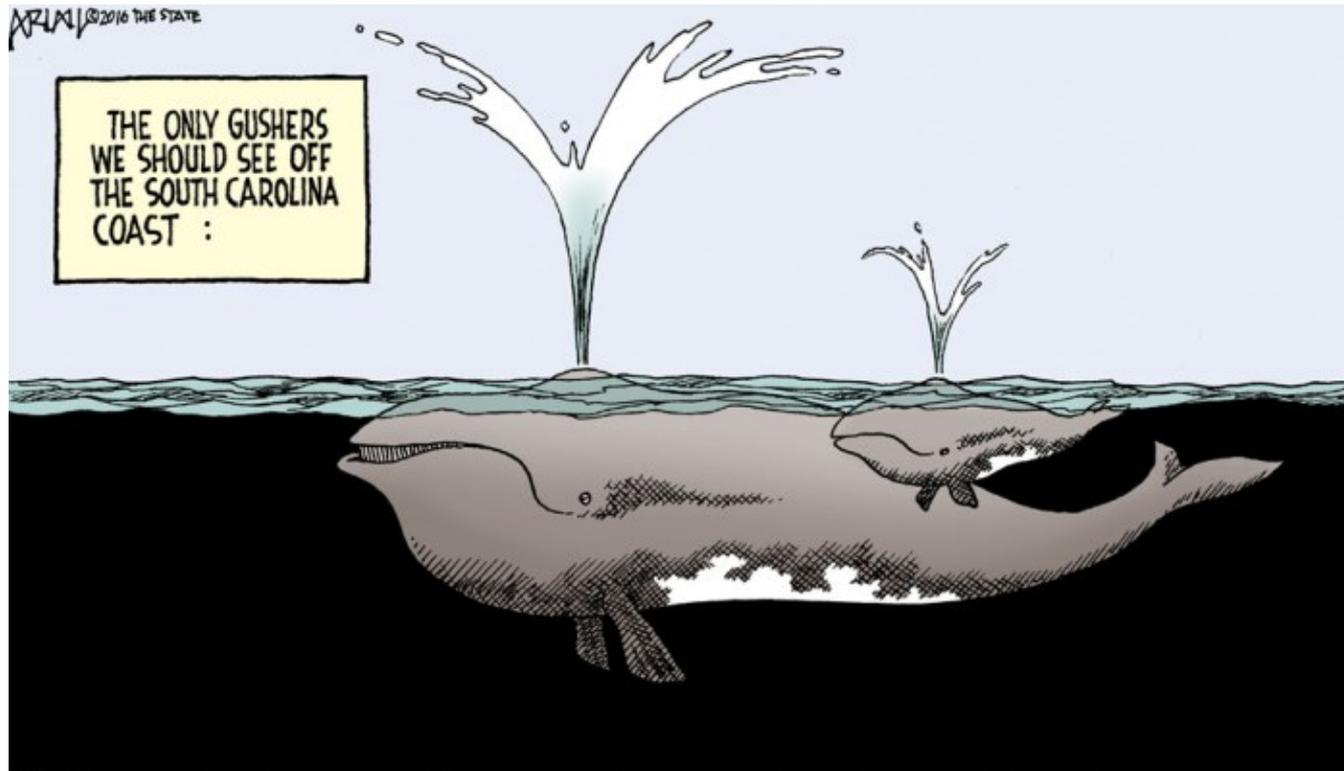
Ethics Reform



Transgender Bathrooms



Offshore Drilling



HELP PROTECT THE ENDANGERED RIGHT WHALE - SAY NO TO OFFSHORE OIL EXPLORATION

Steel Slag



H 3575

- Steel slag is exempted from the definition of solid waste.
- Has to be managed as an item of commercial value and not discarded or managed in a manner constituting disposal.
- Signed by the governor on June 1, 2015.

Polluter Amnesty Bill



S 229

- Any decision of the department with respect to which review could have been, but was not, obtained under this item is not subject to judicial review in any civil proceeding.
- No private right of action under the Pollution Control Act may be brought or lie against such against such a trust (hazardous waste facility), its trustee, beneficiary, or interim administrator.

Collection Vehicles



S 260

- No person shall stop, park, or leave standing a vehicle upon the roadway, whether attended or unattended, **inside or outside** a residential district when practical to stop, park or leave the vehicle off the roadway.
- A vehicle used solely for the purpose of collecting MSW or recovered materials may stop and stand on the road. The vehicle shall maintain flashing lights when stopped or standing.

H 4394

- The driver of a motor vehicle, upon approaching a vehicle stopped for the sole purpose of collecting solid waste or recovered materials shall:
- Yield right of way by making a lane change into a lane that is not adjacent to the vehicle along a highway with 4 lanes.
- If a lane change is not possible, slow the vehicle and proceed at a safe speed, be prepared to stop until completely past the collection vehicle.

Littering



S 251

- Relates to dumping litter on private and public property.
- Increased fines
- A person fulfilling the litter-gathering labor portion of his penalty must gather at least the equivalent of the amount of litter for which he was convicted. Penalty increase in 1 hour increments until the equivalent amount is gathered.

High-rise Recycling



S 874

- Construction of high-rise and multi-family residential buildings that include a refuse collection must also include a design for an equal and parallel recycling collection design.
- Provides for tax credits for taxes imposed on investments in depreciable property to collect and process reclaimable materials or to manufacture a product from reclaimable materials.

H 3235

- SC Beverage Container Recycling Act
- Deposit beverage container distributors must register with DOR
- Maintain records reflecting manufacture and importation of beverages
- Distributor must pay a fee to DOR for each deposit beverage container
- Deposit to be paid by dealer or consumer

Coal Ash



S 1061

- Provides that coal combustion residuals that result from the production of electricity be placed in a Class 3 landfill.
- Exemptions:
 - Located contiguous with the electric generating unit.
 - Intended to be beneficially reused.
 - Placed into beneficial reuse.
 - Placed in an appropriate landfill owned and operated by the entity that produced the electricity which resulted in the coal combustion residuals.

H 4857

- Coal combustion residuals resulting from the production of electricity must be placed in a Class 3 landfill.
- Exemptions:
 - Located contiguous with the electric generating unit;
 - Intended to be beneficially reused;
 - Placed in a beneficial reuse; or,
 - Placed in an appropriate landfill which meets the standards of DHEC R.61-107, and is owned or operated by the entity that produced the electricity.

H 4857

- Beneficial reuse of coal combustion residuals is subject to applicable regulations as promulgated by DHEC.

Lead balancing Weights



S 1231

- A person may not use a balancing product that contains lead or mercury when replacing or balancing a tire on a motor vehicle or aircraft.
- A person may not sell new motor vehicles or aircrafts with lead or mercury.
- A person shall not shred or crush an motor vehicle, aircraft, watercraft or railroad or industrial equipment without inspecting for lead and mercury.

S 1231

- Mercury and lead in wheel weights or other balancing products must be recycled.
- DHEC to produce educational materials.

Bag Bans



H 4793

- Addresses auxiliary containers – bag, cup, package, container, bottle, or other packaging that is designed to be reusable or single-use and designed for transporting or protecting merchandise, food or beverages from a food service or retail facility.
- Regulation regarding the use, disposition, sale or any imposition of any prohibition, restriction, fee or taxation must be done only by the General Assembly.

Beverage Container Deposits



H 5207

- “Beverage Container Recycling Act”
- Beginning March 1, 2017, every deposit beverage distributor shall pay a deposit on each deposit beverage container manufactured in or imported into the State.
- The deposit is five cents.
- The deposit beverage distributor is responsible for refunding the deposit to a redemption center or individual who returns the container for reuse.

H 5207

- Redemption centers must be certified by DHEC.
- DHEC to promulgate regulations.
- Reverse vending machines may be used.
- DHEC to report each year to General Assembly on effectiveness of program.

Questions?

