

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH80316-RI-1 (03/30)

Short Title: Disposal in Landfills/Addl. Bans. (Public)

Sponsors: Representative Hackney.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE DISPOSAL OF CLEAN WOOD WASTE,
ELECTRONIC DEVICES, MOTOR VEHICLE OIL FILTERS, PLASTIC
BOTTLES, AND WOODEN PALLETS IN LANDFILLS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 130A-290 reads as rewritten:

"§ 130A-290. Definitions.

(a) Unless a different meaning is required by the context, the following definitions shall apply throughout this Article:

...

(1d) 'Clean wood waste' means lumber, wood waste, or wood scraps from a manufacturing process, from the shipping of goods, or from the construction, remodeling, or repair of a residential or commercial structure or building that is free from adhesive glue, paint, stain, fire retardant, pesticide, sealant, and is not treated with a chemical preservative. Clean wood waste does not include any wooden material physically attached to a nonwood material.

...

(6a) 'Electronic device' means a computer central processing unit whether sold alone or with accessories; computer monitor; laptop computer; and television with a video display that has a viewable area greater than nine inches when measured diagonally.

...

~~(18)~~(17a) "Medical waste" means any solid waste which is generated in the diagnosis, treatment, or immunization of human beings or animals, in research pertaining thereto, or in the production or testing of biologicals, but does not include any hazardous waste identified or

1 listed pursuant to this Article, radioactive waste, household waste as
2 defined in 40 Code of Federal Regulations § 261.4(b)(1) in effect on 1
3 July 1989, or those substances excluded from the definition of "solid
4 waste" in this section.

5 (18) 'Motor vehicle oil filter' means a filter that removes impurities from
6 the oil used to lubricate an internal combustion engine in a motor
7 vehicle.

8 ...

9 (22a) 'Plastic bottle' means a plastic container that has a neck smaller than
10 the body of the container, accepts a screw top, snap cap, or other
11 closure and has a capacity of less than five gallons.

12 ...

13 (44a) 'Wooden pallet' means a wooden object consisting of a flat or
14 horizontal deck or platform supported by structural components that is
15 used as a base for assembling, stacking, handling, and transporting
16 goods."

17 **SECTION 2.** G.S. 130A-309.10(f) reads as rewritten:

18 "(f) No person shall knowingly dispose of the following solid wastes in landfills:

19 (1) Repealed by Session Laws 1991, c. 375, s. 1.

20 (2) Used oil.

21 (3) Yard trash, except in landfills approved for the disposal of yard trash
22 under rules adopted by the Commission. Yard trash that is source
23 separated from solid waste may be accepted at a solid waste disposal
24 area where the area provides and maintains separate yard trash
25 composting facilities.

26 (4) White goods.

27 (5) Antifreeze (ethylene glycol).

28 (6) Aluminum cans.

29 (7) Whole scrap tires, as provided in G.S. 130A-309.58(b). The
30 prohibition ~~against landfilling~~ on disposal of whole tires in landfills
31 applies to all whole pneumatic rubber coverings, but does not apply to
32 whole solid rubber coverings.

33 (8) Lead-acid batteries, as provided in G.S. 130A-309.70.

34 (9) Electronic devices.

35 (10) Clean wood waste.

36 (11) Motor vehicle oil filters.

37 (12) Plastic bottles.

38 (13) Wooden pallets."

39 **SECTION 3.** G.S. 130A-309.10 is amended by adding a new subsection to
40 read:

41 "(k) A county or city may petition the Department for a waiver from the
42 prohibition on disposal of a material described in subdivisions (9), (10), (11), (12), and
43 (13) of subsection (f) of this section in a landfill based on a showing that prohibiting the

1 disposal of the material would constitute an economic hardship based on the absence of
2 a market for the material."

3 **SECTION 4.** This act becomes effective October 1, 2009.