

ASSEMBLY BILL NO. 113—ASSEMBLYMEN PIERCE, CONKLIN, PARKS, ANDERSON, ARBERRY, ATKINSON, BOBZIEN, BUCKLEY, CLABORN, DENIS, GERHARDT, HOGAN, HORNE, KIHUEN, KIRKPATRICK, LESLIE, MANENDO, MORTENSON, MUNFORD, OCEGUERA, OHRENSCHALL, SEGERBLUM, SMITH AND WOMACK

FEBRUARY 15, 2007

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions governing municipal solid waste landfills. (BDR 40-925)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.
Effect on the State: Yes.

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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 solid waste; requiring the State Environmental Commission to adopt regulations establishing standards for the construction of liner and leachate collection systems for certain municipal solid waste landfills and requiring the installation of a liner and leachate collection system at certain such landfills; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the State Environmental Commission to adopt regulations concerning solid waste management systems, including regulations concerning permits to construct or operate a disposal site. (NRS 444.560) The term "disposal site" is defined to include a municipal solid waste landfill. (NRS 444.460)

This bill requires the Commission to adopt regulations that: (1) establish standards for the construction of liner and leachate collection systems for certain municipal solid waste landfills; and (2) require the installation of a liner and leachate collection system at certain new municipal solid waste landfills and at any lateral expansion of certain existing municipal solid waste landfills.



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

1 **Section 1.** NRS 444.560 is hereby amended to read as follows:
2 444.560 1. The State Environmental Commission shall adopt
3 regulations concerning solid waste management systems, or any part
4 thereof, including regulations establishing standards for the
5 issuance, renewal, modification, suspension, revocation and denial
6 of, and for the imposition of terms and conditions for, a permit to
7 construct or operate a disposal site.

8 2. *The State Environmental Commission shall adopt*
9 *regulations:*

10 (a) *Establishing standards for the construction of an*
11 *engineered liner and leachate collection system for all new*
12 *municipal solid waste landfills and all lateral expansions of*
13 *existing municipal solid waste landfills if either accepts more than*
14 *150 tons per day of solid waste on an annual average; and*

15 (b) *Requiring the installation of an engineered liner and*
16 *leachate collection system for all new municipal solid waste*
17 *landfills and all lateral expansions of existing municipal solid*
18 *waste landfills if either accepts more than 150 tons per day of solid*
19 *waste on an annual average.*

20 3. The State Environmental Commission may establish a
21 schedule of fees for the disposal of solid waste in areas subject to
22 the jurisdiction of the State Department of Conservation and Natural
23 Resources in accordance with NRS 444.495 or for the issuance of
24 permits or other approvals by the Department for the operation of
25 solid waste management facilities. The Department may use the
26 money collected under the schedule to defray the cost of managing
27 and regulating solid waste.

28 ~~13.1~~ 4. Notice of the intention to adopt and the adoption of any
29 regulation or schedule of fees must be given to the clerk of the
30 governing board of all municipalities in this State.

31 ~~14.1~~ 5. Within a reasonable time, as fixed by the State
32 Environmental Commission, after the adoption of any regulation, no
33 governing board of a municipality or person may operate or permit
34 an operation in violation of the regulation.

