
DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 700 Engrossed

2021 Regular Session

Romero

Abstract: Modifies the evaluation of solid waste and permitted capacity for solid waste management by the secretary of the Dept. of Environmental Quality and requires a determination by the secretary of the total permitted capacity necessary for solid waste management.

Present law specifies that not later than Jan. 1, 2007, and every two years thereafter, the secretary of the Dept. of Environmental Quality must evaluate the volume and types of solid waste managed in the state, determine available permitted capacity for safe management of solid waste, and ensure that sufficient available permitted capacity exists to manage solid waste resulting from a declared emergency. Proposed law modifies present law, in part, by changing Jan. 1, 2007 to Jan 1, 2022.

Present law requires that permitted capacity be considered along with other relevant factors in permitting for solid waste. Proposed law removes present law.

Proposed law specifies that not later than Jan. 1, 2022, and every two years thereafter, the secretary must determine the permitted capacity necessary for the state to safely manage solid waste and prohibits the secretary from issuing permits or licenses that would increase the total permitted capacity by more than 15% above the total capacity necessary.

Proposed law allows the secretary to increase this limit by administrative rule if evidence provided at a public hearing on the proposed rule shows that, without the variance, La. will not have the capacity necessary to manage solid waste in the state within one year.

Proposed law requires the secretary to submit a report detailing the evaluations, findings, and determinations made pursuant to proposed law to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality by Feb. 1, 2022, and every two years thereafter.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 30:2162)