Local Government Mandate Statement Kentucky Legislative Research Commission 2021 Regular Session

Part I: Measure Information

Bill Request #: 1551
Bill #: SB 118
Document ID #: 3311
Bill Subject/Title: AN ACT relating to solid waste facilities.
Sponsor: Senator C.B. Embry
Unit of Government: City x County w Urban-County Unified Local
<u>x</u> Charter County <u>x</u> Consolidated Local <u>x</u> Government
Office(s) Impacted: Fiscal courts; local solid waste departments
Requirement: <u>x</u> Mandatory Optional
Effect on Powers & Duties: x Modifies Existing x Adds New Eliminates Existing

Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local Government

The fiscal impact of SB 118 is indeterminate and minimal to perhaps moderate. SB 118 amends KRS 224.40-315 to limit the exemption to waste sites or facilities which are operated exclusively by solid waste generators on properties owned by solid waste generators and which are "located in the same county where the waste is generated."

This additional requirement can have the effect of **limiting the amount of waste coming into a county** and allow counties more control over these facilities in terms of permitting, expansions and taxing. To comply with the change a county would need to identify in the solid waste plan (that is revised every 5 years) how much (if any) tonnage of residual waste it would allow to be disposed of in off-site residual landfills.

Part III: Differences to Local Government Mandate Statement from Prior Versions

The Part II section above pertains to the bill as introduced

Data Source(s):

LRC staff; Kentucky Association of Counties; Kentucky Resources

Council; Kentucky League of Cities; Kentucky Association of Counties;

Solid Waste Association of North Americal Blue Grass Chapter

Preparer: H. Marks Reviewer: KHC Date: 2/8/21