Local Government Mandate Statement Kentucky Legislative Research Commission 2022 Regular Session

Part I: Measure Information

Bill Request #: 1833			
Bill #: SB 301			
Document ID #: 5802			
Bill Subject/Title: AN ACT relating to biosolids.			
Sponsor: Senator Jimmy Higdon			
Unit of Government:	X City	X County	X Urban-County Unified Local
-	X Charter County	X Consolidated Local	
Office(s) Impacted: Publicly owned wastewater treatment plants			
Requirement: X Mandatory Optional			
Effect on Powers & Duties:	_ Modifies Existing	X Adds New El	iminates Existing

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

SB 301 creates a new section of Subchapter 50 of KRS Chapter 224. **SB 301** defines biosolids as a nutrient-rich, organic, residual material derived from the treatment of domestic sewage or sewage sludge in a treatment facility, which can be recycled and applied as a fertilizer to improve and maintain productive soils. **SB 301** requires biosolids generated at a publicly owned wastewater treatment plant to be designated as a special waste and subsequently regulated in conformance with the most recent version of 40 C.F.R. pt. 503. **SB 301** also requires the Energy and Environment Cabinet to promulgate administrative regulations pursuant to KRS Chapter 13A to implement the provisions of the bill no more than 30 days after the effective date of the bill.

The fiscal impact of this bill is indeterminable but could be substantial. The treatment plants affected by **SB 301** currently have the permits as required by 40 C.F.R. pt. 503. There could be some additional costs associated with processing biosolids. Some of the plants that farm biosolids to sell for agricultural purposes may be impacted in terms of revenue. Without sufficient input, the impact can't be stated with confidence as biosolids

are currently regulated by statute and administrative regulation, though those were enacted and promulgated prior to the existence of 40 C.F.R. pt. 503.

The Energy and Environment Cabinet was contacted for input. As of the submission of this Local Mandate Statement, a response has not been received. When a response is received, the statement may be updated accordingly.

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

Part II, above, pertains to the bill as introduced.

Data Source(s): LRC Staff

Preparer: KLS (mjo) Reviewer: KHC Date: 3/9/22