

2022 -- H 7542

=====  
LC004840  
=====

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

—————  
A N A C T

RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL - FOOD WASTE BAN

Introduced By: Representatives Ruggiero, Vella-Wilkinson, Edwards, Speakman,  
Cortvriend, Batista, McEntee, Alzate, Henries, and Amore  
Date Introduced: February 18, 2022

Referred To: House Environment and Natural Resources

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 23-18.9-17 of the General Laws in Chapter 23-18.9 entitled "Refuse  
2 Disposal" is hereby amended to read as follows:

3 **23-18.9-17. Food waste ban.**

4 (a) On and after January 1, 2016, each covered entity and each covered educational  
5 institution shall ensure that the organic-waste materials that are generated by the covered entity or  
6 at the covered educational facility are recycled at an authorized composting facility or anaerobic  
7 digestion facility or by another authorized recycling method if:

8 (1) The covered entity or covered educational facility generates not less than one hundred  
9 four (104) tons per year of organic-waste material; and

10 (2) The covered entity or covered educational facility is located not more than fifteen (15)  
11 miles from an authorized composting facility or anaerobic digestion facility with available capacity  
12 to accept such material.

13 (b) On and after January 1, 2018, each covered educational institution shall ensure that the  
14 organic-waste materials that are generated at the covered educational facility are recycled at an  
15 authorized composting facility or anaerobic digestion facility or by another authorized recycling  
16 method if:

17 (1) The covered educational facility generates not less than fifty-two (52) tons per year of  
18 organic-waste material; and

19 (2) The covered entity or covered educational facility is located not more than fifteen (15)

1 miles from an authorized composting facility or anaerobic digestion facility with available capacity  
2 to accept such material.

3 (c) The director shall grant a waiver of the requirements of subsections (a) and (b) upon a  
4 showing that the tipping fee charged by the Rhode Island resource recovery corporation for non-  
5 contract commercial sector waste is less than the fee charged for organic-waste material by each  
6 composting facility or anaerobic digestion facility located within fifteen (15) miles of the covered  
7 entity's location.

8 (d) On and after January 1, 2023, each educational entity (as defined in § 16-110-1) shall  
9 ensure that the organic-waste materials that are generated by the educational entity are recycled at  
10 an authorized composting facility or anaerobic digestion facility or by another authorized recycling  
11 method if:

12 (1) The educational entity generates not less than thirty (30) tons per year of organic-waste  
13 material; and

14 (2) The educational entity is located not more than fifteen (15) miles from an authorized  
15 composting facility or anaerobic digestion facility with available capacity to accept such material.

16 (e) On and after January 1, 2023, each covered entity shall ensure that the organic-waste  
17 materials that are generated by the covered entity are recycled at an authorized composting facility  
18 or anaerobic digestion facility or by another authorized recycling method if:

19 (1) The covered entity generates not less than fifty-two (52) tons per year of organic-waste  
20 material; and

21 (2) The covered entity is located not more than thirty (30) miles from an authorized  
22 composting facility or anaerobic digestion facility with available capacity to accept such material.

23 (f) On and after January 1, 2024, each covered entity shall ensure that the organic-waste  
24 materials that are generated by the covered entity are recycled at an authorized composting facility  
25 or anaerobic digestion facility or by another authorized recycling method if:

26 (1) The covered entity generates not less than twenty-six (26) tons per year of organic-  
27 waste material; and

28 (2) The covered entity is located not more than thirty (30) miles from an authorized  
29 composting facility or anaerobic digestion facility with available capacity to accept such material.

30 SECTION 2. This act shall take effect upon passage.

=====  
LC004840  
=====

EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO HEALTH AND SAFETY - REFUSE DISPOSAL - FOOD WASTE BAN

\*\*\*

1           This act would require a covered entity generating organic waste materials of more than  
2 fifty-two (52) tons per year and located less than thirty (30) miles from an authorized composting  
3 facility or anaerobic digestion facility to recycle the waste at that facility beginning January 1, 2023.  
4 Effective January 1, 2024, the annual tonnage drops to more than twenty-six (26) tons per year.

5           This act would take effect upon passage.

=====  
LC004840  
=====