

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

H

2

HOUSE BILL 2282  
Committee Substitute Favorable 6/22/90

Short Title: Secondary Nutrient Recycling.

(Public)

---

Sponsors:

---

Referred to:

---

June 4, 1990

1 A BILL TO BE ENTITLED

2 AN ACT TO ENCOURAGE RECYCLING OF FOOD PROCESSING BY-  
3 PRODUCTS AND TO REQUIRE REPORTS FROM THE DEPARTMENT OF  
4 ENVIRONMENT, HEALTH, AND NATURAL RESOURCES CONCERNING  
5 THE LAND APPLICATION OF FOOD PROCESSING BY-PRODUCTS.

6 The General Assembly of North Carolina enacts:

7 Section 1. Within 90 days of the effective date of this act, the Environmental  
8 Management Commission shall initiate rule-making proceedings to allow the by-  
9 products of food processing, food manufacturing, or fermentation processes to be  
10 designated by some name other than "sludge" in permits for land application issued  
11 pursuant to G.S. 143-215.1.

12 Sec. 2. The Secretary of the Department of Environment, Health, and Natural  
13 Resources shall review and make determinations concerning the following:

14 (1) The permit process for nondischarge permits generally and  
15 nondischarge permits for the land application of food wastes. The  
16 Secretary shall determine whether such permits can be issued in a  
17 shorter period of time.

18 (2) The regulatory criteria and permit conditions applicable to the  
19 nondischarge of wastes. The Secretary shall propose which criteria  
20 and permit conditions may be appropriately altered for the land  
21 application of food wastes in order to increase the availability of  
22 application sites, expedite the permit application development process,

1                   and to recognize other appropriate distinguishing characteristics of  
2                   food wastes.

3           (3)       The impact of the nondischarge regulations and permits on the need  
4                   for emergency disposal of food wastes. The Secretary shall determine  
5                   what constitutes an emergency disposal need and shall recommend the  
6                   appropriate methods or regulatory criteria to meet those needs on a  
7                   timely basis.

8           Sec. 3. The Secretary, in consultation with the Department of Agriculture,  
9           the North Carolina Agricultural Extension Service, a land application contractor, and  
10          the North Carolina Water Pollution Control Federation, shall report his preliminary  
11          findings and recommendations to the Legislative Research Commission no later than  
12          November 1, 1990, by filing copies of the report with the chairmen of the Commission's  
13          Agribusiness Plant Variance Study Committee. A final report shall be made to the  
14          General Assembly on or before the first day of the convening of the 1991 General  
15          Assembly by filing copies with the President of the Senate, the President Pro Tempore  
16          of the Senate, and the Speaker of the House of Representatives.

17          Sec. 4. This act is effective upon ratification.