

MEMORANDUM

To: Board of Commissioners
From: CSWD Staff
Date: February 22, 2024
Re: Program Updates

- Solid Waste Management Fee and Disposal (Jon and Becky) – (see attached)
 - As of the end of December, from a budget perspective, the SWMF is 10.1% above projected revenues. FY24 revenue is 6.84 higher than FY23 year-to-date. Adjustments to prior monthly totals are due to delayed receipt of tickets related to disposed material leaving the Burlington High School demolition.

Please refer to accompanying charts.

- Organics Recycling Facility (Dan) –
 - The ORF received 288.7 tons of billable food waste in the month of December. This brings Fiscal YTD totals to 1,916 tons. December's tons were 12% lower than the prior month and 10% below the average monthly total for all of FY23.
 - Dan will be representing CSWD at the US Composting Council annual conference at the beginning of February.
- Materials Recovery Facility (Josh)
 - FYTD average monthly inbound single stream material: 3,677 tons
 - FYTD average monthly marketed material: 2,936 tons
 - FYTD average commodity revenue (ACR): \$78.46/ton
 - All data includes PGA tons and costs.
- Marketing & Communications (Alise)
 - The new website launch is confirmed for **March 11**.
 - The new site features a redesigned A-Z list, updated location and facility information, a customizable notification system for critical messaging, and improved user experience.
 - Existing content was prioritized and streamlined using Google Analytics data.

- After launch, the marketing team will continue to build out the site and work with departments on their sections in more detail.
- Marketing welcomes the Board's feedback. acerta@cswd.net
- [The FY2023 Annual Report is available online.](#)

Media Mentions: N/A

- Outreach Team (Beth) Our Winter Webinar Series is really starting to pick up steam. Over 70 community members signed up for our February webinar on Special Materials Recycling. That's up from 25 signups in January. The folks who attended live had a lot of great questions that we continue to answer via email. To watch all our webinars, visit our YouTube channel (<https://www.youtube.com/@CSWDVT>). We have one more webinar planned for March 6 on how to properly donate food. Our team is also busy preparing for all the events on April 8 for the eclipse. We are partnering with Astronomers Without Borders to collect all the solar glasses after the eclipse. This will let us keep all the reusable ones for another event.
- Legislative Update (Jen) –Attached is the list of bills being considered during this second year of the legislative biennium that are relevant to CSWD. The two bills that are most active are S.254 and S.55. CSWD has been involved in advocating for S.254, an EPR bill for rechargeable batteries and battery containing products. We anticipate that the Senate Natural Resources Committee will take the bill up next week. S.55 is a bill related to public meetings that requires public bodies to hold all regular and special meetings in a hybrid fashion – electronic and in-person. CSWD has not provided any input to this bill. The Senate Government Operations Committee, which is expected to vote the bill out this week, has heard from many small towns that find the proposal burdensome and not feasible given their unreliable internet service. March 1 is crossover, the deadline for a bill to pass out of the chamber in which it was introduced to be considered in the opposite chamber. All bills that don't get passed out of their originating chamber by March 1 are considered "dead".

Vermont 2023/2024 Solid Waste Related Bills					
Year	Bill	Sponsors	Bill Statement of Purpose	Status	Action
HOUSE					
2023	H.422	House Committee on Government Operations and Military Affairs	An Act Relating To Temporary Alternative Procedures For Annual Municipal Meetings And Electronic Meetings Of Public Bodies	Governor signed into law January 25, 2023	
2023	H.47	Rep. James Harrison	An Act related to the disposal of solar panels: This bill proposes to require all solar panel installers to have an approved recycling plan for the solar panels. It proposes to give the Public Utility Commission authority to approve recycling plans.	Assigned to House Committee on Environment and Energy	
2023	H.48	Rep. Katherine Sims; Rep. Woodman Page; Rep. Brian Smith; Rep. Carol Ode ; Rep. David Templeman; Rep. Heather Surprenant; Rep. Kristi Morris; Rep. Larry Labor; Rep. Leslie Goldman; Rep. Lisa Hango; Rep. R. Scott Campbell; Rep. Robert "Bobby" Farlice-Rubio; Rep. Scott Beck; Rep. Terri Williams	An Act Related to Solid Waste Management: The bill proposes to establish a Landfill Siting Commission to evaluate and identify a new site for the location and operation of a landfill in the State. This bill also proposes to establish the Vermont Materials Management Council to assist the Secretary of Natural Resources in the long-term management of solid waste in the State. In addition, the bill proposes to ban from landfill disposal in the State landfill leachate, septage, or sludge that is generated by a facility that lacks a certification from the Secretary of Natural Resources or lacks approval from the Secretary of Natural Resources for disposal at a landfill. The bill also proposes to establish a Landfill Closure and Planning Account in the Waste Management Assistance Fund to be used by the Secretary of Natural Resources to close existing landfills, plan for new landfills, and remediate contamination caused by landfills in the State. The Landfill Closure and Planning Account would be funded by increases on the tax on solid waste facilities and an increase on the tax on hazardous waste.	Assigned to House Committee on Environment and Energy	
2023	H.50	Rep. Dane Whitman; Rep. Katherine "Kari" Dolan; Rep. Amy Sheldon; Rep. Carol Ode ; Rep. Trevor Squirrel	An Act Relating To Prohibiting The Labeling Of Consumer Products That Contain Pfas As Compostable: This bill proposes to prohibit the sale, offer for sale, or distribution of a consumer product in the State that has a total organic fluorine concentration of greater than 100 parts per million.	Assigned to House Committee on Environment and Energy	
2023	H.67	Rep Kari Dolan; Rep. Carol Ode ; Rep Amy Sheldon; Rep Gabrielle Stebbins	An act relating to household products containing hazardous substances: This bill would require that manufacturers of household products containing a hazardous substance participate in a stewardship organization and implement a plan to collect household products containing a hazardous substance free of charge to the public.	Passed House 3/2/23; Passed Senate 5/12/23; House concurred Senate Amendments 5/12/23	Signed by Governor June 12, 2023
2023	H.130	Rep Dolan, Rep Ode , Rep Roberts, Rep Taylor Small, Rep Squirrel , rep Whitman	An Act relating to the managment of biosolids: This bill would require the Secretary of Natural Resources to manage all biosolids and domestic septage generated or imported into the State as Class B biosolids. The Secretary of Natural Resources would be prohibited from managing biosolids and domestic septage as exceptional quality biosolids or Class A biosolids.	Assigned to House Committee on Environment and Energy	

Year	Bill	Sponsors	Bill Statement of Purpose	Status	Action
2023	H.158	Rep Sheldon; Rep Bongarz, Rep Morris, Rep Satcowitz, Rep Torre	An act relating to the beverage container redemption system: This bill proposes to expand the scope of beverages subject to the beverage container redemption system to include all drinks in liquid form and intended for human consumption, except for milk, dairy products, plant-based beverages, infant formula, meal replacement drinks, or nonalcoholic cider. The bill would also require all manufacturers and distributors of covered beverages to participate in a producer responsibility organization that shall manage the collection and disposition of beverage containers. In addition, the bill would increase from four cents a container to five cents a container the fee a manufacturer or distributor of a beverage container pays to a retailer or redemption center for redemption of a container of a beverage brand that is not part of a commingling program.	Passed House on 3/29/23 115-29; passed Senate 5/11/23 19-11 with amendments	Governor vetoed 6/29/23 ; Veto sustained 1/24/24 - senate vote 17 yes to override 13 No
2023	H.193	Rep. Dolan, Rep Ode, Rep Squirrel	An act relating to increasing revenue for the Environmental Contingency Fund: This bill proposes to increase revenue for the Environmental Contingency Fund by increasing the solid waste franchise tax and increasing the tax on hazardous waste. All additional revenue from the increase in the taxes would be deposited into the <u>Environmental Contingency Fund.</u>	Assigned to House Committee on Environment and Energy	
2023	H.389	Rep. Masland, Rep. Anthony, Rep. Bogartz, Rep. Campbell, Rep Goldman, Rep. McCann, Rep. Patt, Rep Priestley	An act relating to the siting of an expanded polystyrene foam densifier in the State: This bill proposes to require the Secretary of Natural Resources to conduct an assessment of the feasibility of siting an EPS foam densifier in the State to serve as a location to transport waste EPS foam <u>for recycling or reuse.</u>	Assigned to House Committee on Environment and Energy	
2023	H.422	Rep. Cina , Rep. Headrick, Rep. Logan , Rep.O'Brien, Rep. Small	An act relating to the development of a committee to study the impacts of perfluoroalkyl and polyfluoroalkyl substances in leachate from landfills in the State: This bill proposes to create a study committee to evaluate the impacts of perfluoroalkyl and polyfluoroalkyl substances in leachate on natural resources from <u>landfills in the State.</u>	Assigned to House Committee on Environment and Energy	
2024	H.548	Rep. Larry Labor; Rep. Woodman Page; Rep. Anne Donahue; Rep. Arthur Peterson; Rep. Brian Smith; Rep. Charles Wilson; Rep. Daisy Berbeco; Rep. Dara Torre; Rep. David Templeman; Rep. Gina Galfetti; Rep. James Gregoire; Rep. Jessica Brumsted; Rep. Jubilee McGill; Rep. Kate Lalley; Rep. Kate McCann; Rep. Katherine "Kari" Dolan; Rep. Katherine Sims; Rep. Kevin Christie; Rep. Lisa Hango; Rep. Monique Priestley; Rep. Peter Anthony; Rep. Rebecca Holcombe; Rep. Robert "Bobby" Farlice-Rubio	An Act Relating To The Landfill Disposal Of Solid Waste This bill proposes to ban from landfill disposal solid waste, landfill leachate, septage, or sludge that is generated in a municipality that does not have an approved implementation plan or that is generated by a facility that lacks a certification from the Secretary of Natural Resources.	Read first time and referred to the Committee on Environment and Energy (01/03/24)	
2024	H.628	Rep. Katherine Sims; Rep. Carol Ode; Rep. David Templeman; Rep. Dennis LaBounty; Rep. Esme Cole; Rep. Gabrielle Stebbins; Rep. Golrang Garofano; Rep. James Masland; Rep. Kate Nugent; Rep. Kevin Christie; Rep. Lawrence Satcowitz; Rep. Mary Howard; Rep. Mike Rice; Rep. Monique Priestley; Rep. Noah Hyman; Rep. Peter Anthony; Rep. Robert "Bobby" Farlice-Rubio	An Act Relating To The Collection And Recycling Of Waste Motor Vehicle Tires This bill proposes to establish an extended producer responsibility program for waste motor vehicle tires.	Read first time and referred to the Committee on Environment and Energy (01/04/24)	

Year	Bill	Sponsors	Bill Statement of Purpose	Status	Action
2024	H.638	Rep. Joseph Andriano	An Act Relating To The Working Group On Asynchronous Open Meetings This bill proposes to establish the Working Group on Asynchronous Open Meetings to study and report on the technology and best practices available for public bodies to hold asynchronous electronic meetings.	Read first time and referred to the Committee on Government Operations and Military Affairs (01/04/24)	
2024	H.640	Rep. Anne Donahue	An Act Relating To Three-member Boards And The Open Meeting Law This bill proposes to amend the Open Meeting Law to allow a quorum of a three-member board to discuss and deliberate concerning the business of the public body, provided that a summary of these discussions and deliberations are included in the minutes of the next meeting.	Read first time and referred to the Committee on Government Operations and Military Affairs (01/04/24)	
2024	H.642	Rep. Anne Donahue	An Act Relating To Requirements For Public Access To Electronic Meetings Under The Open Meeting Law This bill proposes to amend the provisions of 1 V.S.A. § 312(a)(2) to clarify that members of the public who attend an electronic meeting of a public body, but who will not be participating in or speaking during the meeting, shall not be required to sign in to the meeting or supply personally identifying information in a manner that would incorporate that information as part of a record available under the Public Records Act.	Read first time and referred to the Committee on Government Operations and Military Affairs (01/04/24)	
2024	H.674	Rep. David Templeman; Rep. Brian Cina; Rep. Esme Cole; Rep. Gabrielle Stebbins; Rep. Heather Surprenant; Rep. Jubilee McGill; Rep. Kate Lalley; Rep. Katherine "Kari" Dolan; Rep. Katherine Sims; Rep. Kevin Christie; Rep. Melanie Carpenter; Rep. Monique Priestley; Rep. Peter Anthony; Rep. R. Scott Campbell; Rep. Robert "Bobby" Farlice-Rubio; Rep. Tristan Roberts; Rep. Troy Headrick; Rep. Woodman Page	An Act Relating To Regulation Of Septage And Other Materials Containing Perfluoroalkyl And Polyfluoroalkyl Substances This bill proposes to prohibit the land application of septage in the State. The bill would prohibit the landfill disposal of waste containing perfluoroalkyl and polyfluoroalkyl substances in excess of State standards or from municipalities lacking a solid waste management implementation or from facilities lacking certification from the State. In addition, the bill would ban the use of sludge for daily cover at a landfill.	Read first time and referred to the Committee on Environment and Energy (01/05/24)	
2024	H.688	Rep. Gabrielle Stebbins; Rep. Kate Logan; Rep. Kristi Morris; Rep. Lawrence Satcowitz; Rep. Mike Rice; Rep. Mollie Burke; Rep. Peter Anthony	An Act Relating To Including Rechargeable Batteries And Battery-containing Products Under The State Battery Stewardship Program This bill proposes to amend the State's existing battery stewardship program for primary batteries to also apply to rechargeable batteries and battery-containing products.	Read first time and referred to the Committee on Environment and Energy (01/09/24)	
SENATE					
2023	S.44	Se. Bray, Sen Clarkson, Sen MacDonald, Sen McCormack, Sen Watson, Sen White	An act relating to household products containing hazardous substances: This bill would require that manufacturers of household products containing a hazardous substance participate in a stewardship organization and implement a plan to collect household products containing a hazardous substance free of charge to the public.	Assigned to Senate Committee on Natural Resources and Energy	

Year	Bill	Sponsors	Bill Statement of Purpose	Status	Action
2023	S.55	Sen. Alison Clarkson; Sen. Thomas Chittenden; Sen. Martine Gulick; Sen. Ruth Hardy; Sen. Nader Hashim; Sen. Richard McCormack; Sen. Keshia Ram Hinsdale; Sen. Tanya Vyhovsky; Sen. Anne Watson; Sen. Rebecca White; Sen. Irene Wrenner;	An act relating to authorizing public bodies to meet electronically under Vermont's Open Meeting Law. This bill proposes to amend the Open Meeting Law to authorize public bodies to meet through electronic means without designating a physical meeting location.	Committee: Senate Government Operations	The committee could vote this bill this week.
2023	S.82	Sen. Lyons	An act relating to the development of a committee to study the impacts of PFAS in leachate from landfills in the State: This bill proposes to create a study committee to evaluate the impacts of PFAS in leachate from landfills in the State.	Assigned to Senate Committee on Natural Resources and Energy	
2024	S.237	Sen. Irene Wrenner; Sen. Alison Clarkson; Sen. Andrew Perchlik; Sen. Ann Cummings; Sen. Brian Campion; Sen. Brian Collamore; Sen. Christopher Bray; Sen. David Weeks; Sen. M. Jane Kitchel; Sen. Mark MacDonald; Sen. Martine Gulick; Sen. Nader Hashim; Sen. Philip Baruth; Sen. Rebecca White; Sen. Richard McCormack; Sen. Richard Westman; Sen. Robert Norris; Sen. Robert Starr; Sen. Russell Ingalls; Sen. Tanya Vyhovsky; Sen. Terry Williams; Sen. Thomas Chittenden; Sen. Wendy Harrison	An Act Relating To The Posting Of Municipal Employment Vacancies This bill proposes to require municipalities to publicly post all employment vacancies	Read 1st time & referred to Committee on Government Operations (01/09/24)	
2024	S.254	Sen. Christopher Bray; Sen. Andrew Perchlik; Sen. Rebecca White; Sen. Ruth Hardy	An Act Relating To Including Rechargeable Batteries And Battery-containing Products Under The State Battery Stewardship Program This bill proposes to amend the State's existing battery stewardship program for primary batteries to also apply to rechargeable batteries and battery-containing products.	Read 1st time & referred to Committee on Natural Resources and Energy (01/11/24)	Committee walked through the bill on 1/18/24. Expect the committee to return to the bill before crossover.
2024	S.273	Sen. Rebecca White	An Act Relating To The Collection And Recycling Of Waste Motor Vehicle Tires This bill proposes to establish an extended producer responsibility program for waste motor vehicle tires.	Read 1st time & referred to Committee on Natural Resources and Energy (01/17/24)	