

114TH CONGRESS
2D SESSION

H. R. 5656

To amend the Solid Waste Disposal Act to authorize States to restrict interstate waste imports and impose a higher fee on out-of-State waste.

IN THE HOUSE OF REPRESENTATIVES

JULY 7, 2016

Mr. CARTWRIGHT (for himself, Mr. BRADY of Pennsylvania, Mr. LOWENTHAL, Mr. DEFAZIO, and Mr. MCNERNEY) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Solid Waste Disposal Act to authorize States to restrict interstate waste imports and impose a higher fee on out-of-State waste.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Trash Reduction and
5 Sensible Handling Act of 2016” or the “TRASH Act”.

6 **SEC. 2. DISCRETIONARY STATE PLAN PROVISIONS.**

7 (a) IN GENERAL.—Section 4003(b) of the Solid
8 Waste Disposal Act (42 U.S.C. 6943(b)) is amended—

1 (1) in the subsection heading, by striking “RE-
2 LATING TO RECYCLED OIL”;

3 (2) by redesignating paragraphs (1) through
4 (4) as clauses (i) through (iv), respectively, and in-
5 denting appropriately;

6 (3) in the matter preceding clause (i) (as so re-
7 designated), by striking “Any State” and inserting
8 the following:

9 “(1) RECYCLED OIL.—

10 “(A) IN GENERAL.—Any State”;

11 (4) in the undesignated matter following clause
12 (iv) (as so redesignated), by striking “Any plan” and
13 inserting the following:

14 “(B) AMENDMENTS TO PLANS.—Any
15 plan”; and

16 (5) by adding at the end the following:

17 “(2) INTERSTATE WASTE IMPORTS.—

18 “(A) IN GENERAL.—Any State plan sub-
19 mitted under this subtitle may include, at the
20 option of the State, provisions to carry out each
21 of the following:

22 “(i) Restrictions at the State and
23 local level of interstate waste imports by
24 requiring that waste imported from an-
25 other State be only from States with equiv-

1 alent or higher standards of waste han-
2 dling and reduction.

3 “(ii) Subject to subparagraph (B), im-
4 position of higher fees on interstate waste
5 imports, regardless of the compliance of
6 the exporting State with the waste han-
7 dling and reduction standards of the im-
8 porting State.

9 “(B) FEES DESCRIBED.—

10 “(i) IN GENERAL.—A fee imposed
11 under subparagraph (A)(ii) shall be known
12 as a ‘community benefit fee’.

13 “(ii) DISBURSAL OF FEES.—A State
14 may provide community benefit fees to af-
15 fected communities.

16 “(iii) DIFFERENTIATION OF FEES.—
17 The State may differentiate community
18 benefit fees based on whether the imported
19 waste was disposed of at a landfill, an in-
20 cinerator, a resource recovery facility, a
21 waste-to-energy facility, or other waste
22 handling facility.”.

23 (b) TECHNICAL AMENDMENTS.—Section 4008 of the
24 Solid Waste Disposal Act (42 U.S.C. 6948) is amended—

25 (1) in subsection (a)—

1 (A) by striking “section 4003(b)” each
2 place it appears and inserting “section
3 4003(c)”;

4 (B) in paragraph (3)(C), by striking “sec-
5 tion 4003(b)(1)(A)” and inserting “section
6 4003(c)(1)(A)”;

7 (2) in subsection (f)(1), by striking “section
8 4003(b)” and inserting “section 4003(b)(1)”;

9 (3) in subsection (g), by striking “section
10 4003(b)(1)” and inserting “section 4003(c)(1)”.

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