

REFERENCE TITLE: ADEQ; waste programs; funding; rules

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HB 2364

Introduced by
Representatives Sandoval: Aguilar, Austin, Blattman, Contreras P, De Los
Santos, Mathis, Peshlakai, Schwiebert, Seaman, Stahl Hamilton, Travers,
Villegas

AN ACT

AMENDING TITLE 49, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTIONS 49-707 AND 49-708; AMENDING TITLE 49, CHAPTER 5, ARTICLE
2, ARIZONA REVISED STATUTES, BY ADDING SECTION 49-922.01; RELATING TO
WASTE MANAGEMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 49, chapter 4, article 1, Arizona Revised
3 Statutes, is amended by adding sections 49-707 and 49-708, to read:

4 49-707. Municipal composting program; rules

5 THE DIRECTOR SHALL ADOPT RULES TO ESTABLISH A MUNICIPAL COMPOSTING
6 PROGRAM THAT PROVIDES GRANTS TO MUNICIPALITIES TO ESTABLISH A CURBSIDE
7 COMPOSTING COLLECTION PROGRAM. THE DEPARTMENT SHALL ADMINISTER THE
8 MUNICIPAL COMPOSTING PROGRAM. RULES ADOPTED PURSUANT TO THIS SECTION
9 SHALL PRESCRIBE ELIGIBILITY CRITERIA.

10 49-708. Municipal composting program fund

11 A. THE MUNICIPAL COMPOSTING PROGRAM FUND IS ESTABLISHED CONSISTING
12 OF MONIES APPROPRIATED BY THE LEGISLATURE AND MONIES COLLECTED PURSUANT TO
13 SECTION 49-922.01. THE DEPARTMENT SHALL ADMINISTER THE FUND. MONIES IN
14 THE FUND ARE SUBJECT TO LEGISLATIVE APPROPRIATION AND ARE EXEMPT FROM THE
15 PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF APPROPRIATIONS.

16 B. MONIES IN THE MUNICIPAL COMPOSTING PROGRAM FUND SHALL BE USED AS
17 FOLLOWS:

18 1. TO ADMINISTER THE IMPORTED HAZARDOUS WASTE MANAGEMENT PROGRAM
19 PURSUANT TO SECTION 49-922.01.

20 2. TO ADMINISTER THE MUNICIPAL COMPOSTING PROGRAM PURSUANT TO
21 SECTION 49-707.

22 3. TO AWARD GRANTS TO ELIGIBLE MUNICIPALITIES PURSUANT TO SECTION
23 49-707.

24 Sec. 2. Title 49, chapter 5, article 2, Arizona Revised Statutes,
25 is amended by adding section 49-922.01, to read:

26 49-922.01. Department rules and standards; fee; imported
27 hazardous waste management program;
28 applicability

29 A. NOTWITHSTANDING ANY OTHER LAW, THE DIRECTOR SHALL ADOPT RULES TO
30 ESTABLISH AN IMPORTED HAZARDOUS WASTE MANAGEMENT PROGRAM.

31 B. RULES ADOPTED PURSUANT TO THIS SECTION SHALL ESTABLISH CRITERIA,
32 STANDARDS AND FEES FOR MANAGING WASTE THAT IS NOT CLASSIFIED AS HAZARDOUS
33 WASTE IN THIS STATE BUT IS CLASSIFIED AS HAZARDOUS WASTE IN THE STATE
34 WHERE IT IS GENERATED, INCLUDING FOR ALL OF THE FOLLOWING:

35 1. TRANSPORTATION.

36 2. TREATMENT.

37 3. STORAGE.

38 4. DISPOSAL.

39 C. THE DIRECTOR SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
40 35-147, FEES COLLECTED PURSUANT TO THIS SECTION IN THE MUNICIPAL
41 COMPOSTING PROGRAM FUND ESTABLISHED BY SECTION 49-708.

42 D. THIS SECTION DOES NOT APPLY TO WASTE THAT IS GENERATED IN THIS
43 STATE.