



Montgomery County

Office of Intergovernmental Relations

ROCKVILLE: 240-777-6550

ANNAPOLIS: 240-777-8270

SB 768

DATE: February 23, 2023

SPONSOR: Senator Carter

ASSIGNED TO: Education, Energy, and the Environment

CONTACT PERSON: Steven Shofar (steven.shofar@montgomerycountymd.gov)

POSITION: Support with Amendments (Department of Environmental Protection)

Environment – Waste Haulers – Reporting Requirement

The Montgomery Department of Environmental Protection (DEP) supports Senate Bill 768 *Environment – Waste Haulers – Reporting Requirements* with one amendment. Senate Bill 768 requires a waste hauler that sold, transferred, or otherwise disposed of waste in a county to submit a report on waste disposal activities to the county on or before March 1 of each year. The bill also establishes that a waste hauler that does not comply with this requirement is subject to a civil penalty not exceeding \$50 for each day on which the violation exists.

Montgomery County already has waste hauler reporting requirements in place that assist the County in the accurate calculation of recycling rates. DEP has found that the reporting requirements are not burdensome to the waste haulers and has not experienced many compliance issues. Given that Montgomery County already has waste hauler reporting requirements, DEP wants to be assured that enactment of this bill does not preempt the County's existing laws and regulations. Therefore, DEP requests that the bill be amended to add a new subsection (f) to §9-1705.1 that includes the following language:

Nothing in this section precludes a county or municipality from establishing different or additional waste hauler reporting requirements and penalties for violation of those requirements.

With this amendment, DEP supports Senate Bill 768 and requests that the Education, Energy, and the Environment Committee give the bill a favorable report.

cc: Education, Energy, and the Environment Committee Members