

STATEMENT TO
[Second Reprint]
ASSEMBLY, No. 3726

with Senate Floor Amendments
(Proposed by Senator SMITH)

ADOPTED: JUNE 27, 2019

The floor amendments clarify that the bill's provisions apply when the large food waste generator generates at least 52 tons per year within 25 road miles of an authorized food waste recycling facility; provide that the requirements of the bill apply beginning on January 1, 2020 when a large food waste generator generates at least 52 tons per year; and provide that a large food waste generator would be deemed in compliance with the requirements in the bill if it sends its food waste to a resource recovery facility, provided that, beginning no later than four years after the date of enactment of the bill into law, the generator would be deemed in compliance only if food waste sent to a resource recovery facility is processed in an anaerobic digester. The floor amendments also remove the 180-day time requirement for the Department of Environmental Protection to adopt rules and regulations to implement the provisions of the bill, and provide that the Governor, rather than the Commissioner of Environmental Protection, would appoint the public members to the Food Waste Recycling Market Development Council established in the bill. The floor amendments also make technical corrections to the bill.