

NORTH CAROLINA GENERAL ASSEMBLY
1975 SESSION

CHAPTER 972
SENATE BILL 366

AN ACT TO CREATE AN ADVISORY COUNCIL ON SOLID WASTE RECYCLING,
RESOURCE RECOVERY, AND LITTER CONTROL.

The General Assembly of North Carolina enacts:

Section 1. A new Article is added to Chapter 130 of the General Statutes to read as follows:

"ARTICLE 13D.

"Advisory Council on Solid Waste Recycling, Resource Recovery and Litter Control.

"§ 130-166.34. **Legislative findings and purpose.** — The General Assembly of North Carolina finds that there is an ever increasing rate of generation of solid waste and a corresponding depletion of natural resources; that meeting these problems requires coordination of efforts by both public and private organizations; and that technological advances and economic relationships require monitoring and study. The General Assembly establishes this Advisory Council to perform these functions and insure the future public health of the people of this State.

"§ 130-166.35. **Creation of the Advisory Council on Solid Waste Recycling, Resource Recovery and Litter Control.** — (a) There is created the Advisory Council on Solid Waste Recycling, Resource Recovery, and Litter Control.

(b) The Council shall consist of 15 members. The Governor shall appoint five members among whom shall be the following:

- (1) One representative of solid waste handlers,
- (2) One representative of solid waste disposal facility operators,
- (3) One local public health officer,
- (4) The President of the North Carolina Association of County Commissioners or his designee.

The President of the Senate shall appoint five members among whom shall be the following:

- (1) One representative of electric utilities,
- (2) One representative of the North Carolina Chapter of the American Public Works Association,
- (3) One representative of a litter control organization,
- (4) The President of the North Carolina League of Municipalities or his designee.

The Speaker of the House of Representatives shall appoint five members among whom shall be the following:

- (1) Two representatives of industries whose operations generate large amounts of solid waste,
- (2) Two representatives of established citizen action solid waste resource recovery or recycling programs.

The Head of the Solid Waste and Vector Control Branch of the Department of Human Resources shall serve as an ex officio non-voting member of the council.

"§ 130-166.36. **Functions and Duties of Advisory Council.**— (a) The Advisory Council shall study technical developments in the field of recycling and resource recovery and report annually their findings to the Governor, the President of the Senate, the Speaker of the House of Representatives and the General Assembly. The study shall include, but not be limited to, the following:

- (1) The effects of existing public policies within the State, including subsidies, economic incentives and disincentives, percentage depletion allowances, transportation policies, capital gains treatment, zoning policies, licensing practices, procurement practices, and fees, upon recycling and resource recovery,
- (2) Technological developments and their suitability for implementation in North Carolina,
- (3) The availability and reliability of markets for recycled and recovered products in North Carolina.

(b) The annual report of the Advisory Council shall include an assessment of littering practices in North Carolina and recommendations for improving those practices. The Council shall study the approaches utilized by other states in the field of litter control and evaluate the probable utility of these approaches in North Carolina.

(c) The Advisory Council shall seek to coordinate the activities of all organizations, both public and private, in the fields of recycling, resource recovery and litter control.

(d) Members of the Council shall serve without compensation, but shall be reimbursed for travel and subsistence expenses in accordance with the provisions of G.S. 138-5(b).

(e) The Secretary of the Department of Human Resources shall provide the necessary secretarial and clerical support and other services required by the Council.

(f) Members of the Council shall be appointed within 60 days of the ratification of this act, and the first meeting shall be held at the call of the Governor within 30 days of the appointment of the last member. A chairman and vice-chairman shall be elected annually by the Council. Meetings shall be held at the call of the chairman, not less than once each quarter of the year."

Sec. 2. There is hereby appropriated from the General Fund to the Department of Human Resources the sum of five thousand dollars (\$5,000) for the 1975-1976 fiscal year and fifteen thousand dollars (\$15,000) for the 1976-1977 fiscal year to support the Advisory Council created in Section 1 of this act.

Sec. 3. This act shall become effective upon ratification and shall expire July 1, 1977, unless extended by the General Assembly.

In the General Assembly read three times and ratified, this the 26th day of June, 1975.