COMMITTEE REPORT

March 27, 2019

**H. 3483**

Introduced by Reps. Hiott, Clary, Collins, Forrest and Caskey

S. Printed 3/27/19--S.

Read the first time February 7, 2019.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3483) to repeal Section 3 of Act 138 of 2016 relating to the automatic repeal of statutory provisions requiring certain coal combustion residuals be placed in a Class 3 landfill, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

LUKE A. RANKIN for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

**Explanation of Fiscal Impact**

**Introduced on January 9, 2019**

**State Expenditure**

This bill extends the provisions in Act 138 of 2016. This bill requires that coal combustion residuals that result from an electric utility, an electric cooperative, a governmental entity, a corporation, or an individual producing electricity for sale or distribution by burning must be placed in a Class 3 solid waste management landfill. Exceptions are coal combustion residuals that are located contiguous with the electric generating unit, intended to be beneficially reused, placed in beneficial use, or placed in an appropriate landfill owned or operated by the entity that produced the residuals. The provisions of Act 138 of 2016 are set to repeal five years from the Act’s effective date which is March 2, 2021.

**The Public Service Commission and Office of Regulatory Staff.** This bill extends the provisions of Act 138 of 2016. As ORS and PSC currently administer the provisions of Act 138 of 2016, the continuation of these actions will not have an expenditure impact to either agency’s general fund, federal funds, or other funds.

Frank A. Rainwater, Executive Director

Revenue and Fiscal Affairs Office

**A** **BILL**

TO REPEAL SECTION 3 OF ACT 138 OF 2016 RELATING TO THE AUTOMATIC REPEAL OF STATUTORY PROVISIONS REQUIRING CERTAIN COAL COMBUSTION RESIDUALS BE PLACED IN A CLASS 3 LANDFILL.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. SECTION 3 of Act 138 of 2016 is repealed.

SECTION 2. This act takes effect upon approval by the Governor.

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