2025-2026 General Assembly

SENATE BILL 445: Regulatory Reform Act of 2026, Sec. 35: Exempt Certain Compost Facilities from Financial Assurance Requirements.

Analysis of:	S.L. 2026-59, Sec. 35	**Date:**	August 24, 2026
		Prepared by:	Legislative Analysis Division Staff

Section 35 of S.L. 2026-59 (Senate Bill 445) exempts Small or Large Type 1[1], and 2[2] compost facilities from having to meet financial assurance requirements applicable to most solid waste facilities to ensure that costs will be covered, if necessary, for assessment and remediation in the event of a release of pollutants from a facility, closure of the facility in accordance with all applicable requirements, and post-closure monitoring and maintenance of the facility.

This section becomes effective December 1, 2026.

[1] Type 1 facilities may receive yard and garden waste, silvicultural waste, and untreated and unpainted wood waste.
[2] Type 2 facilities may receive pre consumer meat free food processing waste, vegetative agricultural waste, source separated paper, and other source separated specialty wastes that are low in pathogens and physical contaminants.

This bill analysis was prepared by the nonpartisan legislative staff for the use of legislators in their deliberations and does not constitute an official statement of legislative intent.