

HOUSE BILL 685

M3

(0lr0369)

ENROLLED BILL

— *Environmental Matters/Education, Health, and Environmental Affairs* —

Introduced by **Delegates Stein, Cardin, Carr, Hucker, and Morhaim**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Environment – Fluorescent and Compact Fluorescent Light Recycling –**
3 **County Plans**

4 FOR the purpose of requiring a county recycling plan to address the collection and
5 recycling of certain fluorescent lights; requiring a county to submit a revised
6 recycling plan by a certain date; *authorizing a county to utilize certain programs*
7 *in a certain strategy*; and generally relating to recycling fluorescent lights.

8 BY repealing and reenacting, with amendments,
9 Article – Environment
10 Section 9–1703
11 Annotated Code of Maryland
12 (2007 Replacement Volume and 2009 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Environment**

4 9–1703.

5 (a) Each county shall submit a recycling plan to the Secretary for approval
6 when the county submits its county plan to the Secretary in accordance with the
7 provisions of § 9–505 of this title.

8 (b) In preparing the recycling plan as required in § 9–505 of this title, the
9 county shall address:

10 (1) Methods to meet the solid waste stream reduction;

11 (2) The feasibility of source separation of the solid waste stream
12 generated within the county;

13 (3) The recyclable materials to be separated;

14 (4) The strategy for the collection, processing, marketing, and
15 disposition of recyclable materials, including the cost-effective use of recycling centers;

16 (5) Methods of financing the recycling efforts proposed by the county;

17 (6) Methods for the separate collection and composting of yard waste;

18 (7) The feasibility of a system for the composting of mixed solid
19 wastes;

20 (8) The feasibility of a system for the collection and recycling of white
21 goods;

22 (9) The separate collection of other recyclable materials;

23 (10) The strategy for the collection, processing, marketing, and
24 disposition of recyclable materials from county public schools; [and]

25 **(11) THE STRATEGY FOR THE COLLECTION AND RECYCLING OF**
26 **FLUORESCENT AND COMPACT FLUORESCENT LIGHTS THAT CONTAIN MERCURY;**
27 **AND**

28 **[(11)] (12)** Any other alternative methods of recycling that will attain
29 or exceed the solid waste stream reduction goals determined by the county.

1 (c) (1) In preparing the recycling plan as required under § 9–505 of this
2 title, the county may address methods for the separate collection and recycling of
3 covered electronic devices, including efforts by the county to establish partnerships
4 with covered electronic device manufacturers, recyclers, retailers, or other local
5 governments for the collection and recycling of covered electronic devices.

6 (2) If a county elects to address methods for the separate collection
7 and recycling of covered electronic devices in its recycling plan, any reduction in the
8 county's solid waste stream attributable to the implementation of the methods shall
9 count towards the county's required reduction through recycling of the solid waste
10 stream under § 9–505 of this title.

11 (d) A county that achieves a reduction of at least 5 percent in the volume of
12 its waste through the utilization of 1 or more resource recovery facilities in operation
13 as of January 1, 1988 shall be considered to have achieved a reduction by recycling of 5
14 percent of its solid waste stream.

15 (e) In preparing a recycling plan, a county may not calculate a tax or
16 mandatory deposit on any beverage container that is enacted by a county or
17 municipality to achieve the recycling goals required under § 9–505 of this title.

18 (f) For the purpose of determining weight, the Department may not preclude
19 the use of portable weigh scales.

20 (g) A county shall revise its recycling plan by:

21 (1) October 1, 2010, to address the requirements of subsection (b)(10)
22 of this section; AND

23 (2) **OCTOBER 1, 2011, TO ADDRESS THE REQUIREMENTS OF**
24 **SUBSECTION (B)(11) OF THIS SECTION.**

25 SECTION 2. AND BE IT FURTHER ENACTED, That a county may utilize
26 recycling, exchange, and take-back programs voluntarily established by fluorescent and
27 compact fluorescent light manufacturers or vendors in the county's strategy for the
28 collection and recycling of fluorescent and compact fluorescent lighting required under
29 § 9–1703(b)(11) of the Environment Article, as enacted by Section 1 of this Act.

30 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take
31 effect October 1, 2010.