

HOUSE BILL 447

P2

2lr1878

By: **Delegates Reznik and Morhaim**

Introduced and read first time: February 1, 2012

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Procurement – Electronics Recycling Services**

3 FOR the purpose of prohibiting a unit from contracting for services to recycle covered
4 electronic devices unless the contractor meets certain requirements; defining
5 certain terms; providing for the application of this Act; and generally relating to
6 the procurement of electronics recycling services.

7 BY adding to

8 Article – State Finance and Procurement

9 Section 14–413

10 Annotated Code of Maryland

11 (2009 Replacement Volume and 2011 Supplement)

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

14 **Article – State Finance and Procurement**

15 **14–413.**

16 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
17 MEANINGS INDICATED.

18 (2) “CERTIFIED E-STEWARDS RECYCLER” MEANS A RECYCLER
19 OF COVERED ELECTRONIC DEVICES THAT HAS SUCCESSFULLY COMPLETED THE
20 E-STEWARDS CERTIFICATION PROGRAM CREATED BY THE BASEL ACTION
21 NETWORK.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) (I) “COVERED ELECTRONIC DEVICE” MEANS A COMPUTER**
2 **OR VIDEO DISPLAY DEVICE WITH A SCREEN THAT IS GREATER THAN 4 INCHES**
3 **MEASURED DIAGONALLY.**

4 **(II) “COVERED ELECTRONIC DEVICE” DOES NOT INCLUDE A**
5 **VIDEO DISPLAY DEVICE THAT IS PART OF A MOTOR VEHICLE OR THAT IS**
6 **CONTAINED WITHIN A HOUSEHOLD APPLIANCE OR COMMERCIAL, INDUSTRIAL,**
7 **OR MEDICAL EQUIPMENT.**

8 **(4) “R2 CERTIFIED RECYCLER” MEANS A RECYCLER OF COVERED**
9 **ELECTRONIC DEVICES THAT IS CERTIFIED IN THE R2 PRACTICES STANDARDS**
10 **THAT ARE MAINTAINED BY R2 SOLUTIONS.**

11 **(5) (I) “VIDEO DISPLAY DEVICE” MEANS AN ELECTRONIC**
12 **DEVICE WITH AN OUTPUT SURFACE THAT DISPLAYS OR IS CAPABLE OF**
13 **DISPLAYING MOVING GRAPHICAL IMAGES OR VISUAL REPRESENTATIONS OF**
14 **IMAGE SEQUENCES OR PICTURES THAT SHOW A NUMBER OF QUICKLY**
15 **CHANGING IMAGES ON A SCREEN TO CREATE THE ILLUSION OF MOTION.**

16 **(II) “VIDEO DISPLAY DEVICE” INCLUDES A DEVICE THAT IS**
17 **AN INTEGRAL PART OF THE DISPLAY AND CANNOT EASILY BE REMOVED FROM**
18 **THE DISPLAY BY THE CONSUMER AND THAT PRODUCES THE MOVING IMAGE ON**
19 **THE SCREEN.**

20 **(III) A VIDEO DISPLAY DEVICE MAY USE A CATHODE-RAY**
21 **TUBE (CRT), LIQUID CRYSTAL DISPLAY (LCD), GAS PLASMA, DIGITAL LIGHT**
22 **PROCESSING, OR OTHER IMAGE-PROJECTION TECHNOLOGY.**

23 **(B) A UNIT MAY NOT CONTRACT FOR SERVICES TO RECYCLE COVERED**
24 **ELECTRONIC DEVICES UNLESS THE RECYCLER:**

25 **(1) IS A CERTIFIED E-STEWARDS RECYCLER;**

26 **(2) IS A R2 CERTIFIED RECYCLER; OR**

27 **(3) MEETS NATIONALLY RECOGNIZED AND CONSENSUS-BASED**
28 **ELECTRONICS RECYCLING GUIDELINES, STANDARDS, SYSTEMS APPROVED BY**
29 **THE DEPARTMENT OF THE ENVIRONMENT.**

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act does not apply to
31 any contract for services to recycle covered electronic devices that was entered into
32 before October 1, 2012.

1 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2012.