

# HOUSE BILL 1290

M3

9lr2976  
CF SB 473

---

By: **Delegates Rice, Ali, Barve, Bronrott, Carr, Frick, Glenn, Guzzone, Holmes, Hucker, Ivey, Jennings, Manno, Reznik, Robinson, Schuler, Stukes, Taylor, and Valderrama**

Introduced and read first time: February 13, 2009

Assigned to: Environmental Matters

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Recycling – Public School Plans**

3 FOR the purpose of requiring a county recycling plan to address the collection,  
4 processing, marketing, and disposition of recyclable materials from county  
5 public schools; requiring a county to submit a revised recycling plan by a certain  
6 date; and generally relating to county recycling plans.

7 BY repealing and reenacting, with amendments,

8 Article – Environment

9 Section 9–1703

10 Annotated Code of Maryland

11 (2007 Replacement Volume and 2008 Supplement)

12 (As enacted by Chapter 239 of the Acts of the General Assembly of 2007)

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

15 **Article – Environment**

16 9–1703.

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

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

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

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3           (3)    The recyclable materials to be separated;

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

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

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

8           (7)    The feasibility of a system for the composting of mixed solid  
9 wastes;

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

12          (9)    The separate collection of other recyclable materials; [and]

13                   **(10) THE STRATEGY FOR THE COLLECTION, PROCESSING,**  
14 **MARKETING, AND DISPOSITION OF RECYCLABLE MATERIALS FROM COUNTY**  
15 **PUBLIC SCHOOLS; AND**

16                   [(10)] **(11)** Any other alternative methods of recycling that will attain  
17 or exceed the solid waste stream reduction goals determined by the county.

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

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

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

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

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

6           **(G)    A COUNTY SHALL REVISE ITS RECYCLING PLAN BY OCTOBER 1,**  
7 **2010, TO ADDRESS THE REQUIREMENTS OF SUBSECTION (B)(10) OF THIS**  
8 **SECTION.**

9           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2009.