

**MD S 603 Letter of Support ISPA.pdf**

Uploaded by: Alison Keane

Position: FAV

February 24, 2026

The Honorable Brian Feldman  
Chair, Committee on Education, Energy and the Environment  
2 West Miller Senate Office Building  
Annapolis, Maryland 21401

**RE: Support for S 603 Mattress Stewardship Program - Establishment**

Dear Chairman Feldman and members of the Committee:

The International Sleep Products Association (ISPA), represents mattress manufacturers and suppliers of components and services to the mattress industry. The mattress industry is a \$10 Billion industry that employs over 25,000 people throughout the United States. ISPA supports SB 603, which would establish an industry-led mattress recycling program in Maryland.

ISPA has long supported mattress recycling. As the primary association representing the mattress industry in the U.S., ISPA assists our members in improving the environmental sustainability of their operations and products. To further this goal, ISPA created the Mattress Recycling Council (MRC) to operate mattress recycling programs in states that adopt mattress recycling program laws. MRC currently operates in California, Oregon, Rhode Island, and Connecticut. In its 10 years of operation, MRC has successfully recycled over 17 million mattresses and boxsprings and now processes over 2 million mattresses annually.

Based on MRC's experience operating these successful programs, ISPA would like to create a similar mattress recycling program in Maryland. Legislation is necessary for these programs to establish a level playing field for all mattress producers and retailers. SB 603 also provides the sustainable financing mechanism and state oversight needed from the Maryland Department of the Environment (DOE) for mattress manufacturers and retailers to institute a statewide mattress recycling program.

In a nutshell, SB 603 requires the mattress industry to develop and run the program, subject to state oversight and reporting. A program plan would be submitted to DOE outlining the components of the program, including collection sites, transportation and recycling services, education and outreach, and program administration, including a budget and mattress stewardship assessment. Once approved by DOE, the program is funded by the stewardship assessment at the point-of-sale, which is remitted directly to MRC. MRC uses that funding

to contract with third parties in the state, to collect, transport, and recycle discarded mattresses. It is also used to fund education and outreach to producers, retailers, and large volume users, such as academic institutions, hospitals, hotels, and the military, as well as everyday consumers.

SB 603 would enable Maryland to benefit from a proven, efficient, and effective statewide mattress recycling program. Mattresses are bulky waste, occupying large amounts of precious landfill space, and are often illegally dumped, creating hazards and eyesores. The program provides no cost and accessible state-wide opportunities for residents and businesses to discard mattresses for recycling. It may cost a municipality or consumer upwards of \$50 to \$75 to discard a mattress in the state today, many of which go to the landfill. By contrast, a nominal fee collected when a consumer buys a new mattress funds MRC's programs and pays for the recycling of all mattresses, both legacy mattresses already in use and ones that are purchased after the program has started. Establishing a successful mattress recycling program in Maryland can save municipalities and residents a significant amount of money and save landfill space for less bulky items. Lastly, the program helps support new jobs in the state in both the transport and recycling sectors. This legislation is currently pending in Massachusetts, New York, Virginia and Maryland, and there is interest in the District of Columbia. Thus, a regional approach would provide further efficiency and economies of scale.

ISPA and the mattress industry want to establish an efficient, proven mattress recycling program in Maryland. We look forward to working with the Committee, our producers and retailers, cities and counties, and the DOE, among other stakeholders, to implement a workable and sustainable solution. Therefore, we urge your support of SB 603 to make this happen.

In advance, thank you for your consideration. Please do not hesitate to contact me with any questions or for more information.

Sincerely



Alison Keane, Esq., CAE, IOM  
President

# **SB0603\_FAV\_NWRA\_Mattress Stewardship Prog. - Est..**

Uploaded by: Drew Vetter

Position: FAV

Collect  
Recycle  
Innovate



**National Waste  
& Recycling Association**<sup>SM</sup>

Senate Education, Energy, and the Environment Committee  
February 24, 2026  
Senate Bill 603 – *Mattress Stewardship Program – Establishment*  
**POSITION: SUPPORT**

The Maryland Chapter of the National Waste and Recycling Association (NWRA-MD) represents Maryland's private solid waste industry, including hauling and collection companies, recycling facilities, transfer stations, and disposal sites. NWRA-MD and its members **strongly support** Senate Bill 603, establishing the Mattress Stewardship Program, a statewide initiative to reduce mattress waste in landfills and incinerators through recycling and responsible disposal.

NWRA broadly supports stewardship or extended producer responsibility models for hard-to-manage items in the waste stream. Mattresses are particularly challenging to dispose of properly, taking up excessive landfill space and posing fire and groundwater contamination risks. Their bulky size and difficulty in transport also make them one of the most commonly dumped roadside waste items, straining local governments and waste management systems.

To fund the program, mattress manufacturers will be required to implement a stewardship assessment on mattress sales. This fee will cover the costs of collection, transportation, and recycling. Consumers will receive educational materials on recycling options, and local governments will receive technical and financial assistance to help establish mattress collection sites. The Maryland Department of the Environment, in collaboration with the Mattress Stewardship Advisory Board, will oversee the program, ensuring compliance, effectiveness, and annual reporting from manufacturers.

Senate Bill 603 continues Maryland's commitment to expanding recycling programs and promoting sustainable materials management. By recycling mattresses, valuable materials like steel, foam, and cotton can be reused, reducing the need for new raw materials. Additionally, diverting mattresses from landfills and incinerators will bring long-term environmental benefits. We strongly urge a favorable report on Senate Bill 603.

**For more information:**

Andrew G. Vetter  
J. Steven Wise  
Christine K. Krone  
410-244-7000

**SB 603 - MoCo DEP - (GA 26) FAV.pdf**

Uploaded by: Garrett Fitzgerald

Position: FAV



# Montgomery County

## Office of Intergovernmental Relations

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ROCKVILLE: 240-777-6550

ANNAPOLIS: 240-777-8270

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**SB 603**

**DATE: February 24, 2026**

**SPONSOR: M. Washington**

**ASSIGNED TO: Education, Energy, and the Environment**

**CONTACT PERSON: Kaley Laleker (kaley.laleker@montgomerycountymd.gov)**

**POSITION: Support (Department of Environmental Protection)**

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### **Mattress Stewardship Program - Establishment**

Senate Bill 603 would prohibit a person from disposing of a mattress in a landfill or an incinerator after January 1, 2035, with certain exceptions. It would also require producers of mattresses sold at retail in Maryland to submit a plan for the establishment of an extended producer responsibility Mattress Stewardship Program to the Maryland Department of the Environment for approval on or before July 1, 2031.

The bill would complement and support Montgomery County's zero waste efforts to increase the recycling of mattresses by enhancing the convenience and availability of mattress recycling drop-off locations. It would also enable the County to seek reimbursement for costs that may be incurred in administering a mattress collection and management program.

The Montgomery County Department of Environmental Protection respectfully requests that the Education, Energy, and the Environment Committee issue a favorable report on Senate Bill 603.

# **SB 0603 Mattress Stewardship Bill\_TurboHaul Writte**

Uploaded by: Kevin Daly

Position: FAV



February 24, 2026

**To: Maryland Senate Education, Energy and Environmental Committee**

**Re: SB 0603 Mattress Stewardship Program – Establishment**

**Favorable**

As President of TurboHaul Mattress Recycling, a local business in Baltimore, Maryland, I am writing in support of SB 0603.

TurboHaul currently employs over forty (40) Marylanders in the collection and recycling of mattresses and boxsprings. Every day we recycle approximately 600 mattresses and boxsprings at our Baltimore, MD facility. Over the last seven years our company has recycled over 400,000 mattresses and box-springs, resulting in the diversion of approximately 18,000,000 pounds of waste. These numbers are large, yet they are a small fraction of the number of mattresses that need to be recycled in Maryland, and the number of well-paying jobs that could be created as a result.

According to figures provided by the Mattress Recycling Council, the State of Maryland discards over 370,000 mattress every year. To put that number into perspective, it is enough volume in mattresses to fill the Washington Commander's stadium to overflowing every year. Or lay that number of mattresses end-to-end and you could walk on a very springy road all the way to Boston, Massachusetts.

Creating a state-wide, mattress recycling program that aims to recycle these 370,000 mattresses every year will create hundreds of livable-wage jobs in collection, transportation, equipment operating, processing, and management. For mattress recycling to succeed in Maryland, it is critical that we ensure a stable and adequate supply of mattresses for recycling processors and markets; and that the cities and counties trailblazing the way in Maryland do not continue to carry an unfair burden of the cost.

By creating a robust mattress recycling industry in Maryland, this bill will support diversion, increase landfill life, reduce costs to Maryland municipalities and cities, contribute to equitable environmental health, and create significant, well-paying jobs.

I'd like to thank Senator Washington for sponsoring this bill and for all others who have joined in support. I lend my full support and expertise to the furtherance of this bill and look forward to working together with other stakeholders towards a successful mattress stewardship program for the great State of Maryland.

Thank you,

A handwritten signature in black ink, appearing to read 'KD', with a horizontal line underneath.

Kevin Daly, President  
301-604-8090 office  
301-674-1245 cell



## ATTACHMENT

### Cost Considerations for Mattress Recycling

Many times, when analyzing the cost of recycling mattresses, a comparison is drawn between the recycling fees versus the current cost per ton of landfilling or incinerating the material. Unfortunately, this sort of comparison does not begin to account for the many ancillary costs associated with the dumping or burning of mattresses. These include:

- Increased collection and transportation costs due to bulky mattresses preventing the maximization of payloads.
- An inordinate amount of cell space consumed by mattresses in landfills due to their inability to compact at the same ratio as other waste. Garbage compacts to 1600 pounds per cubic yard. Mattresses compact to only 360 pounds per cubic yard.
- The destabilization of the landfill edges and sides due to the lack of compaction and 'float' of mattresses causing collapse hazards for landfill personnel and leakage of gas.
- The creation of air pockets within the landfill that disrupt the proper flow and capture of methane gas, and create fire hazards.
- The leaching of toxic, fire retardant chemicals from the mattresses into ground water.
- The severe damage to trucks and heavy equipment at the landfill caused by wire wrap – a phenomena that occurs when mattress springs get caught up in the drive shaft, transaxle, rear differential and/or hubs as mattresses are driven over for dumping and compaction.

The damage caused to specialized landfill equipment by mattresses can easily run into the 10s of thousands of dollars and cost 10s of thousands more in downtime. The issue has become so prevalent in the industry that last year Republic Services, the 2<sup>nd</sup> largest waste company in the nation, decided to impose fees for mattresses entering their landfills of \$250 per unit. Almost all privately owned transfer stations and landfills in the Mid-Atlantic region have followed suit and imposed significant surcharges on mattresses brought to their facilities.

Private enterprise has learned what we must. That tipping fees don't tell the full story. And that the TRUE cost of landfilling mattresses far outweighs the cost of diverting and recycling.

Further to this point, we are currently employed by many privately owned waste facilities in the region who pay us far more than their regular tipping fee to properly recycle their mattresses. They know that recycling actually saves them money, and it's the right thing to do.



# **Maryland Recycling Network- Favorable - SB 0603 Ma**

Uploaded by: Kitty McIlroy

Position: FAV



February 24, 2026

**To: Maryland Senate Education, Energy and Environment Committee**

**Re: SB 0603 Mattress Stewardship Program – Establishment**

**Favorable**

As current President of the Maryland Recycling Network (MRN), I am writing to provide favorable support of SB 603. I bring my experience managing mattress and box spring recycling contracts at the Northeast Maryland Waste Disposal Authority. I am not speaking on behalf of the Authority.

Maryland Recycling Network members include public recycling and sustainability managers, private sector and non-profit recyclers and individuals who support recycling. We promote sustainable reduction, reuse and recycling (the 3 "R's") of materials otherwise destined for disposal and the purchase of products made with recycled material content. We achieve these goals through education programs, advocacy activities to affect public policy, technical assistance efforts, and the development of markets to purchase recycled materials and manufacture products with recycled content.

We have direct experience operating recycling and composting programs in the private sector and municipal government level. We know the ins and outs of recycling in Maryland. Our experience informs our comments.

We thank Senator Washington for sponsoring this bill.

I would first like to highlight the early adopters, including the jurisdictions of Baltimore City, Charles County, Frederick County, Howard County, Midshore Counties, Montgomery County and Washington County, who have implemented municipal mattress recycling programs in our state. MRN congratulates them on their leadership in this movement, as it is not easy starting up operations for a new program such as this. These programs are successful and give us hope that mattress recycling can be replicated across the entire state.

However, many of them are struggling to keep up with the costs. Since January 2022, five Maryland jurisdictions have spent over \$2.8 million on these recycling programs, while diverting over 10.6 million pounds of mattresses and box springs from disposal.

Mattress and box spring recycling is a manual labor-intensive process, that also requires costly equipment to further dismantle, process and bale its components. Costs associated with the collection of whole units, demanufacturing, marketing and further downstream transportation and processing, are not fully offset by marginal revenues received from the broken-down commodities. Thus, there will likely always be a net cost associated with mattress and box spring recycling.

Bulky material such as mattresses and box springs are safety and fire hazards and “pose several challenges for landfills...They don’t compact well, take up a lot of space, create flammable air pockets, and the springs tend to get tangled in [expensive] ...bulldozer compacting equipment, often damaging it,” delaying solid waste operating activities due to costly repairs [[Cascade Alliance, The State of the Mattress Recycling Industry, Third Edition, February 2017](#)].

[Now, Maryland has approximately 20 years left of landfill capacity, with only about 13 years when factoring in population growth, per MDE. There is an urgent need to ramp up recycling.](#)

SB 603 is critical to supporting mattress recycling programs by taking this financial burden off local government and the public. It will allow jurisdictions to divert much needed tax revenues to other public sector services. It will eliminate fees at collection sites and disincentivize these materials from ending up illegally dumped or in the disposal stream (which is currently the least expensive solid waste management choice for many, if not all entities, commercial and residential sectors included).

This funding will grow local jobs and support current mattress recycling contracts run by local jurisdictions, while also supporting the expansion of new contracts for local jurisdictions that have had no funding available to kickstart this specific recycling program, especially in rural and underserved areas.

According to the Mattress Recycling Council, a [recent analysis](#) of the California program’s environmental footprint from collection to recycling shows that “every mattress recycled saves 500 gallons of water, enough energy to power the average household for three days and reduces greenhouse gas emissions by an amount equivalent to driving 60 fewer miles.”

Existing commodity markets in Maryland for mattress and box spring components include those for metal, foam and quilted ticking, about 85% of materials from all end-of-life units. [According to the Mattress Recycling Council](#), “steel mattress springs are sold as scrap metal...and mattress foam is mostly recycled into carpet padding.” This bill would support the ability for recyclers to scale up and build stable downstream recycling markets for other mattress commodities such as wood, cotton, fabrics, felt and coconut fiber materials.

The steel springs from our mattresses could very well contribute to the reconstruction of the former Francis Scott Key Bridge.

Maryland already has a consumer fee for tire and paint recycling, and extended producer responsibility for packaging and paper recycling. This bill complements those programs, ensuring difficult material is responsibly managed.

We thank you for your consideration and ask for a favorable report on SB 603 Mattress Stewardship Program.

Sincerely,

A handwritten signature in black ink that reads "Kitty McIlroy". The signature is written in a cursive, flowing style.

Kitty McIlroy  
President  
Maryland Recycling Network

The Maryland Recycling Network stands ready to serve as a sounding board and resource for legislators and others interested in pursuing our mission. Please do not hesitate to contact MRN via email [phoustle@marylandrecyclingnetwork.org](mailto:phoustle@marylandrecyclingnetwork.org), phone 301-725-2508 or mail - MRN, PO Box 1640, Columbia MD 21044 if you have any questions or would like additional information regarding the above.

# Attachment

<b>Mattress and Box Spring Recycling Pounds</b>					
	CY 2022	CY 2023	CY 2024	CY 2025	Total
Baltimore City <sup>^</sup>	N/A	N/A	20,600	510,440	<b>531,040</b>
Frederick County <sup>*</sup>	N/A	139,460	299,580	248,640	<b>687,680</b>
Howard County <sup>**</sup>	433,760	198,000	171,280	196,160	<b>999,200</b>
Midshore Counties	Unknown	Unknown	Unknown	55,620	<b>55,620</b>
Montgomery County <sup>***</sup>	N/A	500,440	1,965,320	5,143,580	<b>7,609,340</b>
Washington County <sup>****</sup>	47,600	234,640	254,300	244,540	<b>781,080</b>
<b>Total</b>	<b>481,360</b>	<b>1,072,540</b>	<b>2,711,080</b>	<b>6,398,980</b>	<b>10,663,960</b>

Sources: Local Jurisdiction and Northeast Maryland Waste Disposal Authority Data

\*Frederick County's program initiated in July 2023

\*\*Howard County's program performed all of CY 2022 and CY 2023

\*\*\*Montgomery County's program initiated in May 2023

\*\*\*\*Washington County's program initiated in November 2022

<sup>^</sup>Baltimore City's program initiated in July 2024 (July and September 2024 pounds recycled are unknown).

<b>Mattress and Box Spring Recycling Costs to Jurisdictions</b>					
	CY 2022	CY 2023	CY 2024	CY 2025	Total
Baltimore City <sup>^</sup>	N/A	N/A	\$18,900.00	\$307,800.30	<b>\$326,700.30</b>
Frederick County <sup>*</sup>	N/A	\$52,297.50	\$112,342.50	\$93,240.00	<b>\$257,880.00</b>
Howard County <sup>**</sup>	\$26,500.00	\$16,000.00	\$13,500.00	\$13,750.00	<b>\$69,750.00</b>
Midshore Counties	Unknown	Unknown	Unknown	\$4,305.00	<b>\$4,305.00</b>
Montgomery County <sup>***</sup>	N/A	\$149,865.30	\$464,536.80	\$1,291,914.00	<b>\$1,906,316.10</b>
Washington County <sup>****</sup>	\$19,813.92	\$98,944.56	\$109,032.20	\$104,847.74	<b>\$332,638.42</b>
<b>Total</b>	<b>\$46,313.92</b>	<b>\$317,107.36</b>	<b>\$718,311.50</b>	<b>\$1,815,857.04</b>	<b>\$2,897,589.82</b>

Sources: Local Jurisdiction and Northeast Maryland Waste Disposal Authority Data

\*Frederick County's program initiated in July 2023

\*\*Howard County's program performed all of CY 2022 and CY 2023

\*\*\*Montgomery County's program initiated in May 2023

\*\*\*\*Washington County's program initiated in November 2022

<sup>^</sup>Baltimore City's program initiated in July 2024

**SB603\_MDSierraClub\_fav 24Feb2026.pdf**

Uploaded by: Martha Ainsworth

Position: FAV



Maryland Chapter  
P.O. Box 278  
Riverdale, MD 20738

**Committee: Education, Energy and the Environment**  
**Testimony on: SB 603 “Environment – Office of Recycling – Mattress Stewardship Program – Establishment”**  
**Position: Support**  
**Hearing Date: February 24, 2026**

The Maryland Chapter of the Sierra Club strongly supports SB 603. This bill would create a Maryland Mattress Stewardship Program in which the manufacturers of mattresses and box springs sold in the state would take responsibility for the collection, processing, renovation, recycling, and ultimate disposal of all used mattresses, in conformance with a plan submitted to the Maryland Department of the Environment (MDE) by July 1, 2031. The organization representing mattress manufacturers would be required to implement the program within a year after MDE approval of the plan. The program would be funded by an assessment added to the price of mattresses paid at the time of purchase that can only be used to finance the stewardship program. The bill would also ban the landfilling and incineration of mattresses and box springs as of January 1, 2035.

An estimated 15-20 million mattresses are discarded annually in the United States, or more than 50,000 per day.<sup>1</sup> They are discarded by households, hotels, dormitories, hospitals, prisons, and other institutions. These bulky and springy large items cannot be compressed and result in inefficient use of costly landfill space. The use of incineration as a disposal method results in air pollution and contributes to climate change. An unknown number are illegally dumped in the environment. In most states, including Maryland, the costs of disposal and cleanup of dumped mattresses are borne by local government and financed by taxpayers. As of 2025, only 5 percent of discarded mattresses were actually recycled.<sup>2</sup>

The disposal of so many used mattresses is not only costly to taxpayers, it is also a waste of valuable resources. More than 75 percent of a mattress can be recycled when it is broken down into its components.<sup>3</sup> Steel springs are a recyclable metal resource. Foam can be recovered and made into carpet padding. Wood can be broken up and made into mulch or animal bedding. Cotton and other fabric fibers can be made into insulation or industrial filters. The process is labor-intensive, so increased mattress recycling creates jobs.

According to the 2024 Maryland Solid Waste Management and Diversion Report, only Harford and Howard Counties offer mattress recycling to residents, and only those who can deliver their mattress can participate in this program. Those options would improve under this new program where all manufacturers selling mattresses in Maryland individually or through another entity must participate in a stewardship plan in which they take responsibility for the end-of-life management of used mattresses. The program’s objectives, goals, operations, management, budget, calculation of the assessment, and other details would be elaborated in a Plan that must be approved by MDE. Additional public accountability is

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<sup>1</sup>Mattress Recycling Council (MRC) website, accessed 2/11/2026, <https://mattressrecyclingcouncil.org>

<sup>2</sup>TheRoundup.org (<https://theroundup.org/mattress-industry-statistics/>), accessed 2/11/2026.

<sup>3</sup>MRC website, *op. cit.*

Founded in 1892, the Sierra Club is America’s oldest and largest grassroots environmental organization. The Maryland Chapter has over 70,000 members and supporters, and the Sierra Club nationwide has over 800,000 members and nearly four million supporters.

provided by independent audits and annual reports. The Plan must be reevaluated by the Department every five years, which provides an opportunity to update and improve the program.

Successful mattress stewardship programs are already operational in Connecticut (since 2015), California (2016), and Rhode Island (2016) and Oregon (2025). These programs provide a dramatic increase in availability and convenience of drop-off and collection sites, as well as public education and engagement with local mattress recycling and repurposing businesses.

Collectively, the programs in these states have recycled more than 17 million mattresses since their inception, saving 16.8 million cubic yards of landfill space and recovering over 650 million pounds of material for use in new items.<sup>4</sup> The 2024 annual reports for these programs, run by the nonprofit Mattress Recycling Council in each state, report a mattress recycling rate of 66% in Rhode Island, 74% in California, and 68% in Connecticut. The programs have reduced the responsibilities of local government and their financial burden for disposal, conserved landfill space, and reduced incineration.

SB 603 acts on one of the recommendations of Maryland's 2014 Zero Waste Plan to establish extended producer responsibility programs for mattresses and other difficult-to-manage materials.<sup>5</sup> A well-run Maryland Stewardship Program would potentially divert 70-85% of mattresses from landfills and incinerators by increasing recycling and convenience to customers, while creating new jobs and saving local governments and taxpayers the cost of end-of-life management of used mattresses. We respectfully request a favorable report on SB 603.

Carolyn Parsa  
Chapter Zero Waste Team  
Carolyn.Parsa@MDSierra.org

Josh Tulkin  
Chapter Director  
Josh.Tulkin@MDSierra.org

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<sup>4</sup>MRC website, *op. cit.*

<sup>5</sup> Maryland Department of the Environment. 2014. *Zero Waste Maryland*, Recommendation 4.3, p. 3: 'Establish EPR programs for mattresses and other difficult-to-manage materials.'

**C4392092-9398-4297-9A87-3679B02DA2BC.pdf**

Uploaded by: Mary Washington

Position: FAV



**SB0603/853324/1**

AMENDMENTS  
PREPARED  
BY THE  
DEPT. OF LEGISLATIVE  
SERVICES

17 FEB 26  
15:09:38

BY: Senator M. Washington  
(To be offered in the Education, Energy, and the Environment  
Committee)

AMENDMENTS TO SENATE BILL 603  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 28, after “date;” insert “requiring the Senate Committee on Education, Energy, and the Environment and the House Environment and Transportation Committee to conduct a certain review by a certain date;”.

AMENDMENT NO. 2

On page 4, strike beginning with “A” in line 11 down through “(VIII)” in line 12; and in line 13, strike “(IX)” and substitute “(VIII)”.

On page 18, in line 12, strike “A” and substitute “THE”; and in line 13, after “ASSESSMENT” insert “ESTABLISHED UNDER AN APPROVED MATTRESS STEWARDSHIP PROGRAM”.

On page 25, after line 22, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That on or before December 31, 2033, the Senate Committee on Education, Energy, and the Environment and the House Environment and Transportation Committee shall jointly review the Mattress Stewardship Program to evaluate the Program’s implementation, effectiveness, and impact.”;

in line 23, strike “4.” and substitute “5.”; and strike beginning with “Section” in line 24 down through “effect.” in line 26.

# FinalReprint.pdf

Uploaded by: Mary Washington

Position: FAV

# SENATE BILL 603

M3

6lr2767

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By: **Senator M. Washington**

Introduced and read first time: February 5, 2026

Assigned to: Education, Energy, and the Environment

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## A BILL ENTITLED

1 AN ACT concerning

2 **Mattress Stewardship Program – Establishment**

3 FOR the purpose of prohibiting, on and after a certain date, a person from disposing of a  
4 mattress in a landfill, subject to a certain exception; prohibiting, on or after a certain  
5 date, a person from disposing of a mattress in an incinerator, subject to a certain  
6 exception; requiring certain producers of mattresses sold at retail in the State or a  
7 certain representative organization to submit a plan for the establishment of a  
8 Mattress Stewardship Program to the Department of the Environment for approval  
9 on or before a certain date and in accordance with certain requirements; requiring a  
10 certain plan to establish a certain assessment on mattresses sold in the State that is  
11 necessary to cover certain costs; requiring retailers to provide certain information to  
12 consumers following the implementation of a Mattress Stewardship Program;  
13 requiring the Office of Recycling within the Department to review and approve  
14 certain plans and annual reports, including a certain assessment; requiring certain  
15 producers and retailers or distributors to add a certain assessment to the cost of all  
16 mattresses sold in the State beginning on a certain date; requiring a certain producer  
17 or representative organization to implement a certain program within a certain  
18 amount of time after the Department approves a certain plan; prohibiting a producer  
19 or retailer from selling or offering for sale certain mattresses under certain  
20 circumstances after a certain amount of time after the Department approves a  
21 certain plan; establishing the Mattress Stewardship Advisory Board; authorizing the  
22 Department to cooperate with other entities in other states in order to further the  
23 objectives of this Act; requiring the Department to adopt certain measures to move  
24 the State toward a more equitable recycling and waste management system and to  
25 seek environmental justice for underserved communities; providing that certain  
26 agreements for the recycling of mattresses may not be renewed except under certain  
27 circumstances; requiring the Department to request certain legislation under certain  
28 circumstances on or before a certain date; requiring the Senate Committee on Education,  
Energy, and the Environment and the House Environment and Transportation Committee to  
conduct a certain review by a certain date; and generally relating to the disposal of  
29 mattresses and the Mattress Stewardship Program.

30 BY repealing and reenacting, without amendments,

## 2 REPRINT OF SENATE BILL 603 as amended by SB0603/853324/1 02/17/26 at 3:09 PM

1 Article – Environment  
2 Section 9–1701(a), (i), and (m) and 9–1702(a)  
3 Annotated Code of Maryland  
4 (2014 Replacement Volume and 2025 Supplement)

5 BY adding to  
6 Article – Environment  
7 Section 9–1701(j–1), (j–2), (j–3), (o–2), (r–2), (r–6), and (s–1) and 9–1715; and 9–1737  
8 through 9–1742 to be under the new part “Part VI. Mattress Stewardship  
9 Program”  
10 Annotated Code of Maryland  
11 (2014 Replacement Volume and 2025 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article – Environment  
14 Section 9–1701(o–2), (o–3), (r–2), (r–3), and (r–4), 9–1702(d) and (e), and 9–1707(f)  
15 Annotated Code of Maryland  
16 (2014 Replacement Volume and 2025 Supplement)

17 Preamble

18 WHEREAS, In the United States, it is estimated that approximately 20 million  
19 mattress units are disposed of annually and that fewer than 5% are recycled; and

20 WHEREAS, Mattresses deplete limited landfill space, create flammable air pockets,  
21 damage equipment used at landfills, contribute to air pollution when incinerated or  
22 disposed of in a landfill, contain nonbiodegradable synthetic foam and fibers and hazardous  
23 flame–retardant chemicals that can leach into the drinking water, and contribute to  
24 roadside litter when dumped illegally; and

25 WHEREAS, Mattresses pose practical challenges inherent to disposal because  
26 mattresses are bulky and not easily compacted, making transport and disposal inefficient;  
27 and

28 WHEREAS, Programs to address the disposal of mattresses that are good for the  
29 environment and good for the economy have been implemented successfully in other  
30 jurisdictions, including programs implemented through nonprofit organizations with  
31 expertise in social enterprises; and

32 WHEREAS, Since 2013, California, Connecticut, Oregon, and Rhode Island have  
33 implemented successful mattress stewardship programs that have recycled 15 million  
34 mattresses and diverted more than 563 million pounds of steel, foam, cotton, and wood from  
35 disposal, saving more than 7.5 billion gallons of water; and

36 WHEREAS, There are existing mattress recyclers in the State of Maryland who  
37 manage mattress collection and recycling programs on behalf of local government,  
38 educational institutions, nonprofit organizations, and individuals; and

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1 WHEREAS, Under Executive Order 01.01.2017.13, Maryland has committed to  
2 sustainable materials management practices, which use and manage materials as  
3 efficiently and sustainably as possible; and

4 WHEREAS, According to Executive Order 01.01.2017.13, through source reduction,  
5 reuse, and recycling, Maryland can extend existing disposal capacity, reduce the need to  
6 construct new or expanded solid waste disposal facilities, conserve natural resources, and  
7 support a productive economy through recovery of valuable resources; and

8 WHEREAS, According to Executive Order 01.01.2017.13, studies have shown that  
9 diverting materials from disposal to reuse, recycling, and composting results in more jobs  
10 and a more sustainable economy; and

11 WHEREAS, Executive Order 01.01.2017.13 establishes as the policy of the State that  
12 solid waste and recycling should seek, among other things, to minimize the environmental  
13 impacts of materials management over the materials' entire life cycles; and

14 WHEREAS, Implementing policies for mattresses is consistent with existing State  
15 policy; and

16 WHEREAS, Providing examples of mattress recycling to Maryland communities  
17 enables the consideration of environmental, economic, and social benefits in addressing the  
18 disposal, collection, deconstruction, and recycling of mattresses; now, therefore,

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

21 **Article – Environment**

22 9–1701.

23 (a) In this subtitle the following words have the meanings indicated.

24 (i) “Director” means the Director of the Office of Recycling.

25 **(J–1) (1) “MATTRESS” MEANS A RESILIENT MATERIAL OR COMBINATION OF**  
26 **MATERIALS THAT IS ENCLOSED BY A TICKING, IS USED ALONE OR IN COMBINATION**  
27 **WITH OTHER PRODUCTS, AND IS INTENDED FOR OR PROMOTED FOR SLEEPING ON.**

28 **(2) “MATTRESS” INCLUDES A FOUNDATION.**

29 **(3) “MATTRESS” DOES NOT INCLUDE:**

30 **(1) AN UNATTACHED MATTRESS PAD OR TOPPER THAT IS**  
31 **DESIGNED TO BE USED ON TOP OF OR IN ADDITION TO A MATTRESS;**

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1 (II) A WATERBED, AN AIR MATTRESS, OR ANY OTHER PRODUCT  
2 THAT CONTAINS LIQUID— OR GAS—FILLED TICKING AND THAT DOES NOT CONTAIN  
3 UPHOLSTERY MATERIAL BETWEEN THE TICKING AND THE MATTRESS CORE;

4 (III) A CARRIAGE, A BASKET, A DRESSING TABLE, A STROLLER, A  
5 PLAYPEN, AN INFANT CARRIER, A LOUNGE PAD, A CRIB BUMPER, A CRIB MATTRESS,  
6 A BASSINET MATTRESS, OR ANY OTHER PRODUCT MANUFACTURED FOR YOUNG  
7 CHILDREN;

8 (IV) A SLEEPING BAG;

9 (V) A PILLOW;

10 (VI) A FUTON, SLEEPER SOFA, OR FOLD—OUT SOFA BED;

11 (VII) ~~A FOUNDATION;~~

12 ~~(VIII)~~ A CAR BED; OR

13 ~~(IX)~~ (VIII) FURNITURE THAT OTHERWISE DOES NOT CONTAIN A  
14 DETACHABLE MATTRESS.

15 (J-2) “MATTRESS STEWARDSHIP ASSESSMENT” MEANS THE AMOUNT ADDED  
16 TO THE PURCHASE PRICE OF MATTRESSES SOLD IN THE STATE THAT IS NECESSARY  
17 TO COVER THE MATTRESS STEWARDSHIP PROGRAM’S COST, INCLUDING  
18 COLLECTING, TRANSPORTING, MANAGING, AND PROCESSING POSTCONSUMER  
19 MATTRESSES STATEWIDE, AND ADMINISTRATION, EDUCATION, AND OUTREACH.

20 (J-3) “MATTRESS WASTE MANAGEMENT ENTITY” MEANS A WASTE  
21 MANAGEMENT COMPANY AUTHORIZED OR CONTRACTED BY THE MATTRESS  
22 STEWARDSHIP PROGRAM TO COLLECT, DISAGGREGATE, REDUCE, AND RECYCLE  
23 MATTRESSES.

24 (m) “Office” means the Office of Recycling within the Department.

25 (O-2) (1) “POSTCONSUMER MATTRESS” MEANS A MATTRESS NO LONGER  
26 WANTED BY A PURCHASER.

27 (2) “POSTCONSUMER MATTRESS” INCLUDES UNUSED MATTRESSES  
28 AND MATTRESSES THAT HAVE BEEN USED AND ABANDONED OR DISCARDED IN THE  
29 STATE.

30 [(o-2)] (O-3) “Postconsumer paint” means architectural paint not used and no  
31 longer wanted by a purchaser.

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1 [(o-3)] (O-4) "Producer" means, EXCEPT AS PROVIDED IN PART VI OF THIS  
2 SUBTITLE, a manufacturer of architectural paint that sells, offers for sale, or distributes  
3 the paint in the State under the producer's own name or brand.

4 (R-2) (1) "RENOVATE" MEANS TO ALTER A DISCARDED MATTRESS FOR  
5 RESALE THROUGH REPLACING THE TICKING OR FILLING, ADDING ADDITIONAL  
6 FILLING, OR REPLACING COMPONENTS OF THE DISCARDED MATTRESS WITH NEW OR  
7 RECYCLED MATERIALS.

8 (2) "RENOVATE" DOES NOT INCLUDE:

9 (I) STRIPPING A DISCARDED MATTRESS OF THE TICKING OR  
10 FILLING WITHOUT ADDING NEW MATERIAL; OR

11 (II) THE SANITIZATION OR STERILIZATION OF A DISCARDED  
12 MATTRESS WITHOUT OTHER ALTERATION TO THE DISCARDED MATTRESS.

13 [(r-2)] (R-3) "Representative organization" means, EXCEPT AS PROVIDED IN  
14 PART VI OF THIS SUBTITLE, a nonprofit organization created by producers to implement  
15 a Paint Stewardship Program.

16 [(r-3)] (R-4) "Retailer" means, EXCEPT AS PROVIDED IN PART VI OF THIS  
17 SUBTITLE, any person that offers architectural paint for sale at retail in the State.

18 [(r-4)] (R-5) "Sale" or "sell" means any transfer of title for consideration,  
19 including remote sales conducted through sales outlets, catalogues, the Internet, or any  
20 other similar electronic means.

21 (R-6) "SANITIZATION" MEANS THE DIRECT APPLICATION OF CHEMICALS TO A  
22 MATTRESS TO KILL PATHOGENS THAT CAUSE HUMAN DISEASE.

23 (S-1) "STERILIZATION" MEANS THE MITIGATION OF ANY DELETERIOUS  
24 SUBSTANCES OR ORGANISMS, INCLUDING PATHOGENS THAT CAUSE HUMAN  
25 DISEASE, FUNGI, AND INSECTS, FROM A MATTRESS OR FILLING MATERIAL USING A  
26 CHEMICAL OR HEAT PROCESS.

27 9-1702.

28 (a) There is an Office of Recycling created within the Department.

29 (d) The Office shall:

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1 (1) Assist the counties in developing an acceptable recycling plan required  
2 under § 9-1703 of this subtitle and § 9-505 of this title, including technical assistance to  
3 the local governments;

4 (2) Coordinate the efforts of the State to facilitate the implementation of  
5 the recycling goals at the county level;

6 (3) Review all recycling plans submitted as part of a county plan as  
7 required under § 9-505 of this title and advise the Secretary on the adequacy of the  
8 recycling plan;

9 (4) (I) REVIEW AND APPROVE PLANS AND ANNUAL REPORTS,  
10 INCLUDING THE MATTRESS STEWARDSHIP ASSESSMENT, SUBMITTED IN  
11 ACCORDANCE WITH A MATTRESS STEWARDSHIP PROGRAM ESTABLISHED UNDER  
12 PART VI OF THIS SUBTITLE;

13 (II) PROVIDE TO LOCAL COMMUNITIES THE MOST UP-TO-DATE  
14 INFORMATION ON LOCAL AND NATIONAL PROGRAMS FOR THE RECYCLING OF  
15 MATTRESSES; AND

16 (III) PROVIDE TO LOCAL COMMUNITIES FOR CONSIDERATION  
17 EXAMPLES OF MATTRESS RECYCLING PROGRAMS THAT CREATE JOBS FOR:

18 1. UNEMPLOYED INDIVIDUALS;

19 2. HOMELESS INDIVIDUALS;

20 3. DISADVANTAGED YOUTH;

21 4. INDIVIDUALS WITH DISABILITIES;

22 5. INDIVIDUALS WHO WERE INCARCERATED IN A LOCAL,  
23 STATE, OR FEDERAL CORRECTIONAL FACILITY; AND

24 6. OTHER DISADVANTAGED INDIVIDUALS;

25 [(4)] (5) Administer the Statewide Electronics Recycling Program under  
26 Part IV of this subtitle;

27 [(5)] (6) Promote the development of markets for recycled materials and  
28 recycled products in the State in accordance with § 9-1702.1 of this subtitle;

29 [(6)] (7) Review and approve plans and annual reports, including the  
30 paint stewardship assessment, submitted in accordance with a Paint Stewardship Program  
31 established under Part V of this subtitle; and

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1           **[(7)] (8)**     Review and approve, in consultation with the producer  
2 responsibility advisory council established under § 9–2503 of this title, producer  
3 responsibility plans and annual reports submitted in accordance with Subtitle 25 of this  
4 title.

5           (e)     On or before December 31, **[2024] 2030**, and every 2 years thereafter, the  
6 Office shall, in coordination with the Maryland Environmental Service, study and report to  
7 the Governor and, subject to § 2–1257 of the State Government Article, the General  
8 Assembly on:

9           (1)     The identification and location of recycling centers, including an  
10 analysis of existing recycling centers and the need to expand these facilities or construct  
11 new recycling centers;

12          (2)     Programs necessary to educate the public on the need to participate in  
13 recycling efforts;

14          (3)     The economics and financing of existing and proposed systems of waste  
15 disposal and recycling;

16          (4)     State procurement policies for the purchase of recycled materials;

17          (5)     Programs necessary to reduce the amount of solid waste generated for  
18 disposal by a State agency or unit;

19          (6)     The liaison role with local governments, the federal government, and  
20 the private sector;

21          (7)     The percentage reduction in the amount of solid waste that has been  
22 achieved by each county; **[and]**

23          (8)     Economically feasible methods for the recycling of scrap automobile  
24 tires, batteries, and white goods; **AND**

25           **(9)     THE PROGRESS MADE IN THE STATE IN DIVERTING MATTRESSES**  
26 **FROM DISPOSAL IN LANDFILLS AND INCINERATORS.**

27 9–1707.

28          (f)     (1)     There is a State Recycling Trust Fund.

29           (2)     The Fund shall consist of:

30           (i)     The newsprint recycling incentive fee;

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1 (ii) The telephone directory recycling incentive fee collected under §  
2 9-1709 of this subtitle;

3 (iii) The covered electronic device manufacturer registration fee  
4 collected under § 9-1728 of this subtitle;

5 (iv) The Paint Stewardship Program plan and annual report review  
6 fees collected under § 9-1733(b) and (h) of this subtitle;

7 (v) **THE MATTRESS STEWARDSHIP PROGRAM PLAN AND**  
8 **ANNUAL REPORT REVIEW FEES COLLECTED UNDER § 9-1739(C)(2) AND (H)(2) OF**  
9 **THIS SUBTITLE;**

10 (vi) Any fees collected from producer responsibility organizations  
11 under § 9-1702.2 of this subtitle or Subtitle 25 of this title;

12 [(vi)] (vii) All fines and penalties collected under this subtitle and §  
13 9-2512 of this title;

14 [(vii)] (viii) Money appropriated in the State budget to the Fund; and

15 [(viii)] (ix) Any other money from any other source accepted for the  
16 benefit of the Fund.

17 (3) The Secretary shall administer the Fund.

18 (4) The Treasurer shall hold the Fund separately and the Comptroller shall  
19 account for the Fund.

20 (5) At the end of each fiscal year, any unspent or unencumbered balance in  
21 the Fund that exceeds \$2,000,000 shall revert to the General Fund of the State in  
22 accordance with § 7-302 of the State Finance and Procurement Article.

23 (6) In accordance with the State budget, the Fund shall be used only:

24 (i) To provide grants to the counties to be used by the counties to  
25 develop and implement local recycling plans;

26 (ii) To provide grants to counties that have addressed methods for  
27 the separate collection and recycling of covered electronic devices in accordance with §  
28 9-1703(c)(1) of this subtitle;

29 (iii) To provide grants to municipalities to be used by the  
30 municipalities to implement local covered electronic device recycling programs;

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1                   (iv)     To cover the costs of the Paint Stewardship Program plan review  
2 under § 9-1733(b) of this subtitle, the annual report review under § 9-1733(h) of this  
3 subtitle, and associated costs for Program compliance oversight; [and]

4                   **(v)     TO COVER THE ACTUAL COSTS OF THE MATTRESS**  
5 **STEWARDSHIP PROGRAM PLAN REVIEW AND ANNUAL REPORT REVIEW UNDER §**  
6 **9-1739 OF THIS SUBTITLE AND ASSOCIATED COSTS FOR PROGRAM COMPLIANCE**  
7 **OVERSIGHT;**

8                   **[(v)] (VI)**     In accordance with paragraph (7) of this subsection, to  
9 cover the costs of a statewide recycling needs assessment conducted under § 9-1702.2 of  
10 this subtitle;

11                   **[(vi)] (VII)**    In accordance with paragraph (7) of this subsection, to  
12 cover the costs of producer responsibility plan review, oversight, and enforcement under  
13 Subtitle 25 of this title; and

14                   **[(vii)] (VIII)**   To carry out the purposes of the land management  
15 administration.

16                   (7)     (i)     There is a separate account within the Fund.

17                   (ii)    The separate account shall consist of:

18                   1.     Any fees collected from producer responsibility  
19 organizations under § 9-1702.2 of this subtitle or Subtitle 25 of this title; and

20                   2.     All fines and penalties collected under § 9-2512 of this  
21 title.

22                   (iii)   The separate account shall be used only for the costs of statewide  
23 recycling needs assessments conducted under § 9-1702.2 of this subtitle and producer  
24 responsibility plan review, oversight, and enforcement under Subtitle 25 of this title.

25                   (8)     (i)     The Treasurer shall invest the money in the Fund in the same  
26 manner as other State money may be invested.

27                   (ii)    Any investment earnings of the Fund shall be credited to the  
28 General Fund of the State.

29     **9-1715.**

30     **(A)     (1)     EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
31 **ON OR AFTER JANUARY 1, 2035, A PERSON MAY NOT DISPOSE OF A MATTRESS IN A**  
32 **LANDFILL.**

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1 (2) A PERSON MAY DISPOSE OF A MATTRESS IN A LANDFILL IF THE  
2 MATTRESS IS DEEPLY CONTAMINATED AND POSES A RISK TO PERSONNEL, NEW  
3 PRODUCTS, OR EQUIPMENT, AS DETERMINED BY THE DEPARTMENT.

4 (B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,  
5 ON OR AFTER JANUARY 1, 2035, A PERSON MAY NOT DISPOSE OF A MATTRESS IN AN  
6 INCINERATOR.

7 (2) A PERSON MAY DISPOSE OF A MATTRESS IN AN INCINERATOR IF  
8 THE MATTRESS IS DEEPLY CONTAMINATED, THE MATTRESS CANNOT BE  
9 RENOVATED, NO PARTS OF THE MATTRESS CAN BE RECYCLED, AND THE MATTRESS  
10 POSES A RISK TO PERSONNEL, NEW PRODUCTS, OR EQUIPMENT, AS DETERMINED BY  
11 THE DEPARTMENT.

12 9-1735. RESERVED.

13 9-1736. RESERVED.

14 PART VI. MATTRESS STEWARDSHIP PROGRAM.

15 9-1737.

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

18 (B) "ADVISORY BOARD" MEANS THE MATTRESS STEWARDSHIP ADVISORY  
19 BOARD.

20 (C) "PREMIUM COLLECTION SERVICE" MEANS A MATTRESS COLLECTION  
21 SERVICE THAT PROVIDES A GREATER SERVICE CONVENIENCE, FREQUENCY, OR  
22 COMPONENT.

23 (D) (1) "PRODUCER" MEANS:

24 (I) A MANUFACTURER OF MATTRESSES THAT SELLS, OFFERS  
25 FOR SALE, OR DISTRIBUTES MATTRESSES IN THE STATE UNDER THE PRODUCER'S  
26 OWN NAME OR BRAND; OR

27 (II) AN INDIVIDUAL WHO IMPORTS MATTRESSES INTO THE  
28 STATE TO SELL, OFFER FOR SALE, OR DISTRIBUTE IN THE STATE.

29 (2) "PRODUCER" INCLUDES THE OWNER OF A MATTRESS  
30 TRADEMARK OR BRAND, WHETHER OR NOT THE TRADEMARK OR BRAND IS  
31 REGISTERED IN THE STATE.

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1 (E) "PROGRAM" MEANS THE MATTRESS STEWARDSHIP PROGRAM.

2 (F) "REPRESENTATIVE ORGANIZATION" MEANS A NONPROFIT  
3 ORGANIZATION CREATED BY PRODUCERS TO IMPLEMENT AND OPERATE A  
4 MATTRESS STEWARDSHIP PROGRAM.

5 (G) "RETAILER" MEANS ANY PERSON THAT OFFERS MATTRESSES FOR SALE  
6 AT RETAIL IN THE STATE.

7 9-1738.

8 IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT A PRODUCER OR  
9 REPRESENTATIVE ORGANIZATION THAT ORGANIZES THE COLLECTION, TRANSPORT,  
10 AND PROCESSING OF MATTRESSES IN ACCORDANCE WITH AN APPROVED MATTRESS  
11 STEWARDSHIP PROGRAM SHALL BE IMMUNE FROM LIABILITY FOR ANY CLAIM  
12 UNDER STATE OR FEDERAL LAW RELATING TO ANTITRUST AND RESTRAINT OF  
13 TRADE, OR ANY UNFAIR, ABUSIVE, OR DECEPTIVE TRADE PRACTICE, ARISING FROM  
14 CONDUCT UNDERTAKEN IN ACCORDANCE WITH THE PROGRAM.

15 9-1739.

16 (A) ON OR BEFORE JULY 1, 2031, PRODUCERS OF MATTRESSES SOLD AT  
17 RETAIL IN THE STATE, OR A REPRESENTATIVE ORGANIZATION ACTING ON A  
18 PRODUCER'S BEHALF, SHALL SUBMIT A PLAN FOR THE ESTABLISHMENT OF A  
19 MATTRESS STEWARDSHIP PROGRAM TO THE DEPARTMENT FOR APPROVAL.

20 (B) (1) THE PLAN REQUIRED UNDER SUBSECTION (A) OF THIS SECTION  
21 SHALL:

22 (I) IDENTIFY THE MATERIALS, ENTITIES, AND RESPONSIBLE  
23 PARTIES COVERED UNDER THE PLAN;

24 (II) DESCRIBE THE ORGANIZATIONAL STRUCTURE OF ANY  
25 REPRESENTATIVE ORGANIZATION;

26 (III) DESCRIBE THE FINANCING METHOD FOR THE PLAN,  
27 INCLUDING:

28 1. HOW FEES WILL BE STRUCTURED AND COLLECTED;

29 2. CONSIDERATION OF WHETHER TO SET A FEE,  
30 CONSISTENT THROUGHOUT THE STATE, THAT IS:

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1 A. THE SAME FOR ALL MATTRESSES REGARDLESS OF  
2 TYPE; OR

3 B. TIERED BASED ON MATTRESS TYPE; AND

4 3. AN ANALYSIS OF THE DIFFERENTIAL COST TO THE  
5 MATTRESS STEWARDSHIP PROGRAM OF THE FEE STRUCTURES IDENTIFIED IN ITEM  
6 2 OF THIS ITEM;

7 (IV) DESCRIBE SOUND MANAGEMENT PRACTICES THAT WILL BE  
8 USED FOR WORKER HEALTH AND SAFETY;

9 (V) DESCRIBE HOW DISCARDED MATTRESSES NOT COVERED  
10 UNDER THE PROGRAM WILL BE HANDLED;

11 (VI) DESCRIBE HOW PRODUCERS WILL:

12 1. WORK WITH EXISTING RECYCLING PROGRAMS AND  
13 INFRASTRUCTURE;

14 2. CONSULT WITH STATE AND LOCAL GOVERNMENTS  
15 AND OTHER STAKEHOLDERS; AND

16 3. CONDUCT RESEARCH AS NEEDED TO IMPROVE THE  
17 COLLECTION AND RECYCLING OF MATTRESSES;

18 (VII) DESCRIBE HOW MATTRESS WASTE MANAGEMENT ENTITIES  
19 WILL BE SOLICITED, RECRUITED, AND SUPPORTED, INCLUDING:

20 1. EXISTING MUNICIPAL, PRIVATE, AND NONPROFIT  
21 ENTITIES IN THE STATE THAT WORK IN THE MATTRESS WASTE STREAM  
22 MANAGEMENT FIELD;

23 2. EXISTING ENTITIES IN THE STATE THAT WORK IN THE  
24 GENERAL WASTE MANAGEMENT FIELD;

25 3. ENTITIES THAT HAVE EXPERIENCE IN OR PRIORITIZE  
26 DISAGGREGATION AND RECYCLING OF COMPONENT MATTRESS PARTS;

27 4. MINORITY BUSINESS ENTERPRISES;

28 5. MINORITY-OWNED BUSINESSES THAT ARE NOT  
29 DESIGNATED AS MINORITY BUSINESS ENTERPRISES;

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1 6. WOMEN-OWNED BUSINESSES;

2 7. VETERAN-OWNED BUSINESSES; AND

3 8. BUSINESSES THAT PRIORITIZE THE TRAINING AND  
4 HIRING OF:

5 A. INDIVIDUALS REENTERING SOCIETY AFTER  
6 IMPRISONMENT;

7 B. INDIVIDUALS EXPERIENCING HOMELESSNESS AND  
8 HOUSING INSECURITY;

9 C. INDIVIDUALS IN ADDICTION RECOVERY;

10 D. INDIVIDUALS WITH DISABILITIES; AND

11 E. INDIVIDUALS WHO ARE OTHERWISE  
12 SOCIOECONOMICALLY OR HISTORICALLY MARGINALIZED OR DISADVANTAGED;

13 (VIII) PROVIDE AN ESTIMATED ANNUAL OPERATING BUDGET;

14 (IX) PROVIDE A PLAN FOR MARKET DEVELOPMENT;

15 (X) PROVIDE THE TIME FRAME FOR ACHIEVING ZERO-WASTE  
16 GOALS AND PROGRAM SUSTAINABILITY WITHOUT THE NEED FOR FEES BY:

17 1. ENCOURAGING EXPANSION AND DEVELOPMENT OF  
18 DOWNSTREAM MARKETS FOR DISAGGREGATED COMPONENT MATTRESS PARTS;

19 2. INCREASING EFFICIENCIES OF END-OF-LIFE  
20 PRODUCT MANAGEMENT; AND

21 3. ENCOURAGING EFFECTIVE COORDINATION AND  
22 SHARING OF RESOURCES WHERE POSSIBLE; AND

23 (XI) PROVIDE A PLAN IN CASE OF CLOSURE OF THE PROGRAM.

24 (2) THE PLAN SHALL MINIMIZE PUBLIC SECTOR INVOLVEMENT IN,  
25 AND FINANCIAL RESPONSIBILITY FOR, THE MANAGEMENT OF MATTRESS DISPOSAL  
26 BY:

27 (i) PROMOTING MATTRESS RECYCLING;

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1 (II) NEGOTIATING AND EXECUTING AGREEMENTS TO COLLECT,  
2 TRANSPORT, RECYCLE, PROCESS FOR MATERIALS RECOVERY, AND DISPOSE OF  
3 MATTRESSES, AND AGREEMENTS TO REIMBURSE COSTS ASSOCIATED WITH TASKS  
4 UNDER EXISTING PUBLIC SECTOR PROGRAMS OR AGREEMENTS; AND

5 (III) PROVIDING FOR THE FINANCIAL REIMBURSEMENT TO  
6 COLLECTION SITES FOR THE INCREASED COSTS OF COLLECTION.

7 (3) THE PLAN SHALL PROVIDE FOR CONVENIENT AND AVAILABLE  
8 COLLECTION OF MATTRESSES STATEWIDE THAT:

9 (I) PROVIDES FOR FREE ACCESS TO COLLECTION OR  
10 DROP-OFF OF MATTRESSES FROM IN-STATE RESIDENTIAL, COMMERCIAL, OR  
11 INSTITUTIONAL CONSUMERS, OR OTHER IN-STATE SOURCES, ALONG WITH  
12 CONVENIENCE EQUAL TO OR GREATER THAN THE COLLECTION PROGRAMS  
13 AVAILABLE TO CONSUMERS PRIOR TO THE MATTRESS STEWARDSHIP PROGRAM  
14 STATEWIDE;

15 (II) PROVIDES A CONVENIENT METHOD FOR THE PUBLIC TO  
16 ACCESS A LIST OF COLLECTION OR DROP-OFF OPTIONS;

17 (III) IDENTIFIES EACH PRODUCER PARTICIPATING IN THE  
18 MATTRESS STEWARDSHIP PROGRAM AND THE BRANDS OF MATTRESSES SOLD IN  
19 THE STATE THAT ARE COVERED BY THE PROGRAM;

20 (IV) PROVIDES GEOGRAPHIC MODELING TO DETERMINE THE  
21 NUMBER AND DISTRIBUTION OF SITES FOR ALL COLLECTION OF POSTCONSUMER  
22 MATTRESSES BASED ON THE FOLLOWING CRITERIA:

23 1. UNLESS OTHERWISE APPROVED OR REQUIRED BY  
24 THE DEPARTMENT, AT LEAST 90% OF THE RESIDENTS OF THE STATE SHALL HAVE A  
25 COLLECTION SITE WITHIN A 15-MILE RADIUS; AND

26 2. UNLESS OTHERWISE APPROVED BY THE  
27 DEPARTMENT, ONE ADDITIONAL COLLECTION SITE SHALL BE ESTABLISHED FOR  
28 EVERY 50,000 RESIDENTS OF A GEOGRAPHICAL AREA;

29 (V) PROVIDES INFORMATION ON HOW MATTRESSES  
30 CONTAMINATED BY BIOLOGICAL FLUIDS, TOXINS, OR INFECTIOUS AGENTS WILL BE  
31 DISPOSED OF, INCLUDING WHETHER THE DISPOSAL WILL BE HANDLED IN OR OUT  
32 OF THE STATE;

33 (VI) ALLOWS FOR SCHEDULING AND PICK-UP OF MATTRESSES  
34 FROM PRIVATE PROPERTY; AND

1 (VII) ALLOWS FOR A MATTRESS WASTE MANAGEMENT ENTITY TO:

2 1. OFFER A PREMIUM COLLECTION SERVICE UNDER THE  
3 PROGRAM;

4 2. CHARGE FOR THE ADDITIONAL COST OF THAT  
5 PREMIUM COLLECTION SERVICE; AND

6 3. CARRY OUT A STATEWIDE ASSESSMENT OF NEEDS  
7 AND COSTS.

8 (4) THE PLAN MAY IDENTIFY A RETAILER AS A POSTCONSUMER  
9 MATTRESS COLLECTION SITE IF:

10 (I) THE RETAILER VOLUNTEERS TO ACT AS A POSTCONSUMER  
11 MATTRESS COLLECTION SITE;

12 (II) THE RETAILER IS IN COMPLIANCE WITH ALL APPLICABLE  
13 LAWS AND REGULATIONS; AND

14 (III) THE SITE LOCATION OF THE RETAILER IS CONSISTENT WITH  
15 MAINTAINING A COST-EFFECTIVE NETWORK OF POSTCONSUMER MATTRESS  
16 COLLECTION LOCATIONS.

17 (5) (I) THE PLAN SHALL ESTABLISH:

18 1. A UNIFORM MATTRESS STEWARDSHIP ASSESSMENT  
19 FOR ALL MATTRESSES SOLD IN THE STATE; AND

20 2. A MECHANISM FOR RETAILERS PARTICIPATING IN A  
21 MATTRESS STEWARDSHIP PROGRAM TO REMIT, AT THE POINT OF SALE, TO THE  
22 REPRESENTATIVE ORGANIZATION PAYMENT OF THE MATTRESS STEWARDSHIP  
23 ASSESSMENT FOR EACH MATTRESS SOLD IN THE STATE.

24 (II) THE UNIFORM MATTRESS STEWARDSHIP ASSESSMENT  
25 REQUIRED UNDER SUBPARAGRAPH (I)1 OF THIS PARAGRAPH MAY BE TIERED BASED  
26 ON MATTRESS WEIGHT, CONSTRUCTION, SIZE, TYPE, RECYCLABILITY, RETAIL  
27 PRICE, OR ANY OTHER FACTOR THE PRODUCER OR REPRESENTATIVE  
28 ORGANIZATION DETERMINES WILL DISTRIBUTE THE ASSESSMENT MORE FAIRLY.

29 (6) THE PLAN SHALL ESTABLISH PERFORMANCE GOALS FOR:

30 (I) THE COLLECTION RATES OF DISCARDED MATTRESSES;

1 (II) THE RECYCLING RATES OF DISCARDED MATTRESSES;

2 (III) IN COORDINATION WITH THE RENOVATORS AND TO THE  
3 EXTENT PRACTICABLE, THE RENOVATION RATES OF DISCARDED MATTRESSES;

4 (IV) IN COORDINATION WITH LOCAL JURISDICTIONS AND TO  
5 THE EXTENT PRACTICABLE, THE NUMBER OF ILLEGALLY DUMPED MATTRESSES AND  
6 THE SHARE OF DUMPED MATTRESSES AS A PERCENTAGE OF ALL MATTRESSES IN  
7 THE PROGRAM; AND

8 (V) PUBLIC AWARENESS OF THE MATTRESS STEWARDSHIP  
9 PROGRAM.

10 (7) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE  
11 TOTAL AMOUNT OF THE MATTRESS STEWARDSHIP ASSESSMENT MAY NOT EXCEED  
12 THE COSTS OF IMPLEMENTING THE MATTRESS STEWARDSHIP PROGRAM.

13 (II) THE TOTAL AMOUNT OF THE MATTRESS STEWARDSHIP  
14 ASSESSMENT MAY INCLUDE A FINANCIAL RESERVE SUFFICIENT TO OPERATE THE  
15 PROGRAM OVER A MULTIYEAR PERIOD.

16 (8) (I) THE MATTRESS STEWARDSHIP ASSESSMENT SHALL BE  
17 EVALUATED BY AN INDEPENDENT FINANCIAL AUDITOR, AS DESIGNATED BY THE  
18 DEPARTMENT, TO ENSURE THE COSTS OF IMPLEMENTING THE MATTRESS  
19 STEWARDSHIP PROGRAM ARE COVERED BUT NOT EXCEEDED.

20 (II) THE COST OF ANY WORK PERFORMED BY AN INDEPENDENT  
21 FINANCIAL AUDITOR SHALL BE FUNDED BY THE MATTRESS STEWARDSHIP  
22 PROGRAM.

23 (9) MATTRESS STEWARDSHIP ASSESSMENTS MAY BE USED ONLY TO  
24 IMPLEMENT THE MATTRESS STEWARDSHIP PROGRAM.

25 (10) (I) EACH PLAN SUBMITTED UNDER SUBSECTION (A) OF THIS  
26 SECTION AND APPROVED BY THE DEPARTMENT SHALL BE REEVALUATED BY THE  
27 DEPARTMENT EVERY 5 YEARS.

28 (II) THE DEPARTMENT MAY REQUIRE A PLAN TO BE REVISED  
29 BEFORE ITS TIME PERIOD ENDS IF:

30 1. TARGETS ARE NOT BEING MET;

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1                   2.     **THERE IS AN APPEAL TO THE MATTRESS**  
2 **STEWARDSHIP ADVISORY BOARD ESTABLISHED UNDER § 9-1742 OF THIS SUBTITLE**  
3 **OR TO THE DEPARTMENT UNDER TITLE 10, SUBTITLE 2 OF THE STATE**  
4 **GOVERNMENT ARTICLE BY AN ENTITY THAT RECEIVES REIMBURSEMENT UNDER**  
5 **THE PLAN THAT WARRANTS A REVISION; OR**

6                   3.     **THERE IS A CHANGE IN CIRCUMSTANCES THAT**  
7 **WARRANTS A REVISION.**

8           **(C)     (1)     THE DEPARTMENT SHALL REVIEW:**

9                   **(I)     THE MATTRESS STEWARDSHIP PROGRAM PLAN REQUIRED**  
10 **UNDER SUBSECTION (A) OF THIS SECTION; AND**

11                   **(II)    THE WORK PRODUCT OF THE INDEPENDENT FINANCIAL**  
12 **AUDITOR DESIGNATED BY THE DEPARTMENT TO EVALUATE MATTRESS**  
13 **STEWARDSHIP ASSESSMENTS.**

14                   **(2)     THE PRODUCER OR REPRESENTATIVE ORGANIZATION THAT**  
15 **SUBMITS A PLAN FOR APPROVAL SHALL PAY A PLAN REVIEW FEE TO THE**  
16 **DEPARTMENT TO BE DEPOSITED INTO THE STATE RECYCLING TRUST FUND UNDER**  
17 **§ 9-1707 OF THIS SUBTITLE THAT COVERS THE DEPARTMENT'S COST OF PLAN**  
18 **REVIEW, INCLUDING ASSOCIATED COSTS FOR MATTRESS STEWARDSHIP PROGRAM**  
19 **COMPLIANCE OVERSIGHT, AS DETERMINED BY THE DEPARTMENT.**

20                   **(3)     (I)     IF THE DEPARTMENT DETERMINES THAT THE MATTRESS**  
21 **STEWARDSHIP PROGRAM PLAN, INCLUDING THE MATTRESS STEWARDSHIP**  
22 **ASSESSMENT, COMPLIES WITH THE REQUIREMENTS OF SUBSECTION (B) OF THIS**  
23 **SECTION, THE DEPARTMENT SHALL APPROVE THE PROGRAM WITHIN 90 DAYS OF**  
24 **SUBMISSION.**

25                   **(II)    IF THE DEPARTMENT DETERMINES THAT THE MATTRESS**  
26 **STEWARDSHIP PROGRAM PLAN, INCLUDING THE MATTRESS STEWARDSHIP**  
27 **ASSESSMENT, REQUIRES MODIFICATION, THE PRODUCER OR REPRESENTATIVE**  
28 **ORGANIZATION SHALL HAVE 30 DAYS TO MODIFY THE PLAN.**

29                   **(4)     THE DEPARTMENT SHALL LIST ON ITS WEBSITE THE PRODUCERS,**  
30 **BRANDS, RENOVATORS, AND RETAILERS IMPLEMENTING OR PARTICIPATING IN AN**  
31 **APPROVED MATTRESS STEWARDSHIP PROGRAM.**

32                   **(D)     (1)     A PRODUCER OR REPRESENTATIVE ORGANIZATION SHALL**  
33 **IMPLEMENT ITS MATTRESS STEWARDSHIP PROGRAM PLAN WITHIN 1 YEAR AFTER**  
34 **THE PLAN'S APPROVAL BY THE DEPARTMENT.**

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1 (2) BEGINNING 1 YEAR AFTER A PRODUCER'S OR REPRESENTATIVE  
2 ORGANIZATION'S PLAN IS APPROVED:

3 (I) A PRODUCER OR RETAILER MAY NOT SELL OR OFFER FOR  
4 SALE A BRAND OF MATTRESS TO ANY PERSON IN THE STATE, UNLESS THE  
5 PRODUCER OF THE BRAND OR A REPRESENTATIVE ORGANIZATION OF WHICH THE  
6 PRODUCER IS A MEMBER IS IMPLEMENTING AN APPROVED MATTRESS  
7 STEWARDSHIP PROGRAM;

8 (II) A PRODUCER SHALL ADD THE MATTRESS STEWARDSHIP  
9 ASSESSMENT ESTABLISHED UNDER AN APPROVED MATTRESS STEWARDSHIP  
10 PROGRAM TO THE COST OF ALL MATTRESSES SOLD TO RETAILERS AND  
11 DISTRIBUTED IN THE STATE; AND

12 (III) EACH RETAILER OR DISTRIBUTOR SHALL ADD ~~THE~~ MATTRESS  
13 STEWARDSHIP ASSESSMENT ESTABLISHED UNDER AN APPROVED MATTRESS STEWARDSHIP PROGRAM TO THE  
14 PURCHASE PRICE OF ALL MATTRESSES SOLD IN  
15 THE STATE BY DISPLAYING A LINE ITEM ON THE RECEIPT FOR THE ADDED COST.

16 (E) (1) A PRODUCER OR REPRESENTATIVE ORGANIZATION  
17 PARTICIPATING IN AN APPROVED MATTRESS STEWARDSHIP PROGRAM SHALL  
18 PROVIDE CONSUMERS WITH EDUCATIONAL MATERIALS REGARDING THE PROGRAM  
19 THAT INCLUDE:

20 (I) INFORMATION REGARDING AVAILABLE END-OF-LIFE  
21 MANAGEMENT OPTIONS FOR MATTRESSES OFFERED THROUGH THE PROGRAM; AND

22 (II) INFORMATION THAT NOTIFIES CONSUMERS THAT AN  
23 ASSESSMENT TO COVER THE COSTS OF IMPLEMENTING THE PROGRAM IS INCLUDED  
24 IN THE PURCHASE PRICE OF ALL MATTRESSES SOLD IN THE STATE.

25 (2) FOLLOWING THE IMPLEMENTATION OF THE MATTRESS  
26 STEWARDSHIP PROGRAM, A RETAILER SHALL PROVIDE CONSUMERS, AT THE POINT  
27 OF RETAIL SALE, WITH EDUCATIONAL MATERIALS, PROVIDED BY A PRODUCER OR  
28 REPRESENTATIVE ORGANIZATION, ON AVAILABLE COLLECTION OPPORTUNITIES  
29 FOR POSTCONSUMER MATTRESSES THROUGH THE PROGRAM.

30 (F) FOLLOWING THE IMPLEMENTATION OF THE MATTRESS STEWARDSHIP  
31 PROGRAM, A RETAILER COMPLIES WITH THE REQUIREMENTS OF THIS SECTION IF,  
32 ON THE DATE THE MATTRESS WAS ORDERED FROM THE PRODUCER OR ITS AGENT,  
33 THE PRODUCER OF THE MATTRESS BRAND IS LISTED ON THE DEPARTMENT'S  
34 WEBSITE AS IMPLEMENTING OR PARTICIPATING IN AN APPROVED MATTRESS  
35 STEWARDSHIP PROGRAM.

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1 (G) A POSTCONSUMER MATTRESS COLLECTION SITE THAT IS IDENTIFIED IN  
2 THE PLAN MAY NOT CHARGE AN ADDITIONAL FEE FOR THE DISPOSAL OF  
3 MATTRESSES WHEN MATTRESSES ARE OFFERED FOR DISPOSAL OR RECYCLING  
4 UNDER AN APPROVED MATTRESS STEWARDSHIP PROGRAM.

5 (H) (1) BEGINNING MARCH 1, 2033, OR 1 YEAR AFTER PLAN APPROVAL,  
6 WHICHEVER IS LATER, AND ANNUALLY THEREAFTER, THE PRODUCER OR  
7 REPRESENTATIVE ORGANIZATION SHALL SUBMIT TO THE DEPARTMENT AND  
8 PUBLISH ONLINE A REPORT THAT DETAILS THE MATTRESS STEWARDSHIP  
9 PROGRAM, INCLUDING:

10 (I) A DESCRIPTION OF THE METHODS USED TO COLLECT,  
11 TRANSPORT, AND PROCESS MATTRESSES IN THE STATE;

12 (II) THE AMOUNT BY VOLUME OR WEIGHT, AS SPECIFIED BY THE  
13 DEPARTMENT, AND TYPE OF MATTRESSES COLLECTED IN THE STATE SORTED BY  
14 TYPE OF COLLECTION SITE AND THE POLITICAL SUBDIVISION IN WHICH THE  
15 MATTRESSES WERE COLLECTED;

16 (III) THE AMOUNT BY VOLUME OR WEIGHT, AS SPECIFIED BY THE  
17 DEPARTMENT, AND TYPE OF MATTRESSES COLLECTED IN THE STATE BY METHODS  
18 OF DISPOSITION, INCLUDING RECYCLING AND OTHER METHODS OF PROCESSING OR  
19 DISPOSAL, USING METRICS FOR EVALUATION AND PROGRESS DETERMINED BY THE  
20 DEPARTMENT, FOR EACH COUNTY IN THE STATE;

21 (IV) THE TOTAL COST OF IMPLEMENTING AND ADMINISTERING  
22 THE PROGRAM, AS DETERMINED BY AN INDEPENDENT FINANCIAL AUDIT FUNDED  
23 BY THE MATTRESS STEWARDSHIP ASSESSMENT;

24 (V) SAMPLES OF EDUCATIONAL MATERIALS USED TO INFORM  
25 CONSUMERS OF MATTRESS RECYCLING OR DISPOSAL, A SUMMARY OF PUBLIC  
26 EDUCATION EFFORTS, AND AN EVALUATION OF THE EFFECTIVENESS OF THESE  
27 METHODS;

28 (VI) AN EVALUATION OF WHY MATTRESSES THAT WERE NOT  
29 RECYCLED WERE NOT RECYCLED;

30 (VII) THE TOTAL NUMBER OF MATTRESSES SOLD TO CONSUMERS  
31 IN THE PREVIOUS YEAR;

32 (VIII) STRATEGIES TO ADDRESS POSTCONSUMER AND DISCARDED  
33 MATTRESSES THAT ARE NOT INCLUDED IN THE PROGRAM AND THAT ARE ILLEGALLY  
34 DUMPED;

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1 (IX) REPORTS ON RESEARCH ACTIVITIES, PILOT PROGRAMS,  
2 AND ANY CHANGES IN MATTRESS DESIGN;

3 (X) THE NUMBER OF POSTCONSUMER MATTRESSES RECEIVED  
4 THROUGH COLLECTION THAT WERE NOT INCLUDED IN THE PROGRAM;

5 (XI) IN COORDINATION WITH LOCAL JURISDICTIONS AND TO  
6 THE EXTENT PRACTICABLE, THE NUMBER OF POSTCONSUMER MATTRESSES THAT  
7 WERE ILLEGALLY DUMPED AS REPORTED TO THE DEPARTMENT;

8 (XII) AN ANALYSIS OF HOW THE DATA REQUIRED BY THIS  
9 PARAGRAPH HAS CHANGED OVER TIME;

10 (XIII) AN EVALUATION OF THE EFFECTIVENESS OF METHODS AND  
11 PROCESSES USED TO ACHIEVE THE GOALS OF THE PROGRAM, INCLUDING  
12 INFORMATION ON PROGRESS MADE TOWARD ACHIEVING THE GOALS, AN  
13 EXPLANATION OF WHY ANY GOALS WERE NOT MET DURING THE PREVIOUS  
14 CALENDAR YEAR, AND ANY EFFORTS THAT WILL BE TAKEN TO IMPROVE PROGRESS  
15 TOWARD MEETING THE GOALS IN THE FUTURE, IF APPLICABLE;

16 (XIV) RECOMMENDATIONS FOR ANY CHANGES TO THE PROGRAM,  
17 INCLUDING INFORMATION RELEVANT TO COMPLIANCE WITH THE PLAN; AND

18 (XV) ANY OTHER INFORMATION REQUIRED BY THE  
19 DEPARTMENT.

20 (2) THE PRODUCER OR REPRESENTATIVE ORGANIZATION THAT  
21 SUBMITS A REPORT REQUIRED UNDER THIS SUBSECTION SHALL PAY A REPORT  
22 REVIEW FEE TO THE DEPARTMENT TO BE DEPOSITED INTO THE STATE RECYCLING  
23 TRUST FUND UNDER § 9-1707 OF THIS SUBTITLE THAT COVERS THE DEPARTMENT'S  
24 COST OF REPORT REVIEW, INCLUDING ASSOCIATED COSTS FOR PROGRAM  
25 COMPLIANCE OVERSIGHT, AS DETERMINED BY THE DEPARTMENT.

26 (i) (1) THE DEPARTMENT SHALL REVIEW THE ANNUAL REPORT  
27 REQUIRED UNDER SUBSECTION (H) OF THIS SECTION AND:

28 (I) EVALUATE THE TOTAL COSTS OF THE MATTRESS  
29 STEWARDSHIP PROGRAM, INCLUDING ALL EXPENSES AND REVENUES, TO  
30 DETERMINE WHETHER THE MATTRESS STEWARDSHIP ASSESSMENT MEETS OR  
31 EXCEEDS THE COSTS OF THE PROGRAM IN ACCORDANCE WITH SUBSECTION (B)(8)  
32 OF THIS SECTION; AND

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1 (II) DETERMINE WHETHER THE PROGRAM IS BEING  
2 IMPLEMENTED IN ACCORDANCE WITH THE PLAN APPROVED UNDER SUBSECTION (C)  
3 OF THIS SECTION.

4 (2) IF THE DEPARTMENT DETERMINES THAT THE MATTRESS  
5 STEWARDSHIP ANNUAL REPORT, INCLUDING THE MATTRESS STEWARDSHIP  
6 ASSESSMENT, COMPLIES WITH THE REQUIREMENTS OF THIS SECTION, THE  
7 DEPARTMENT SHALL APPROVE THE ANNUAL REPORT.

8 (3) THE PRODUCER OR REPRESENTATIVE ORGANIZATION SHALL  
9 MAKE THE APPROVED ANNUAL REPORT AVAILABLE TO THE PUBLIC.

10 (4) IF THE DEPARTMENT DETERMINES THAT THE MATTRESS  
11 STEWARDSHIP ANNUAL REPORT, INCLUDING THE MATTRESS STEWARDSHIP  
12 ASSESSMENT, DOES NOT COMPLY WITH THE REQUIREMENTS OF THIS SECTION, THE  
13 PRODUCER OR REPRESENTATIVE ORGANIZATION SHALL SUBMIT TO THE  
14 DEPARTMENT A PLAN ON HOW THE PRODUCER OR REPRESENTATIVE  
15 ORGANIZATION WILL ADDRESS THE NONCOMPLIANCE IN THE UPCOMING YEAR.

16 (J) (1) FINANCIAL, PRODUCTION, OR SALES DATA REPORTED TO THE  
17 DEPARTMENT BY A PRODUCER OR THE REPRESENTATIVE ORGANIZATION SHALL BE  
18 KEPT CONFIDENTIAL BY THE DEPARTMENT AND MAY NOT BE SUBJECT TO PUBLIC  
19 INSPECTION.

20 (2) THE DEPARTMENT MAY RELEASE SUMMARY DATA THAT DOES  
21 NOT DISCLOSE FINANCIAL, PRODUCTION, OR SALES DATA OF A PRODUCER,  
22 RETAILER, OR REPRESENTATIVE ORGANIZATION.

23 9-1740.

24 (A) A RETAILER THAT VIOLATES THIS PART IS SUBJECT TO A CIVIL PENALTY  
25 NOT TO EXCEED \$100 PER DAY FOR EACH DAY OF THE VIOLATION.

26 (B) A PRODUCER OR RENOVATOR THAT VIOLATES THIS PART IS SUBJECT TO  
27 A CIVIL PENALTY NOT TO EXCEED \$1,000 PER DAY FOR EACH DAY OF THE  
28 VIOLATION.

29 (C) ANY PENALTY COLLECTED UNDER THIS SECTION SHALL BE PLACED IN  
30 A SPECIAL FUND TO BE USED BY THE DEPARTMENT TO ENSURE THE  
31 IMPLEMENTATION OF APPROVED MATTRESS STEWARDSHIP PROGRAMS.

32 9-1741.

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1 (A) THE DEPARTMENT MAY COOPERATE WITH DEPARTMENTS, AGENCIES,  
2 AND OTHER EQUIVALENT BODIES IN OTHER STATES IN ORDER TO FURTHER THE  
3 OBJECTIVES OF THIS PART.

4 (B) (1) THE DEPARTMENT SHALL ADOPT MEASURES TO MOVE THE STATE  
5 TOWARD A MORE EQUITABLE RECYCLING AND WASTE MANAGEMENT SYSTEM AND TO  
6 SEEK ENVIRONMENTAL JUSTICE FOR UNDERSERVED COMMUNITIES.

7 (2) MEASURES ADOPTED UNDER THIS SUBSECTION MAY INCLUDE:

8 (I) CONDUCTING STUDIES ON HOW TO IMPROVE ACCESS TO  
9 RECYCLING FOR UNDERSERVED COMMUNITIES;

10 (II) CONDUCTING STUDIES ON HOW TO IMPROVE SOCIAL  
11 EQUITY WITHIN THE RECYCLING SYSTEM, INCLUDING ENSURING EQUITABLE  
12 EMPLOYMENT AND DEVELOPMENT OPPORTUNITIES;

13 (III) PROVIDING A PLATFORM FOR RECOMMENDATIONS FROM  
14 ENVIRONMENTAL JUSTICE AND COMMUNITY-BASED ORGANIZATIONS ON HOW TO  
15 IMPROVE THE PROGRAM;

16 (IV) REQUIRING REPRESENTATIVE ORGANIZATIONS TO  
17 GUARANTEE PRODUCTS ARE TRANSFERRED TO RESPONSIBLE END MARKETS THAT  
18 MEET ENVIRONMENTAL AND PUBLIC SAFETY STANDARDS;

19 (V) REQUIRING ALL CONTRACTS MADE BY A REPRESENTATIVE  
20 ORGANIZATION TO INCLUDE LANGUAGE GUARANTEEING A LIVABLE WAGE AND  
21 QUALITY BENEFITS TO WORKERS; AND

22 (VI) REQUIRING REPRESENTATIVE ORGANIZATIONS TO  
23 TRANSLATE ALL EDUCATIONAL MATERIALS INTO THE LANGUAGES SPOKEN BY  
24 LOCAL POPULATIONS AND TO ENSURE THAT COLLECTION INFRASTRUCTURE IS  
25 ACCESSIBLE TO DISABLED RESIDENTS.

26 (C) THE DEPARTMENT SHALL ADOPT REGULATIONS TO ENFORCE THIS  
27 PART THAT INCLUDE A CLARIFICATION OF THE AUTHORITY AND RESPONSIBILITY TO  
28 INSPECT AND ENFORCE THE PROGRAM BETWEEN LOCAL AND STATE  
29 GOVERNMENTS.

30 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
31 as follows:

32 Article - Environment

1 9-1742.

2 (A) THERE IS A MATTRESS STEWARDSHIP ADVISORY BOARD.

3 (B) THE PURPOSE OF THE ADVISORY BOARD IS TO ADVISE ON THE PROPER  
4 IMPLEMENTATION AND SUSTAINABILITY OF THE MATTRESS STEWARDSHIP  
5 PROGRAM.

6 (C) THE ADVISORY BOARD CONSISTS OF THE FOLLOWING MEMBERS:

7 (1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE  
8 PRESIDENT OF THE SENATE;

9 (2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE  
10 SPEAKER OF THE HOUSE;

11 (3) THE SECRETARY, OR THE SECRETARY'S DESIGNEE;

12 (4) THE SECRETARY OF HEALTH, OR THE SECRETARY'S DESIGNEE;

13 (5) THE SECRETARY OF COMMERCE, OR THE SECRETARY'S  
14 DESIGNEE;

15 (6) THE COMPTROLLER, OR THE COMPTROLLER'S DESIGNEE; AND

16 (7) THE FOLLOWING INDIVIDUALS, APPOINTED BY THE GOVERNOR:

17 (I) ONE REPRESENTATIVE OF MATTRESS RETAILERS;

18 (II) ONE REPRESENTATIVE OF THE MATTRESS  
19 MANUFACTURING INDUSTRY;

20 (III) ONE REPRESENTATIVE OF MATTRESS RECYCLERS;

21 (IV) ONE REPRESENTATIVE OF THE MARYLAND CHAPTER OF  
22 THE SIERRA CLUB;

23 (V) ONE REPRESENTATIVE OF AN ENVIRONMENTAL ADVOCACY  
24 GROUP;

25 (VI) ONE REPRESENTATIVE OF AN ADVOCACY GROUP FOR THE  
26 REHABILITATION OF FORMERLY INCARCERATED INDIVIDUALS;

27 (VII) ONE REPRESENTATIVE OF INDEPENDENT HAULERS OF  
28 BULK WASTE;

1 (VIII) ONE REPRESENTATIVE OF THE MARYLAND ASSOCIATION  
2 OF COUNTIES;

3 (IX) ONE REPRESENTATIVE OF THE MARYLAND MUNICIPAL  
4 LEAGUE; AND

5 (X) ONE CONSUMER REPRESENTATIVE EACH FROM WESTERN  
6 MARYLAND, CENTRAL MARYLAND, SOUTHERN MARYLAND, AND THE EASTERN  
7 SHORE.

8 (D) IN APPOINTING INDIVIDUALS TO THE ADVISORY BOARD, THE  
9 GOVERNOR SHALL CONSIDER APPOINTING INDIVIDUALS FROM UNDERSERVED,  
10 OVERBURDENED, LOW-INCOME, AND HISTORICALLY MARGINALIZED COMMUNITIES.

11 (E) (1) THE ADVISORY BOARD SHALL:

12 (I) REVIEW AND EVALUATE THE STRUCTURE, FINANCING, AND  
13 OTHER ASPECTS OF THE MATTRESS STEWARDSHIP PROGRAM;

14 (II) REVIEW AND EVALUATE EACH MATTRESS STEWARDSHIP  
15 PLAN REQUIRED UNDER § 9-1739(A) OF THIS SUBTITLE BEFORE THE PLAN IS  
16 SUBMITTED TO THE DEPARTMENT FOR APPROVAL;

17 (III) CONSULT WITH AND ADVISE PRODUCERS AND  
18 REPRESENTATIVE ORGANIZATIONS AS THEY PREPARE THE MATTRESS  
19 STEWARDSHIP PLAN;

20 (IV) 1. RECEIVE AND REVIEW THE MATTRESS STEWARDSHIP  
21 PLANS SUBMITTED IN ACCORDANCE WITH § 9-1739 OF THIS SUBTITLE; AND

22 2. MAKE RECOMMENDATIONS TO THE DEPARTMENT  
23 REGARDING MATTRESS STEWARDSHIP PLAN APPROVAL;

24 (V) 1. RECEIVE AND REVIEW ANNUAL REPORTS SUBMITTED  
25 IN ACCORDANCE WITH § 9-1739 OF THIS SUBTITLE; AND

26 2. MAKE RECOMMENDATIONS TO THE DEPARTMENT  
27 REGARDING THE NEED FOR ANY PLAN AMENDMENTS OR OTHER REQUIREMENTS  
28 BASED ON THE ADVISORY BOARD'S REVIEW OF THE REPORTS; AND

29 (VI) REVIEW AND COMMENT ON DRAFT REGULATIONS  
30 RELEVANT TO THE IMPLEMENTATION OF THE MATTRESS STEWARDSHIP PROGRAM.

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1 (2) THE ADVISORY BOARD SHALL MEET AT LEAST QUARTERLY UNTIL  
 2 THE INITIAL ROUND OF STEWARDSHIP PLANS HAVE BEEN APPROVED, AND  
 3 SEMIANNUALLY OR ANNUALLY, AS DETERMINED BY THE DEPARTMENT,  
 4 THEREAFTER.

5 (3) THE ADVISORY BOARD SHALL ELECT A CHAIR FROM AMONG THE  
 6 MEMBERS BY A SIMPLE MAJORITY VOTE.

7 (4) THE ADVISORY BOARD MAY ADOPT BYLAWS AND A CHARTER FOR  
 8 THE OPERATION OF THE ADVISORY BOARD'S BUSINESS IN ACCORDANCE WITH THIS  
 9 PART.

10 (5) THE DEPARTMENT SHALL PROVIDE STAFF FOR THE ADVISORY  
 11 BOARD.

12 (6) ON OR BEFORE APRIL 1, 2031, THE ADVISORY BOARD SHALL  
 13 REPORT, AND IF APPLICABLE SUBMIT A MINORITY REPORT ON, ITS FINDINGS AND  
 14 RECOMMENDATIONS, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT  
 15 ARTICLE, TO THE GENERAL ASSEMBLY.

16 SECTION 3. AND BE IT FURTHER ENACTED, That:

17 (a) On or after July 1, 2030, a contract or agreement for the recycling of  
 18 mattresses in existence prior to the effective date of this Act may not be renewed unless the  
 19 contract or agreement conforms to or is modified to conform to the requirements of a  
 20 Mattress Stewardship Program plan as enacted by this Act.

21 (b) On or before December 1, 2030, the Department of the Environment shall, if  
 22 necessary, request legislation to further implement this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That on or before December 31, 2033, the  
 Senate Committee on Education, Energy, and the Environment and the House Environment  
 and Transportation Committee shall jointly review the Mattress Stewardship Program  
 to evaluate the Program's implementation, effectiveness, and impact.

23 SECTION ~~4~~ 5. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
 24 1, 2029. ~~Section 2 of this Act shall remain effective for a period of 5 years and, at the end of~~  
 25 ~~June 30, 2034, Section 2 of this Act, with no further action required by the General~~  
 26 ~~Assembly, shall be abrogated and of no further force and effect.~~

**SB0603-EEE-FAV.pdf**

Uploaded by: Nina Themelis

Position: FAV



BRANDON M. SCOTT  
MAYOR

*Office of Government  
Relations  
88 State Circle  
Annapolis, Maryland 21401*

**SB 0603**

February 24, 2026

**TO:** Members of the Senate Education, Energy, and the Environment Committee

**FROM:** Nina Themelis, Director, Mayor's Office of Government Relations

**RE:** Senate Bill 603- Mattress Stewardship Program - Establishment

**POSITION: SUPPORT**

Chair Feldman, Vice Chair Kagan, and Members of the Committee, please be advised that the Baltimore City Administration (BCA) **supports** Senate Bill (SB) 603.

Senate Bill 603 aims to establish a Mattress Stewardship Program to manage mattress disposal and recycling. The bill requires mattress producers, or their representative organizations, to submit a plan to the Department of the Environment detailing the establishment of a Mattress Stewardship Program. The program would outline methods for mattress collection, transportation, recycling, and disposal, ensuring environmentally sound management practices. The bill also prohibits disposing of mattresses in landfills or incinerators, with certain exceptions.

The Baltimore City Department of Public Works (DPW) has been facing significant challenges related to mattress disposal at the Quarantine Road Landfill (QRL). The improper disposal of mattresses has led to persistent leachate issues, requiring extensive remediation efforts that cost the City approximately \$70,000 in 2023 alone. Additionally, due to their low weight-to-volume ratio, mattresses fail to generate sufficient revenue through tipping fees, further straining landfill operations.

Currently, the City bears the full financial burden of collecting and disposing of mattresses. Illegal dumping of mattresses in alleys and on sidewalks creates quality-of-life issues for residents and requires significant staff time from both DPW and the Department of Housing and Community Development. While DPW has implemented restrictions at the landfill and launched a mattress

recycling pilot program, these efforts have already cost \$21,600, with projected costs exceeding \$650,000 over three years. With the landfill estimated to have only three to five years of operational life remaining, every effort to divert mattresses from disposal helps preserve this critical capacity.

SB 603 would strengthen and expand local efforts by creating a producer responsibility program that shifts end-of-life management costs to manufacturers and retailers. This approach would reduce the financial burden on the City while significantly advancing mattress recycling.

It is for these reasons that the Baltimore City Administration requests a **favorable** report on SB 603.

**SB0603-EEE\_MACo\_SWA.pdf**

Uploaded by: Dominic Butchko

Position: FWA



## **Senate Bill 603**

### *Mattress Stewardship Program - Establishment*

MACo Position: **SUPPORT WITH  
AMENDMENTS**

To: Education, Energy, and the Environment  
Committee

Date: February 24, 2026

From: Dominic J. Butchko

The Maryland Association of Counties (MACo) **SUPPORTS SB 603 WITH AMENDMENTS**. This bill would establish the Mattress Stewardship Program within the state of Maryland. The program is designed to shift mattress disposal and recycling responsibility to manufacturers.

SB 603 creates a statewide Mattress Stewardship Program. Instead of landfills, the program would divert mattresses to recycling operations run by mattress producers. This diversion would reduce waste and create employment opportunities within Maryland. Financing would be provided through the Mattress Stewardship Assessment, which effectively amounts to a fee on the sale of all mattresses within the state. Producers would be charged with establishing the necessary recycling infrastructure using funds from the assessment. The bill also, following an implementation period, outright bans the disposal of mattresses within landfills and drastically limits their incineration.

Counties presently serve as the main processor of discarded mattresses, often disposing of them within landfills or through incineration. The Mattress Stewardship Program is incredibly innovative in its approach, philosophy, and design. By shifting the disposal responsibility from taxpayer-funded operations to producer-run facilities, local resources could be freed up and reinvested into other essential services.

**Counties support the direction proposed by the bill, but have concerns regarding effects of uncertain element implementation – any pieces of the envisioned disposal system being missing at the time of a ban on landfill disposal could create major complications.** Specifically, pages 9-10, lines 29-11, would take away counties' only tools to dispose of mattresses. *Should the program falter, counties will be left with little recourse to dispose of the mattresses.* Counties respectfully request an amendment providing safeguards should this regrettable scenario come to fruition.

The idea of a producer-run mattress recycling program is an innovative and worthy endeavor. Counties are concerned with the blanket ban on disposal and ask the Committee to reconsider these provisions. For this reason, MACo urges the Committee to issue SB 603 a **FAVORABLE WITH AMENDMENTS** report. Proposed amendment language is included on the following page.

### MACo Amendment for SB 603

*Clarifies that if a county determines the Mattress Stewardship Program is not adequately functioning within its jurisdiction, the county may continue to landfill or incinerate mattresses until such time as service is adequately restored.*

On page 10, after line 11, insert,

**“(C) THE REQUIREMENTS IN (A) AND (B) DO NOT APPLY TO A LOCAL GOVERNMENT IF THE LOCAL GOVERNMENT DETERMINES THAT THE MATTRESS STEWARDSHIP PROGRAM IS NOT ADEQUATELY FUNCTIONING WITHIN THEIR JURISDICTION AND THAT THERE ARE NO OTHER REASONABLE MEANS OF DISPOSAL EXCEPT FOR DISPOSAL IN A LANDFILL OR INCINERATION.”.**

**SB603\_MHLA\_FWA.pdf**

Uploaded by: Mark Feinroth

Position: FWA

**SB 603 - Mattress Stewardship Program - Establishment**

Education, Energy, and the Environment Committee

February 24, 2026

**Position: FAVORABLE WITH AMENDMENT**

*MHLA is the sole statewide organization dedicated to advocacy on behalf of Maryland's lodging industry. Our industry is a powerful economic engine - **765 hotels** support more than **115,000 jobs** statewide, generate **\$7.2 billion in wages and salaries**, contribute **\$2.4 billion in state and local tax revenue**, and drive **\$10.6 billion in guest spending** that strengthens communities across Maryland.*

The Maryland Hotel Lodging Association (MHLA) appreciates the opportunity to provide testimony on Senate Bill 603. **MHLA supports the environmental objectives of the bill and respectfully requests targeted amendments to clarify producer responsibility and prevent unintended liability for hotel brands.**

Hotels will likely be classified as "commercial consumers" under SB 603. Beginning January 1, 2035, the prohibition on landfill or incinerator disposal of mattresses, except in cases of deep contamination as determined by the Department of the Environment, **reflects practices already widely adopted within the hospitality industry.** MHLA supports this provision.

Under the Mattress Stewardship Program, hotels would pay a Mattress Stewardship Assessment at the point of purchase. The intent of the legislation appears to shift mattress end-of-life management costs from disposal to the point of sale. While this framework provides predictability, it will increase upfront procurement costs for hotels, which replace mattresses on regular capital cycles and often purchase in significant volume.

The bill also contemplates "Premium Collection Service" options, which may apply to hotels due to the scale and scheduling needs associated with commercial mattress replacement. **Clarity regarding when premium services apply and how fees are structured will be important to ensure predictable budgeting.**

Cost oversight by the Mattress Stewardship Advisory Board will be critical. Unlike retailers that can immediately adjust product pricing, hotels operate in a highly competitive, price-sensitive environment. Room rates are frequently negotiated months or years in advance through corporate and group contracts, limiting the ability to pass through significant cost increases.

**Ensuring that assessments remain reasonable and administratively efficient will support successful implementation without unintended economic impacts.**

MHLA has submitted amendment language to clarify that hotel brands are not deemed “producers” solely by virtue of having a brand label on a mattress manufactured and distributed by a separate entity.

Hotels are end users of mattresses. They do not manufacture, import, or distribute mattresses into the Maryland marketplace. Without clarification, brand licensors could inadvertently be swept into producer obligations despite lacking manufacturing control.

If trademark language remains in SB 603, incorporating language allowing hotel brands to contractually assign responsibility to another entity ensures responsibility remains with true producers while still aligning with the bill’s end-of-life goals. The proposed language mirrors language adopted by the Maryland General Assembly in Extended Producer Responsibility legislation (SB 901, 2025), which states:

“A producer does not include an entity that has executed an agreement with another entity, under which the other entity has agreed to assume responsibility by written certification under a producer responsibility program for any packaging materials attributable to the first entity.”

**With the requested amendment regarding producer responsibility, and provided that program implementation avoids disproportionate cost or administrative burdens on commercial consumers, MHLA supports SB 603.**

We appreciate the sponsor’s leadership and stand ready to work collaboratively to ensure the bill achieves its environmental objectives while remaining workable for Maryland’s hospitality industry.

**For more information, please contact:**

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**MDE SB 603 INF.pdf**

Uploaded by: Jeremy D Baker

Position: INFO



**The Maryland Department of the Environment  
Secretary Serena McIlwain**

***Senate Bill 603  
Mattress Stewardship Program – Establishment***

**Position:** Informational  
**Committee:** Education, Energy, and the Environment  
**Date:** February 24, 2026  
**From:** Jeremy D. Baker, Director of Government Relations

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The Maryland Department of the Environment (MDE) offers the following **INFORMATIONAL** testimony on SB 603.

**Bill Summary**

SB 603 would establish a mattress recycling program managed and funded by producers or their representative organizations. Under the bill, retailers may only sell mattresses from producers participating in an approved program. Additionally, the bill bans the disposal of mattresses in landfills or incinerators starting January 1, 2035, with limited exceptions. The Department and a new Advisory Board would oversee the program's regulations and implementation.

**Position Rationale**

Diverting mattresses from landfills supports Maryland's waste goals and reduces the financial and logistical burden on local governments under the Maryland Recycling Act. MDE estimates that there are between 22 and 35 years of remaining permitted landfill space in the State. Under SB 603, the Department would oversee mattress recycling by reviewing program plans and educating communities on successful, job-creating recycling models. Furthermore, MDE would be responsible for managing Advisory Board recommendations and incorporating them into official plans and regulations. To meet these requirements, the department would require additional staffing for regulation development, plan reviews, and compliance enforcement.

MDE hopes this information is helpful during its deliberations on SB 603 and is available for questions.