



200016

LEGISLATIVE ACTION

Senate

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House

The Committee on Community Affairs (Perry) recommended the following:

Senate Amendment (with title amendment)

Delete lines 120 - 167

and insert:

(22) Counties and municipalities must address the contamination of recyclable material in contracts for the collection, transportation, and processing of residential recyclable material based upon the following:

(a) A residential recycling collector may not be required to collect or transport contaminated recyclable material, except



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11 pursuant to a contract consistent with paragraph (c). As used in
12 this subsection, the term "residential recycling collector"
13 means a for-profit business entity that collects and transports
14 residential recyclable material on behalf of a county or
15 municipality.

16 (b) A recovered materials processing facility may not be
17 required to process contaminated recyclable material, except
18 pursuant to a contract consistent with subsection (d).

19 (c) Each contract between a residential recycling collector
20 and a county or municipality for the collection or transport of
21 residential recyclable material, and each request for proposal
22 or other solicitation for residential recyclable material, must
23 define the term "contaminated recyclable material." The term
24 must be defined in a manner that is appropriate for the local
25 community, taking into consideration available markets for
26 recyclable material, available waste composition studies, and
27 other relevant factors. The contract and request for proposal or
28 other solicitation must include:

29 1. The respective strategies and obligations of the county
30 or municipality and the collector to reduce the amount of
31 contaminated recyclable material being collected;

32 2. The procedures for identifying, documenting, managing,
33 and rejecting residential recycling containers, carts, or bins
34 that contain contaminated recyclable material;

35 3. The remedies authorized to be used if a container, cart,
36 or bin contains contaminated recyclable material; and

37 4. The education and enforcement measures that will be used
38 to reduce the amount of contaminated recyclable material.

39 (d) Each contract between a recovered materials processing



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40 facility and a county or municipality for processing residential
41 recyclable material, and each request for proposal or other
42 solicitation for processing residential recyclable material,
43 must define the term "contaminated recyclable material." The
44 term must be defined in a manner that is appropriate for the
45 local community, taking into consideration available markets for
46 recyclable material, available waste composition studies, and
47 other relevant factors. The contract and request for proposal
48 must include:

49 1. The respective strategies and obligations of the county
50 or municipality and the facility to reduce the amount of
51 contaminated recyclable material being collected;

52 2. The procedures for identifying, documenting, managing,
53 and rejecting residential recycling containers, carts, or bins
54 that contain contaminated recyclable material;

55 3. The remedies authorized to be used if a container, cart,
56 or bin contains contaminated recyclable material; and

57 (e) This subsection applies to each contract between a
58 municipality or county and a residential recycling collector or
59 recovered materials processing facility executed or renewed
60 after July 1, 2018.

61
62 ===== T I T L E A M E N D M E N T =====

63 And the title is amended as follows:

64 Delete lines 22 - 25

65 and insert:

66 residential recycling collectors except under certain
67 conditions; defining the term "residential recycling
68 collector"; prohibiting counties and municipalities



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69 from requiring the processing of contaminated
70 recyclable material by recovered materials processing
71 facilities except under certain conditions; specifying
72 required contract provisions in residential recycling
73 collector and recovered materials processing facility
74 contracts with