

SENATE No. 2308

The Commonwealth of Massachusetts

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In the Year Two Thousand Fourteen
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SENATE, Thursday, July 24, 2014

The committee on Ways and Means, to whom was referred the Senate Bill to require recycling in public buildings (Senate, No. 398),- reports, recommending that the same ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2308).

For the committee,
Stephen M. Brewer

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In the Year Two Thousand Fourteen

An Act to require recycling in public buildings.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 21A of the General Laws is hereby amended by adding the following section:-

2 Section 24. (a) As used in this section the following words shall have the following
3 meanings, unless the context clearly requires otherwise:-

4 “Agency”, a state agency or state authority as defined by section 1 of chapter 29.

5 “Cathode ray tubes”, any intact, broken or processed glass tube used to provide the visual
6 display in televisions, computer monitors and certain scientific instruments such as
7 oscilloscopes.

8 “Construction and demolition material”, asphalt pavement, brick, wood, metal and
9 concrete from construction activities and demolition of buildings, roads and bridges and similar
10 sources.

11 “Court”, any trial court department, appeals court and the supreme judicial court.

12 “Fluorescent lamp”, an electric lamp to which the manufacturer intentionally introduces
13 mercury for the operation of the lamp, including, but not limited to, fluorescent, compact
14 fluorescent, black lights, high intensity discharge lamps, ultraviolet lamps and neon lamps.

15 “Glass containers”, glass bottles and jars, including soda-lime glass, but excluding light
16 bulbs, Pyrex cookware, plate glass, drinking glasses, windows, windshields and ceramics.

17 “Lead batteries”, lead-acid batteries used in motor vehicles or stationary applications.

18 “Leading by example program”, leading by example program within executive office of
19 energy and environmental affairs to oversee and coordinate efforts at state agencies to reduce
20 their environmental impact.

21 “Metal containers”, aluminum, steel or bi-metal beverage and food containers.

22 “Recyclable paper”, all paper, corrugated cardboard and paperboard products, except
23 tissue paper, toweling, paper plates and cups, wax-coated corrugated cardboard and other low-
24 grade paper products.

25 “Single polymer plastics”, narrow-neck plastic containers in which the diameter of the
26 mouth of the container is less than the diameter of the body of the container, including single
27 polymer plastic containers labeled 1 to 6, inclusive.

28 “Tire”, a continuous solid or pneumatic rubber covering intended for use on a motor
29 vehicle.

30 “White goods”, appliances employing electricity, oil, natural gas or liquefied petroleum
31 gas to: preserve or cook food; wash or dry clothing, cooking or kitchen utensils or related items;
32 or to cool or to heat air or water, including, but not limited to, refrigerators, freezers, air

33 conditioners, water coolers, dishwashers, clothes washers, clothes dryers, gas or electric ovens
34 and ranges and hot water heaters; provided, however, that “white goods” shall not include
35 microwave ovens.

36 “Yard waste”, deciduous and coniferous seasonal depositions, such as leaves, grass
37 clippings, weeds, hedge clippings, garden materials and brush 1 inch or less in diameter;
38 provided, however, that yard waste shall not included diseased plants.

39 (b) By January 1, 2015, every agency and court, individually or in conjunction with other
40 agencies or courts and the general court, shall recycle the following materials pursuant to
41 regulations established under 310 CMR 19.017: (i) lead batteries; (ii) metal containers; (iii) glass
42 containers; (iv) single polymer plastics; (v) recyclable paper; (vi) yard waste; (vii) tires; (viii)
43 white goods; (ix) fluorescent lamps; (x) cathode ray tubes or the product that contains the
44 cathode ray tube; and (xi) construction and demolition material.

45 (c) The leading by example program shall provide recycling guidance to establish and
46 implement a waste generation and recyclable material generation reporting system for agencies,
47 courts and the general court. Agencies and courts with more than 50 employees located in a
48 state-owned building and the general court shall be required to submit the reports. In the event an
49 agency or court is located in a facility where the waste management is handled by another
50 agency or court, the agency or court responsible for waste management shall be responsible for
51 submitting the reports. The reports shall, if feasible, include, but not be limited to the following
52 information:

53 (i) tonnage of solid waste generated by the agency, court or general court;

54 (ii) tonnage of waste recycled by the agency, court or general court; and

55 (iii) a breakdown of the tonnage of materials in subsection (b).

56 The reports shall be submitted to the leading by example program at least annually.

57 (d) Every lease agreement entered into by an agency or court after the effective date of
58 this section shall require recycling pursuant to the terms of this section and, where feasible,
59 require the landlord to report on agency or court waste generation and recycling data pursuant to
60 subsection (c).

61 (e) The executive office of energy and environmental affairs may promulgate rules and
62 regulations for the implementation of this section.