

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2309 Session of
2015

INTRODUCED BY FLYNN, D. COSTA, MAHONEY, GODSHALL, W. KELLER,
PASHINSKI, BIZZARRO, WATSON AND MULLERY, SEPTEMBER 1, 2016

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
SEPTEMBER 1, 2016

AN ACT

1 Amending the act of November 23, 2010 (P.L.1083, No.108),
2 entitled "An act establishing a recycling program for certain
3 covered devices; imposing duties on manufacturers and
4 retailers of certain covered devices; providing for the
5 powers and duties of the Department of Environmental
6 Protection and for enforcement; establishing the Electronic
7 Materials Recycling Account in the General Fund; and
8 prescribing penalties," in duties of manufacturers and
9 retailers, further providing for manufacturer plan and
10 reporting.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Section 305(a) of the act of November 23, 2010
14 (P.L.1083, No.108), known as the Covered Device Recycling Act,
15 is amended to read:

16 Section 305. Manufacturer plan and reporting.

17 (a) Collection, transportation and recycling plan.--

18 (1) A manufacturer shall establish, conduct and manage a
19 plan to collect, transport and recycle a quantity of covered
20 devices [equal to the manufacturer's market share. The plan
21 shall be submitted to the department for review.] as follows:

1 (i) For calendar years 2017 and 2018, the quantity
2 of covered devices must be equal to three times the
3 manufacturer's market share.

4 (ii) For calendar years 2019 and 2020, the quantity
5 of covered devices must be equal to two times the
6 manufacturer's market share.

7 (iii) For calendar year 2021 and thereafter, the
8 quantity of covered devices must be equal to the
9 manufacturer's market share.

10 (1.1) A revised plan or joint plan shall be submitted to
11 the department for review to determine compliance with
12 paragraph (1)(i), (ii) and (iii). The revised plan or joint
13 plan shall include the information required under subsection
14 (b).

15 (2) A group of manufacturers may submit a joint plan to
16 collect, transport and recycle the manufacturer's market
17 share.

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19 Section 2. This act shall take effect immediately.