

**RECYCLING AMENDMENTS**

2008 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Tim M. Cosgrove**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill requires certain entities to participate in single stream recycling.

**Highlighted Provisions:**

This bill:

- ▶ defines terms; and
- ▶ requires a state agency, school district, or charter school located in a first or second class county to participate in recycling.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**53A-2-124**, Utah Code Annotated 1953

**63G-6-427**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **53A-2-124** is enacted to read:

**53A-2-124. Participation in single stream recycling.**

(1) As used in this section:



28 (a) "Recyclable material" is as defined in Section 63G-6-427.

29 (b) "School facility" means a building, structure, or other improvement that is owned or  
30 operated by a school district or charter school.

31 (2) A school district or charter school located in a first or second class county shall:

32 (a) divert recyclable material from the solid waste stream generated at a school facility;  
33 and

34 (b) contract for the collection of recyclable material in accordance with Title 63,  
35 Chapter 56, Utah Procurement Code.

36 Section 2. Section **63G-6-427** is enacted to read:

37 **63G-6-427. Participation in single stream recycling.**

38 (1) As used in this section:

39 (a) (i) "Recyclable material" means a fiber or non-fiber material that may be reused,  
40 including:

41 (A) newspaper;

42 (B) office paper;

43 (C) cardboard;

44 (D) a plastic bottle; and

45 (E) a steel or aluminum can.

46 (ii) "Recyclable material" does not include material containing confidential information  
47 that requires shredding.

48 (b) "State agency" means an executive, legislative, or judicial branch department,  
49 agency board, commission, or division, including a state institution of higher education as  
50 defined in Section 53B-3-102.

51 (c) (i) "State facility" means a building, structure, or other improvement that is  
52 constructed on property:

53 (A) owned by the state or a state agency; and

54 (B) located in a first or second class county.

55 (ii) "State facility" does not mean:

56 (A) an unoccupied structure that is a component of the state highway system;

57 (B) a privately owned structure that is located on property owned by the state or a state  
58 agency; or

59            (C) a structure that is located on land administered by the School and Institutional  
60 Trust Lands Administration under a lease, permit, or contract with the School and Institutional  
61 Trust Lands Administration.

62            (2) A state agency shall:

63            (a) divert recyclable material from the solid waste stream generated at a state facility;

64 and

65            (b) contract for the collection of recyclable material in accordance with Title 63,

66 Chapter 56, Utah Procurement Code.

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**Legislative Review Note**  
as of 2-11-08 7:17 PM

**Office of Legislative Research and General Counsel**

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**H.B. 414 - Recycling Amendments**

**Fiscal Note**

2008 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill may lead to some additional costs to school districts and charter schools due to requirements of contracting "for the collection of recyclable material". However, there will be some offsets to waste removal fees in the amount of recyclable material. Costs or any cost savings will be largely dependent on contract negotiation of school districts and charter schools with local waste removal and recycling services.

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