

ESHB 2488 - S AMD 782

By Senators Morton, Fraser

ADOPTED 03/03/2004

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The department of ecology, in
4 consultation with the solid waste advisory committee created under RCW
5 70.95.040, shall conduct research and develop recommendations for
6 implementing and financing an electronic product collection, recycling,
7 and reuse program. The department and the solid waste advisory
8 committee shall consult with stakeholders including persons who
9 represent covered electronic product manufacturers, covered electronic
10 product retailers, waste haulers, electronics recyclers, charities,
11 cities, counties, environmental organizations, public interest
12 organizations, and other interested parties that have a role or
13 interest in the collection, reuse, and recycling of covered electronic
14 products.

15 (2) The department shall identify and evaluate existing projects
16 and encourage new pilot projects for covered electronic product
17 collection, recycling, and reuse that allow for new information to be
18 obtained. In evaluating new and existing projects, factors to be
19 considered include:

- 20 (a) Urban versus rural recycling challenges and issues;
21 (b) The involvement of covered electronic product manufacturers;
22 (c) Different methods of financing the collection, reuse, and
23 recycling programs for covered electronic products;
24 (d) The impact of the approach on local governments, nonprofit
25 organizations, waste haulers, and other stakeholders;
26 (e) How to address historic and orphan waste; and
27 (f) The effect of landfill bans on collection and recovery of
28 covered electronic products.

29 (3) The department shall also:

- 30 (a) Examine existing programs and infrastructure for reuse and
31 recycling of electronic waste;

- 1 (b) Compile information on electronic product manufacturers'
2 covered electronic product collection, recycling, and reuse programs;
- 3 (c) Review existing data on the costs to collect, transport, and
4 recycle electronic waste;
- 5 (d) Develop possible performance measures to assess the
6 effectiveness of collection, reuse, and recycling of covered electronic
7 products;
- 8 (e) Develop a description of what could be accomplished voluntarily
9 and what would require regulation or legislation if needed to implement
10 the recommended statewide collection, recycling, and reuse program for
11 covered electronic products;
- 12 (f) Research the potential impacts of recycling or reusing
13 electronic waste on jobs, recycling infrastructure, and economic
14 development;
- 15 (g) Evaluate the suitability of lined and unlined facilities for
16 the disposal of covered electronic products;
- 17 (h) Explore state financial incentives for developing business
18 opportunities and jobs in the area of covered electronic product
19 recycling and reuse infrastructure;
- 20 (i) Develop and assess ways to establish and finance a statewide
21 collection, reuse, and recycling program for covered electronic
22 products;
- 23 (j) Work with the federal environmental protection agency, other
24 federal agencies, and interested stakeholders to:
- 25 (i) Determine the amount of electronic waste exported from
26 Washington that is subject to reporting under 40 C.F.R. part 262;
- 27 (ii) Determine the amount of electronic waste exported from
28 Washington that is not subject to reporting under 40 C.F.R. part 262,
29 including electronic waste from households, small quantity generators,
30 regulated generators, and other sources; and
- 31 (iii) Identify methods to determine if exports of electronic waste
32 from Washington are in compliance with national laws in destination
33 countries;
- 34 (k) Examine the need for and develop recommendations to address
35 electronic waste collection, reuse, and recycling services, and
36 financing options for charities, school districts, government agencies,
37 and small businesses; and
- 38 (l) Give special consideration to costs incurred by charitable

1 organizations receiving unwanted electronic products and possible pilot
2 projects and other waste collection systems that could be developed to
3 address these products and costs related to disposal.

4 (4) The department shall report its findings and recommendations
5 for implementing and financing an electronic product collection,
6 recycling, and reuse program to the appropriate committees of the
7 legislature by December 15, 2004, and December 15, 2005.

8 (5) For purposes of this section "covered electronic product" means
9 computer monitors, personal computers, and televisions sold to
10 consumers for personal use, but does not include: (a) An automobile or
11 any cathode ray tube, cathode ray tube device, flat panel screen,
12 personal computer, or other similar video display device that is
13 contained within, and is not separate from, the automobile; or (b)
14 monitoring and control instruments and systems, medical devices and
15 products, including materials intended for use as ingredients in such
16 products, as such terms are defined in the federal food, drug, and
17 cosmetic act (21 U.S.C. Sec. 301 et seq.) or the virus-serum-toxin act
18 of 1913 (21 U.S.C. Sec. 151 et seq.), and regulations issued under
19 those acts, and other equipment used in the delivery of patient care in
20 a health care setting.

21 (6) This section expires December 31, 2005."

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22 On page 1, line 1 of the title, after "management;" strike the
23 remainder of the title and insert "creating a new section; and
24 providing an expiration date."

EFFECT: Removes the intent and definition sections of the bill.
Includes only electronic products that are sold to consumers for
personal use. Adds a second report, in December 15, 2005. Changes the
expiration date to December 31, 2005.

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