

Introduced by Senator Sher

February 20, 2002

An act to add Chapter 11 (commencing with Section 42580) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 1523, as introduced, Sher. Solid waste: cathode ray tubes and CRT devices: recycling and refurbishment.

Existing law requires the California Integrated Waste Management Board (hereafter the board) to administer state programs to recycle plastic trash bags, plastic packaging containers, waste tires, newsprint, and other specified materials.

This bill would establish a state program administered by the board to recycle cathode ray tubes (CRTs) and CRT devices, as defined.

The bill would require, on and after July 1, 2003, that every retailer that sells CRT devices collect a fee at the point of sale in unspecified amounts for each CRT device sold in the state. The bill would require a retailer to transmit the fees to the State Board of Equalization (hereafter the state board) on or before the last day of the month following each quarter, accompanied by any forms prescribed by the state board.

The bill, on and after January 1, 2005, would authorize the board to adjust the fee to more accurately reflect the revenues needed to develop and maintain infrastructure for the recovery, recycling, and refurbishment of cathode ray tubes and CRT devices.

The bill would require the state board to deposit the fees in the Cathode Ray Tube Recycling Account, which the bill would establish in the Integrated Waste Management Fund. The bill would continuously

appropriate all funds in the account to the board for the purposes of implementing the recycling program.

The bill would establish the Cathode Ray Tube Recycling Advisory Committee within the board to advise the board on certain matters relating to the recycling and refurbishment program. The committee would consist of 7 members appointed by the Governor for 2-year terms, as specified, to represent specified interested parties.

The bill would require the board to use funds in the account to (1) provide matching grant funds to local governments to establish and maintain local programs that provide for the convenient and cost-effective collection and processing of cathode ray tubes and CRT devices; (2) provide annual recycling incentive payments to CRT material handlers that collect and process cathode ray tubes and CRT devices, as specified; and (3) provide grants to nonprofit agencies that refurbish cathode ray tubes and CRT devices for reuse.

The bill would authorize the board to adopt rules and regulations for the purpose of administering the program.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 11 (commencing with Section 42580)
2 is added to Part 3 of Division 30 of the Public Resources Code, to
3 read:

4
5 CHAPTER 11. CATHODE RAY TUBE RECYCLING

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7 42580. The Legislature finds and declares all of the
8 following:

9 (a) Many electronic waste products contain hazardous
10 materials that may pose risks to public health and the environment
11 if improperly handled or discarded.

12 (b) Most California communities lack the infrastructure
13 needed to provide for the convenient and affordable collection,
14 refurbishment, processing, and recycling of electronic wastes.

15 (c) It is the intent of the Legislature to ensure that funds are
16 available to assist cities, counties, and recyclers of electronic
17 wastes in developing programs to safely collect and recycle the
18 hazardous materials contained in electronic wastes.



1 (d) It is also the intent of the Legislature to promote the
2 refurbishment and reuse of electronic equipment for use by
3 schools and nonprofit agencies.

4 42581. For the purposes of this chapter, the following terms
5 have the following meanings, unless the context clearly requires
6 otherwise:

7 (a) “Account” means the Cathode Ray Tube Recycling
8 Account established under Section 42583.

9 (b) “Cathode ray tube” or “CRT” means a vacuum tube or
10 picture tube used to convert an electronic signal into a visual
11 image.

12 (c) “Committee” means the Cathode Ray Tube Recycling
13 Advisory Committee established under Section 42584.

14 (d) “CRT device” means any television, video monitor,
15 computer monitor, or other device that contains one or more
16 cathode ray tubes.

17 (e) “Fee” means the cathode ray tube recycling fee established
18 under Section 42582.

19 42582. (a) On and after July 1, 2003, every retailer that sells
20 CRT devices shall collect at the point of sale a cathode ray tube
21 recycling fee for each CRT device sold in the state.

22 (b) The retailer shall charge the fee as follows:

23 (1) In the amount of ____ dollars (\$____) for each CRT device
24 with a screen size less than 15 inches.

25 (2) In the amount of ____ dollars (\$____) for each CRT device
26 with a screen size of more than 15 inches but less than 31 inches.

27 (3) In the amount of ____ dollars (\$____) for each CRT device
28 with a screen size of 31 inches or larger.

29 (c) The retailer shall transmit all fees collected under this
30 section to the state board on or before the last day of the month
31 following each quarter, accompanied by any forms prescribed by
32 that board.

33 (d) On and after January 1, 2005, the board may adjust the fee
34 to more accurately reflect the revenues needed to develop and
35 maintain infrastructure for the recovery, recycling, and
36 refurbishment of cathode ray tubes and CRT devices.

37 42583. The state board shall deposit all fees collected under
38 Section 42582 in the Cathode Ray Tube Recycling Account, which
39 is hereby established in the Integrated Waste Management Fund.
40 Notwithstanding Section 13340 of the Government Code, all



1 funds in the account are hereby continuously appropriated to the
2 board, without regard to fiscal years, for the purposes of
3 implementing this chapter.

4 42584. (a) The Cathode Ray Tube Recycling Advisory
5 Committee is hereby established within the board to advise the
6 board on matters relating to, but not limited to, all of the following:

- 7 (1) Periodic adjustment of the fee.
- 8 (2) Annual priorities for the disbursement of funds as provided
- 9 in Section 42585.
- 10 (3) Removing impediments to the recovery, refurbishment, and
- 11 recycling of cathode ray tubes and CRT devices.

12 (b) The committee shall consist of seven members appointed
13 by the Governor to represent all of the following:

- 14 (1) Manufacturers, retailers, refurbishers, and recyclers of
- 15 cathode ray tubes and CRT devices.
- 16 (2) Public interest environmental organizations.
- 17 (3) Local government.
- 18 (4) Solid waste collection companies.

19 (c) Committee members shall be appointed for two-year terms,
20 except that for the initial term, three members shall be appointed
21 to one-year terms and four members shall be appointed to two-year
22 terms. The Governor shall appoint a replacement if any vacancy
23 occurs.

24 42585. The board shall use funds in the account to do all of the
25 following:

26 (a) Provide matching grant funds to local governments to
27 establish and maintain local programs that provide for the
28 convenient and cost-effective collection and processing of cathode
29 ray tubes and CRT devices.

30 (b) Provide annual recycling incentive payments to CRT
31 material handlers that collect and process cathode ray tubes and
32 CRT devices, if those facilities comply with all of the applicable
33 provisions of Sections 66273.80 to 66273.90, inclusive, of Title 22
34 of the California Code of Regulations. In awarding annual
35 recycling incentive payments under this section, the board shall
36 place highest priority on supporting CRT material handling
37 facilities that have obtained registration pursuant to Standard No.
38 14001 of the International Standards Organization (ISO 14001).

39 (c) Provide grants to nonprofit agencies that refurbish cathode
40 ray tubes and CRT devices for reuse.



1 42586. The board may adopt rules and regulations for the
2 purpose of administering this chapter.

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