

Session 121 - (2015-2016)

H 5207 General Bill, By Pope and J.E. Smith

Similar (H 5294)

Summary: SC Beverage Container Recycling Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 97 TO TITLE 44 SO AS TO ENACT THE "SOUTH CAROLINA BEVERAGE CONTAINER RECYCLING ACT"; TO DEFINE NECESSARY TERMS; TO REQUIRE A DEPOSIT BEVERAGE DISTRIBUTOR OPERATING WITHIN THIS STATE TO REGISTER WITH THE DEPARTMENT OF REVENUE AND TO MAINTAIN CERTAIN RECORDS; TO PROHIBIT A LOCAL GOVERNMENT FROM IMPOSING AN ASSESSMENT OR FEE ON DEPOSIT BEVERAGE CONTAINERS FOR THE SAME PURPOSE AS THIS CHAPTER; TO REQUIRE A DEPOSIT BEVERAGE DISTRIBUTOR TO CHARGE A DEALER A DEPOSIT EQUAL TO THE REFUND VALUE ON EACH CONTAINER SOLD IN SOUTH CAROLINA AND TO REQUIRE A DEALER TO CHARGE THE CONSUMER AN AMOUNT EQUAL TO THE REFUND VALUE ON EACH CONTAINER AT THE TIME OF SALE; TO AUTHORIZE THE COMPTROLLER GENERAL TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE DEPOSIT BEVERAGE CONTAINER PROGRAM; TO GRANT THE BUREAU OF LAND AND WASTE MANAGEMENT AND THE DEPARTMENT OF REVENUE THE AUTHORITY TO ADOPT RULES AND PROMULGATE REGULATIONS; TO REQUIRE THAT THE DEPOSIT BEVERAGE CONTAINER PROGRAM MUST BE FULLY IMPLEMENTED BY APRIL 1, 2017; TO REQUIRE A DEALER TO POST A SIGN IDENTIFYING THE CLOSEST CERTIFIED REDEMPTION CENTERS; TO REQUIRE THE BUREAU TO DEFINE AND IDENTIFY UNDERSERVED AREAS AND WORK TO PLACE CERTIFIED REDEMPTION CENTERS IN THESE AREAS; TO ESTABLISH REQUIREMENTS FOR A REDEMPTION CENTER THAT WISHES TO OPERATE IN SOUTH CAROLINA, TO DEFINE THE RESPONSIBILITIES OF A CERTIFIED REDEMPTION CENTER, AND TO GRANT THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL THE AUTHORITY TO ESTABLISH CRITERIA AND REVIEW CERTIFICATIONS; TO ALLOW A REVERSE VENDING MACHINE TO ACCEPT EMPTY DEPOSIT BEVERAGE CONTAINERS; TO PROVIDE CIRCUMSTANCES WHEN A REDEMPTION CENTER MAY REFUSE TO PAY THE REFUND VALUE ON A DEPOSIT BEVERAGE CONTAINER; TO REQUIRE THAT DEPOSIT BEVERAGE DISTRIBUTORS, CERTIFIED REDEMPTION CENTERS, AND CERTIFIED PROCESSORS SHALL MAKE THEIR RECORDS AVAILABLE UPON REQUEST OF THE DEPARTMENT OF REVENUE OR THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL; TO REQUIRE THE BUREAU TO CONVENE AN ADVISORY COMMITTEE TO ASSIST IN DEVELOPING RULES UNDER THIS CHAPTER; TO PROSCRIBE A CIVIL PENALTY FOR A PERSON WHO VIOLATES A PROVISION OF THIS CHAPTER; TO PROVIDE PENALTIES FOR THE VIOLATION OF THIS CHAPTER; AND TO ESTABLISH A MISDEMEANOR FOR A PERSON WHO ATTEMPTS TO TENDER CONTAINERS ORIGINALLY SOLD OUTSIDE OF SOUTH CAROLINA TO A REDEMPTION CENTER AND TO PROVIDE PENALTIES.

04/13/16 House Introduced and read first time (House Journal-page 91)

04/13/16 House Referred to Committee on Agriculture, Natural Resources and Environmental Affairs (House Journal-page 91)