

Session 117 - (2007-2008)

H 3398 General Bill, By Funderburk, Haskins and Brady

Summary: Electronics Recycling Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 3 TO CHAPTER 96, TITLE 44 TO ENACT THE "ELECTRONICS RECYCLING ACT" SO AS TO PROVIDE THAT THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL SHALL PROMULGATE REGULATIONS ON THE PROPER MANAGEMENT OF ELECTRONICS WASTE AND TO SPECIFY THE CONTENT OF THESE REGULATIONS; TO PROHIBIT THE SALE OF VIDEO DISPLAY DEVICES IN THIS STATE IF THE MANUFACTURER IS NOT IN COMPLIANCE WITH THIS ARTICLE; TO ESTABLISH CONSUMER ELECTRONICS WASTE RECYCLING FEES ON THE PURCHASE OF VIDEO DISPLAY DEVICES TO BE COLLECTED BY THE DEPARTMENT OF REVENUE; TO ESTABLISH THE ELECTRONICS RECYCLING FUND AND TO PROVIDE FOR THE USES OF THE MONIES IN THE FUND; TO REQUIRE RETAILERS TO PROVIDE INFORMATION TO CONSUMERS DESCRIBING HOW AND WHERE TO RETURN AND RECYCLE ELECTRONIC EQUIPMENT; TO PROVIDE THAT A RETAILER MAY RETAIN THREE PERCENT OF THE ELECTRONICS WASTE RECYCLING FEE FOR ADMINISTRATIVE COSTS IN COLLECTING THE FEE, TO PROVIDE THAT A PORTION OF THE ELECTRONICS WASTE FEE COLLECTED BY A RETAILER MAY BE REFUNDED TO THE RETAILER WHO DELIVERS ELECTRONICS WASTE TO A RECYCLER, AND TO ALSO PROVIDE THAT FUNDS MUST BE DISBURSED TO EACH COUNTY BASED ON POPULATION; TO REQUIRE THE DEPARTMENT TO REVIEW AND ADJUST ELECTRONICS WASTE RECYCLING FEES BIENNIALLY AND TO MAKE ADJUSTMENTS TO ENSURE THAT THESE FEES GENERATE SUFFICIENT REVENUE TO FUND THIS RECYCLING PROGRAM; TO REQUIRE MANUFACTURERS TO SUBMIT ANNUAL REPORTS TO THE DEPARTMENT ON THE SALE OF ELECTRONIC EQUIPMENT; TO ESTABLISH CIVIL PENALTIES FOR VIOLATIONS; TO PROVIDE THAT THE DEPARTMENT SHALL ESTABLISH AND UPDATE STATEWIDE RECYCLING GOALS; AND TO PROVIDE THAT THIS ARTICLE MAY NOT BE IMPLEMENTED IF FEDERAL LAW TAKES EFFECT REGULATING ELECTRONICS WASTE OR IF A COURT ISSUES A JUDGMENT HOLDING THAT OUT-OF-STATE MANUFACTURERS OF ELECTRONIC EQUIPMENT OR RETAILERS MAY NOT BE REQUIRED TO COLLECT THE ELECTRONICS WASTE RECYCLING FEE ESTABLISHED PURSUANT TO THIS ARTICLE.

01/31/07	House	Introduced and read first time HJ-15
01/31/07	House	Referred to Committee on Agriculture, Natural Resources and Environmental Affairs HJ-16
02/06/07	House	Member(s) request name added as sponsor: Haskins
02/08/07	House	Member(s) request name added as sponsor: Brady
03/21/07	House	Recalled from Committee on Agriculture, Natural Resources and Environmental Affairs HJ-21
03/21/07	House	Referred to Committee on Labor, Commerce and Industry HJ-21
03/28/07		Scrivener's error corrected