

13:1E-99.12

LEGISLATIVE HISTORY CHECKLIST
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(Polycoated paperboard)

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LAWS OF: 1994

CHAPTER: 122

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SPONSOR(S): Kyrillos

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COMMITTEE: ASSEMBLY: ---

SENATE: Natural Resources

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FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

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COMMITTEE STATEMENT: ASSEMBLY: No

SENATE: Yes

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MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

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P.L.1984, CHAPTER 122, approved October 26, 1994

1994 Senate No. 933

1 **AN ACT concerning the recycling of certain types of containers,**
2 **and amending P.L.1987, c.102.**

3

4 **BE IT ENACTED by the Senate and General Assembly of the**
5 **State of New Jersey:**

6 1. Section 2 of P.L.1987, c.102 (C.13:1E-99.12) is amended to
7 read as follows:

8 2. As used in sections 1 through 24 and sections 40 and 41 of
9 P.L.1987, c.102 (C.13:1E-99.11 through 13:1E-99.32 and
10 13:1E-99.33 and 13:1E-99.34):

11 "Agricultural or horticultural land" means land deemed
12 actively devoted to agricultural or horticultural use pursuant to
13 the "Farmland Assessment Act of 1964," P.L.1964, c.48
14 (C.54:4-23.1 et seq.);

15 "Beverage" means milk, alcoholic beverages, including beer or
16 other malt beverages, liquor, wine, vermouth and sparkling wine,
17 and nonalcoholic beverages, including fruit juice, mineral water
18 and soda water and similar nonalcoholic carbonated and
19 noncarbonated drinks intended for human consumption;

20 "Beverage container" means an individual, separate,
21 hermetically sealed, or made airtight with a metal or plastic cap,
22 bottle or can composed of glass, metal, plastic or any
23 combination thereof, containing a beverage;

24 "Commingled" means a combining of nonputrescible source
25 separated recyclable materials for the purpose of recycling;

26 "County" means any county of this State of whatever class;

27 "Department" means the Department of Environmental
28 Protection;

29 "Designated recyclable materials" means those recyclable
30 materials, including metal, glass, paper, or plastic, polycoated
31 paperboard packaging, including beverage containers and aseptic
32 packaging, food waste, corrugated and other cardboard,
33 newspaper, magazines, or high-grade office paper designated in a
34 district recycling plan to be source separated in a municipality
35 pursuant to section 3 of P.L.1987, c.102 (C.13:1E-99.13);

36 "Disposition" or "disposition of designated recyclable
37 materials" means the transportation, placement, reuse, sale,
38 donation, transfer or temporary storage for a period not
39 exceeding six months of designated recyclable materials for all
40 possible uses except for disposal as solid waste;

41 "District" means a solid waste management district as
42 designated by section 10 of P.L.1975, c.326 (C.13:1E-19), except
43 that, as used in the provisions of P.L.1987, c.102 (C.13:1E-99.11
44 et seq.), "district" shall not include the Hackensack Meadowlands
45 District;

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 "District recycling plan" means the plan prepared and adopted
2 by the governing body of a county and approved by the
3 department to implement the State Recycling Plan goals pursuant
4 to section 3 of P.L.1987, c.102 (C.13:1E-98.13);

5 "Leaf composting facility" means a solid waste facility which
6 is designed and operated solely for the purpose of composting
7 leaves and shall also include leaf mulching operations on land
8 deemed actively devoted to agricultural or horticultural use as
9 defined in section 5 of P.L.1984, c.48 (C.54:4-23.5);

10 "Market" or "markets" means the disposition of designated
11 recyclable materials;

12 "Municipality" means any city, borough, town, township or
13 village situated within the boundaries of this State;

14 "Municipal solid waste stream" means all residential,
15 commercial and institutional solid waste generated within the
16 boundaries of any municipality;

17 "Paper" means all paper grades, including but not limited to,
18 newspaper, corrugated and other cardboard, high-grade office
19 paper, fine paper, bond paper, offset paper, xerographic paper,
20 mimeo paper, duplicator paper, and related types of cellulosic
21 material containing not more than 10% by weight or volume of
22 non-cellulosic material such as laminates, binders, coatings, or
23 saturants;

24 "Paper product" means any paper items or commodities,
25 including but not limited to, paper napkins, towels, construction
26 material, toilet tissue, paper and related types of cellulosic
27 products containing not more than 10% by weight or volume of
28 non-cellulosic material such as laminates, binders, coatings, or
29 saturants;

30 "Plastic container" means any formed or molded and
31 hermetically sealed, or made airtight with a metal or plastic cap,
32 rigid container with a minimum wall thickness of not less than
33 0.010 inches, and composed primarily of thermoplastic synthetic
34 polymeric material;

35 "Post-consumer waste material" means any finished product
36 generated by a business or consumer which has served its
37 intended end use, and which has been separated from solid waste
38 for the purposes of collection, recycling and disposition and which
39 does not include secondary waste material;

40 "Recognized academic institution" means any of the following
41 educational or research institutions located in this State: a duly
42 authorized institution of higher education licensed by the Board
43 of Higher Education; a public school operated by a local school
44 district; a private vocational school; or a nonpublic school
45 satisfying the State's compulsory attendance requirements;

46 "Recyclable material" means those materials which would
47 otherwise become solid waste, and which may be collected,
48 separated or processed and returned to the economic mainstream
49 in the form of raw materials or products;

50 "Recycled paper" means any paper having a total weight
51 consisting of not less than 50% secondary waste paper material
52 and with not less than 10% of its total weight consisting of
53 post-consumer waste material;

54 "Recycled paper product" means any paper product consisting

1 of not less than 50% secondary waste paper material and with not
2 less than 10% of its total weight consisting of post-consumer
3 waste material;

4 "Recycled product" or "product made from recycled material"
5 means any nonpaper item or commodity which is manufactured or
6 produced in whole or in part from post-consumer waste material;

7 "Recycling" means any process by which materials which would
8 otherwise become solid waste are collected, separated or
9 processed and returned to the economic mainstream in the form
10 of raw materials or products;

11 "Recycling center" means any facility designed and operated
12 solely for receiving, storing, processing or transferring source
13 separated recyclable materials; except that "recycling center"
14 shall not include a scrap processing facility;

15 "Recycling services" means the services provided by persons
16 engaging in the business of recycling, including the collection,
17 transportation, processing, storage, purchase, sale or disposition,
18 or any combination thereof, of recyclable materials;

19 "Scrap processing facility" means a commercial industrial
20 facility designed and operated for receiving, storing, processing
21 and transferring source separated, nonputrescible ferrous and
22 nonferrous metal, which materials are purchased by the owner or
23 operator thereof, and which are altered or reduced in volume or
24 physical characteristics onsite by mechanical methods, including
25 but not limited to baling, cutting, torching, crushing, or
26 shredding, for the purposes of resale for remelting, refining,
27 smelting or remanufacturing into raw materials or products;

28 "Secondary waste material" means waste material generated
29 after the completion of a manufacturing process;

30 "Secondary waste paper material" means paper waste
31 generated after the completion of a paper making process, such
32 as envelope cuttings, bindery trimmings, printing waste, cutting
33 and other converting waste, butt rolls and mill wrappers; except
34 that secondary waste paper material shall not include fibrous
35 waste generated during the manufacturing process, such as fibers
36 recovered from waste water or trimmings of paper machine rolls,
37 fibrous byproducts of harvesting, extractive or woodcutting
38 processes, or forest residue such as bark, or mill broke;

39 "Source separated recyclable materials" means recyclable
40 materials which are separated at the point of generation by the
41 generator thereof from solid waste for the purposes of recycling;

42 "Source separation" or "source separated" means the process
43 by which recyclable materials are separated at the point of
44 generation by the generator thereof from solid waste for the
45 purposes of recycling;

46 "Vegetative waste composting facility" means a solid waste
47 facility which is designed and operated for the purpose of
48 composting leaves, either exclusively or in combination with
49 other vegetative wastes authorized by the department.

50 (cf: P.L. 1993, c.109, s.1)

51 2. This act shall take effect immediately.

STATEMENT

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This bill would amend the "New Jersey Statewide Mandatory Source Separation and Recycling Act," P.L.1987, c.102, to add polycoated paperboard packaging, which includes beverage containers and aseptic packaging, to the list of materials that may be designated in a district recycling plan to be source separated in a municipality. Nationwide, approximately two million households recycle aseptic packaging and coated milk and juice cartons. Including these materials in the list of designated recyclable materials will encourage local recycling coordinators to include them in their programs.

Adds polycoated paperboard packaging to the list of designated recyclable materials.

STATEMENT

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Adds polycoated paperboard packaging to the list of designated recyclable materials.

SENATE NATURAL RESOURCES, TRADE AND
ECONOMIC DEVELOPMENT COMMITTEE

STATEMENT TO

SENATE, No. 933

STATE OF NEW JERSEY

DATED: MAY 19, 1994

The Senate Natural Resources, Trade and Economic Development Committee favorably reports Senate Bill No. 933.

This bill would amend the "New Jersey Statewide Mandatory Source Separation and Recycling Act," P.L.1987, c.102, to add polycoated paperboard packaging, which includes beverage containers and aseptic packaging, to the list of materials that may be designated in a district recycling plan to be source separated in a municipality. Nationwide, approximately three million households recycle aseptic packaging and coated milk and juice cartons. Including these materials in the list of designated recyclable materials will encourage local recycling coordinators to include them in their programs.