

CHAPTER.....

AN ACT relating to recycling; providing for the placement of recycling containers on the premises of certain apartment complexes and condominiums; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires the State Environmental Commission to adopt regulations establishing minimum standards for separating, at the source, recyclable material from other solid waste originating from residential premises and public buildings where services for the collection of solid waste are provided. (NRS 444A.020) Existing law requires the Division of Environmental Protection of the State Department of Conservation and Natural Resources to adopt, by regulation, a model plan for that purpose. (NRS 444A.030) Existing law imposes a similar requirement upon the board of county commissioners in a county whose population is 100,000 or more (currently Clark and Washoe Counties) by requiring those boards to make available for use in those counties a program for the separation at the source of recyclable material from other solid waste originating from residential premises and public buildings where services for the collection of solid waste are provided. (NRS 444A.040) However, unlike the requirement imposed upon the Commission and the Division concerning recyclable material, the requirement imposed upon those boards of county commissioners specifically set forth a requirement that the recycling program of the board include provisions for the placement of recycling containers on the premises of apartment complexes and condominiums where those services are provided. **Sections 1 and 2** of this bill revise the requirement concerning the adoption of regulations by the Commission and the Division for the separation of recyclable material at the source to require those regulations to include provisions for the placement of recycling containers on the premises of apartment complexes and condominiums where those services are provided.

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** NRS 444A.020 is hereby amended to read as follows:

444A.020 1. The State Environmental Commission shall adopt regulations establishing minimum standards for:

(a) Separating at the source recyclable material from other solid waste originating from residential premises and public buildings where services for the collection of solid waste are provided ~~H~~, ***including, without limitation, the placement of recycling containers on the premises of apartment complexes and condominiums where those services are provided.***



(b) Establishing recycling centers for the collection and disposal of recyclable material.

(c) The disposal of hazardous household products which are capable of causing harmful physical effects if inhaled, absorbed or ingested.

2. The regulations adopted pursuant to subsection 1 must be adopted with the goal of recycling at least 25 percent of the total solid waste generated within a municipality after the second full year following the adoption of such standards.

3. The State Environmental Commission shall, by regulation, establish acceptable methods for disposing of used or waste tires consistent with the provisions of NRS 444.505, 444.507 and 444.509.

**Sec. 2.** NRS 444A.030 is hereby amended to read as follows:

444A.030 1. The Division of Environmental Protection of the ~~{State}~~ Department ~~{of Conservation and Natural Resources}~~ shall, by regulation, adopt a model plan for:

(a) Separating at the source recyclable material from other solid waste originating from residential premises and public buildings where services for the collection of solid waste are provided ~~H~~ , *including, without limitation, the placement of recycling containers on the premises of apartment complexes and condominiums where those services are provided.*

(b) Establishing recycling centers for the collection and disposal of recyclable material in areas where there are no centers.

(c) The disposal of hazardous household products which are capable of causing harmful physical effects if inhaled, absorbed or ingested.

(d) The disposal of infectious waste, hazardous waste which is not regulated pursuant to NRS 459.485 and liquid waste which is not regulated pursuant to NRS 445A.300 to 445A.730, inclusive.

2. The model plans adopted pursuant to subsection 1 must not conflict with the standards adopted by the State Environmental Commission pursuant to NRS 444A.020.

**Sec. 3.** The State Environmental Commission shall, on or before October 1, 2011, in accordance with the provisions of NRS 444A.020, as amended by section 1 of this act, adopt regulations establishing minimum standards for the placement of recycling containers on the premises of apartment complexes and condominiums where services for the collection of solid waste are provided.



**Sec. 4.** This act becomes effective:

1. Upon passage and approval for the purpose of adopting regulations; and
2. On October 1, 2011, for all other purposes.

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