

# State E-Waste Legislation Being Considered In 2008

Updated: Oct 10, 2008

E-Waste bills were considered in **19 states, plus New York City** in 2008. See bottom for tally by type.

State	E-Waste Recycling Bills Introduced in 2008	Scope of Products Covered by bill	Bill Status
	Blue indicates recycling program laws or landfill ban laws already in effect		
Alabama			
Alaska			
Arizona			
Arkansas	<b>Landfill Ban In Effect.</b> Passed ban on computers and electronics in landfills in 2005. Effective 2008		
California	<b>Recycling: ARF recycling program</b> passed 2004 for TVs and Monitors. Implemented Jan 2005. Landfill Ban in effect	TVs, Monitors.	
Colorado			
Connecticut	<b>Recycling: Passed Producer Responsibility bill in 2007</b> . Law included disposal ban effective 2011.	Televisions, desktop computers, monitors and laptops	
Delaware			
Florida			
Georgia			
Hawaii	<a href="#">HB2509</a> (Morita) <b>Producer responsibility based on return share.</b> Covers e-waste from households, small businesses and small non-profits (ten of less employees)	Computer, monitor, TV, laptop	Passed House 3/4/08. Sent to senate, Passed Committee, ref. to Ways and Means. 3/11/08. <a href="#">Status</a> Legislature ADJOURNED May1, before bill passed.
	<a href="#">SB2483</a> . <b>Producer responsibility for computers.</b> Computer manufacturers must register and submit plans for takeback and recycling. Creates task force to look at covering Televisions.	Computer, monitor, laptop, printer. (NOT televisions)	Passed both houses. Sent to Governor on May 5. Governor vetoed, but legislature overrode veto
Idaho			
Illinois	<b>Producer responsibility</b> , using both return and market share. <a href="#">SB 2313</a> . (Garrett).	Computer, monitor, TV, laptop	Passed legislature. Sent to Governor Aug 08. Signed by Governor Sept 7 08
Indiana	<a href="#">HB 1289</a> (Avery) <b>Producer Responsibility based on Market Share</b>  Based on Midwest regional language (MN bill)	Different scope for obligation and for recycling: Manufacturer market share obligation is based on video display devices sold	Referred to Committee on Env Affairs 1/15/2008  Legislature Adjourned March.

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		(monitors, TVs, laptops). Scope of products eligible for free recycling: monitor, TV, laptop, computer, peripherals, fax, DVD player, VCR	
Iowa			
Kansas			
Louisiana			
Maine	<b>Recycling: Producer Responsibility</b> bill passed in 2004, Implemented Jan 2006. Law bans putting CRTs in landfills eff. July 2006.		
Maryland	Recycling: Passed pilot program for <b>Producer Responsibility</b> . <a href="#">Law passed in 2005</a>	Monitors, CPUs, laptops. Televisions added in 2007	<a href="#">Link to chaptered law.</a>
Mass	Landfill: Ban on landfill or incineration of CRTs in effect since 2000.		
	<a href="#">H4570</a> (Smizik) <b>Producer responsibility, return share.</b>	TVs, monitors, computers, laptops, printers, scanners, card readers.	Passed out of Env. Committee 2/14/08. Sent to Ways and Means 3/3/08. Adjourned before passage.
Michigan	<a href="#">SB 897</a> (Garcia) <b>Mild Producer Responsibility.</b> Manufacturers must implement takeback programs as a condition of selling in state (similar to Dell language). Program requirements are only to be “reasonably convenient.”	Computer, laptop, monitor, display devices (TVs)	Ref to Committee on Natl Resources on 11/8.07. Recent (Sept/Oct) revisions with working group under consideration.
	<a href="#">SB 0173</a> (Basham) Directs the State to create an e-waste recycling program. Not specific as to details. Prohibits disposal of cathode ray tubes.	Not specified	Carried over from 2007.
	<a href="#">SB 898</a> (Birkholz) Recycler registration bill – requires e-waste recyclers to register with State. Based on Maine’s standards	NA	Introduced 11/7/2008
Mississippi			

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Missouri	<a href="#">SB720</a> (Coleman) <b>Mild Producer Responsibility for computers only</b> (not televisions) – Dell Model Bill.	Computers Only, NOT televisions	Passed Senate, and house 5/16/08. Signed by Governor June 16.
Minnesota	<b>Landfill Ban.</b> Ban on landfilling CRTs went into effect July 2006.		
	<b>Recycling: Passed Producer Responsibility bill in 2007, using market share to determine manufacturers' share.</b>	Computers, peripherals, fax machines, scanners, DVD players, VCRs, and video display devices.	
Montana	Montana legislature is not in session in 2008.		
Nebraska	<a href="#">LB 986</a> (Preister) Mild Producer Responsibility. Manufacturers submit plans for their recycling programs. Manufacturers pay a registration fee (From \$1000 to \$20,000) to state recycling fund. Manufacturers report on the number of devices sold each year. Fee is reduced 50% if manufacturers show they have recycled 30% or more of the number of devices sold in previous year. (There are lower fee reductions for lower numbers of devices recycled.) State will use money from fund to support various recycling efforts (not just e-waste).	Computers, monitors, TVs, laptops from households	Passed legislature. Sent to Governor 4/17/08. VETOED by Governor on 4/21/08
	<a href="#">LB 1061</a> (Louden). ARF bill requires retailer to collect \$3 fee on each device purchased, which goes state Waste Reduction and Recycling Fund, which is used in a variety of ways. Retailers get rebates for recycling items themselves.	Computers, monitors, TVs, laptops – including those from business	Died in committee
Nevada			
New Hampshire	<b>Disposal Ban.</b> Passed law in 2006 to prohibit putting video display devices in landfills or incinerators as of July 2007.		
	<a href="#">HB 1584</a> (Harvey) <b>Began as a Producer Responsibility Bill.</b> Final bill is a study bill, creating a commission to look at this issue, and report by December 1, 2008.	Desktop computer, laptop, monitors, TVs	Study bill passed May 12, 2008 Signed by Governor May 15.
New Jersey	<a href="#">A3572</a> (Gusciora, Barnes, McKeon) <b>Producer Responsibility Bill</b> Return share	Desktop computer, laptop, monitors, TVs	Signed into law on January 15 2008.
	<a href="#">A817</a> (Gusciora) is cleanup language for bill passed in Jan 2008 – clarifying language.		

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New Mexico	<a href="#">SJM 11</a> (Feldman) <b>State equipment procurement and recycling.</b> Instructs State DEP to work with independent panel to make recommendations for state electronics purchasing and recycling by Dec 1, 2009.	State owned electronics	Passed legislature 2/12/08
New York State	A8444-A. (Sweeney). <b>Producer responsibility using market share</b> – similar to New York City Bill.	Computers, TVs, monitors, laptops, portable music players, keyboards, mice, video display devices over 4”	Passed the House April 13. Never emerged from Senate Environment Committee.
	<a href="#">A 02798</a> (Colton) <b>Producer responsibility using market share</b> (Northeast bill language).	Desktop computer, laptop, monitors, TVs	Carried over from 2007 Referred to Env Conservation Committee 1/9/08.
	<b>Producer responsibility using return share.</b> <a href="#">A02648</a> (Colton) <a href="#">S2763</a> (Marcellino)	Desktop computer, laptop, monitors, TVs	Carried over from 2007 Referred to Env Conservation Committee 1/9/08.
	<a href="#">S1557</a> (Marcellino) <b>Tax Credit Bill.</b> Creates a personal income tax credit for the fees imposed by recyclers for the acceptance of electronic equipment surrendered by the taxpayer.	TVs, audio and stereo equipment, monitors, computers, VCRs, keyboards, printers, phones, copy and fax machines, microwaves.	Carried over from 2007 Referred to Env Conservation Committee 1/9/08
	<a href="#">A03317</a> (Colton) <b>Regulations for recycling and refurbishing electronics.</b> Calls for state to create and enact rules governing recycling, reuse, and remanufacturing of electronic products.		Passed Assembly in 2007 Carried over from 2007 Died in Senate 1/9/2008
New York CITY	<a href="#">INT 104</a> , was a <b>producer responsibility bill</b> , with market share performance goals. While that was passed by the Council, before sending it to the Mayor, they split it into two bills. One established the takeback program ( <a href="#">Intro 728</a> ). The other established mandatory goals for the manufacturers ( <a href="#">Intro 729</a> ). Both passed the Council. The Mayor signed Int 728, but vetoed the bill with goals (Int 729). The Council voted to override his veto on May 14, 2008.	Computers, TVs, monitors, laptops, portable music players, keyboards, mice, video display devices over 4”	Int 728 Passed and signed by Mayor. Int 729 Passed, vetoed by mayor (4/16/08), but Council voted to override veto on May 14. See main section for details.
North Carolina	<b>Recycling:</b> Passed a producer responsibility bill (for computers, not TVs) in 2007, but expecting additional legislation for 2008. <b>Disposal ban</b> included in that law effective 2012.	Computer, monitor, laptop, scanner, printer. <b>Not TVs</b>	
	<a href="#">HB 819</a> modify the law passed in 2007 including addition of TVs, applying only to consumers, and delay implementation of whole program until 2010.	Expands from computer, monitor, laptops to also include televisions	Passed legislature and signed by Governor, Aug 08.

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North Dakota			
Ohio			
Oklahoma	<a href="#">SB 1631</a> . (Paddock) Mild producer responsibility for computers, but NOT TV's.	Computers, Monitors, laptops, NOT TVs.	Signed into law by Governor
Oregon	<b>Recycling. Passed Producer Responsibility law in 2007</b> similar to Washington State law. <b>Landfill ban</b> included in law, effective 2012.	Desktops, laptops, monitors, TVs.	
Penn	<a href="#">SB 1115</a> (Williams) Advanced Recovery Fee (Consumer Fee) model similar to California	TVs and Monitors	Referred to Environmental Resources & Energy Committee 10/22/07
	<a href="#">HOUSE RESOLUTION 112</a> (Mann) Directing the Department of Environmental Protection to identify and implement policies which encourage the use of current electronic waste recycling programs and expand existing programs.		Referred to Environmental Resources & Energy Comm on 3/19/07. Tabled 10/29/07
Rhode Island	<b>Landfill Ban</b> Passed law in 2006 that prohibits putting computers, laptops, monitors, TVs, or other video display devices in landfills, as of July 1, 2008.		
	<a href="#">SB 2631</a> (Sosnowski) Producer Responsibility using return share. <a href="#">HB 7880</a> (Handy) Producer Responsibility using return share.	Desktops, notebooks, monitors, televisions.	Signed by governor 6/27/08
South Carolina	<a href="#">H3392</a> (Loftis) Mild <b>Producer Responsibility for IT Equipment</b> . (Dell model bill.) NOTE: does not include TVs.	Desktops, notebooks, monitors, portable computer, printer and inkjet printer, but <b>NOT TELEVISIONS</b> .	Carried over from 2007 Referred to Labor, Commerce, Industry Committee 1/30/07
	<a href="#">H3398</a> (Funderburk ) <b>Advanced Recycling Fee on Displays</b> . ARF of \$5 on sale of display devices over 4" to CONSUMERS ONLY (not business). Money goes to counties for recycling programs.  Note: Products accepted for recycling: TVs, monitors, CPUs, laptops, computer-related components (keyboards, mice, scanners, printers and combined scanner/printer/fax)	Fee assessed on: Display devices over 4 inches sold to consumers, not business  Broader scope of products for collection, see note	Carried over from 2007 Referred to Labor, Commerce, Industry Committee 3/21/07
	<a href="#">S0169</a> (Leventis, Fair) <b>Advanced Recycling Fee on CRTs</b> <u>Joint resolution</u> to establish Advanced Recycling Fee of \$5 on sale of CRTs at	CRTs only	Carried over from 2007

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	retail, sent to state recycling fund for use in various ways. Five year program run by State, could be extended.		Referred to Ag and Natural Resources Committee 1/9/07
S Dakota			
Tenn	<a href="#">HB1163</a> (Sontany) Mild <b>Producer responsibility for IT Equipment Only.</b> (Dell Model Bill). Mandates manufacturers to create takeback programs. Same as SB 1537	Desktops, notebooks, monitors, portable computer, printer and inkjet printer, but <b>NOT TELEVISIONS.</b>	Carried over from 2007 (2 year session) But did not move in 2008
	<a href="#">SB 1537</a> (Beavers) Sent to env. Comm. 2/12/ On calendar for 4/4/07 <b>Producer responsibility for IT Equipment Only.</b> (Dell Model Bill). Mandates manufacturers to create takeback programs.		
Texas	Not in session in 2008.		
	<span style="background-color: #00FFFF;">Passed producer responsibility bill for computers (NOT TV's) in 2007. (Dell bill language)</span>	Desktop, laptop, monitors, but NOT TVs.	
Utah			
Vermont	<a href="#">S 256</a> (Lyons) <b>Producer responsibility</b> using market share to determine manufacturers' obligation. (Similar to Minnesota law)	Desktops, laptops, monitors, TVs.	<a href="#">Status</a> Sent to Nat. Res. Committee 1/8/08.
Virginia	<a href="#">HB 344</a> (Plum) Mild Producer Responsibility – Dell model bill. NOT TVs	Desktops, laptops, monitors, but NOT TVs	Signed into law 3/11/08. <a href="#">Chapter</a>
	<a href="#">HB 343</a> , (Plum) Disposal Ban. Permits localities to ban CRTs from landfills if that jurisdiction has an adequate CRT recycling program.	CRTs	Passed legislature, 2/15/08. Signed by Governor 2/5/08. <a href="#">Chapter</a>
	<a href="#">HB 1533</a> (Plum) Producer Responsibility for TVs only. Requires TV manufacturers to pay registration fee of \$5000 to state, to reimburse localities for recycling programs. Includes disposal ban.	Televisions only.	Referred to Committee 1/18. Continued to 2009 on 1/30. <a href="#">Status</a> .
Washington State	<b>Producer Responsibility</b> Washington passed recycling law in 2006. <a href="#">Link</a> to WA law Programs starts in 2009		
West VA	<a href="#">SB 746</a> (Facemyer) Mild Producer Responsibility. Manufacturers must develop	Desktops, laptops, monitors,	Passed legislature 3/8/08. Signed by Governor April 1.

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	recycling programs. Manufacturers pay registration fees into State fund, used to reimburse counties and municipalities for recycling programs and admin costs.	TVs.	
Wisconsin	<a href="#">SB 397</a> (Miller) Producer Responsibility, based on Market Share. This is modeled on the Minnesota law, requiring manufacturers to collect and recycle products with goals based on a percent of their sales of video display devices in the previous year. Includes waste disposal ban. WI has a short session, ending March 13.	Scope of products for calculating market share: Monitors, TVs, laptops. Scope of products eligible for free recycling. Monitors, TVs, laptops, computer, faxes, DVDs, peripherals, VCRs	Passed Senate 30-3 on 3/12/08. Sent to Assembly. Legislature adjourned.
Wyoming			

This chart shows bills that have been introduced on e-waste recycling for 2008.

“Producer responsibility” bills require the manufacturers to pay for collection and recycling.

“ARF” or Advanced Recovery Fee bills require consumers to pay a fee at purchase to cover recycling costs, and manufacturers have no responsibility.

<b>Tally of E-Waste Bills Filed</b>		
<b>Bill Type:</b>	<b># of States Where bill is filed<sup>1</sup></b>	<b>States Where Filed<sup>2</sup></b>
Producer Responsibility Bills	17 + NYC	HI, IL, IN, MA, MI, MO, NE, NH, NY, NY City, OK, RI, SC, TN, VA, VT, WI, WV
ARF Bills	3	NE, PA, SC
Public Education Bills		
Study Bills	1	NM
Cleanup Language	2	NC, NJ
Other	1	PA
States where bills are still expected to be introduced		
<b>Number of States with E-waste bills in play now</b>	<b>19 plus NYC</b>	
<b>Major E-Waste Bills PASSED in 2008</b>	<b>6</b>	<b>New Jersey, New York City, West Virginia, Virginia, Oklahoma, Missouri</b>
<b>Other e-waste bills passed in 2008</b>	<b>1</b>	<b>New Mexico (state equipment). New Hampshire (study bill)</b>

[Link](#) to more information on disposal ban laws passed by States.

<sup>1</sup> If multiple bills of same category are filed in a state, this will just show as 1 in state tally.

<sup>2</sup> We know New York City isn't a state. But we include it in this list because its population is, of course, bigger than most states.