

**HOUSE . . . . . No. 02003**

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The Commonwealth of Massachusetts

PRESENTED BY:

*Bradley H. Jones, Jr.*

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act establishing the commission on extended producer responsibility.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>
<i>Shaunna O'Connell</i>	<i>3rd Bristol</i>
<i>Donald Wong</i>	<i>9th Essex</i>
<i>Sheila Harrington</i>	<i>1st Middlesex</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>
<i>Donald F. Humason, Jr.</i>	<i>4th Hampden</i>
<i>Elizabeth Poirier</i>	<i>14th Bristol</i>
<i>George N. Peterson, Jr.</i>	<i>9th Worcester</i>
<i>Viriato Manuel deMacedo</i>	<i>1st Plymouth</i>

# HOUSE . . . . . No. 02003

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 2003) of Frost and others for an investigation by a special commission (including members of the General Court) of producer responsibility laws related to the manufacture and post-consumer management of certain products Joint Committee on Environment, Natural Resources and Agriculture.

## The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act establishing the commission on extended producer responsibility.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Notwithstanding any General or Special law to the contrary, there shall be a special  
2 commission, called the commission on extended producer responsibility, to study and report on  
3 implementing extended producer responsibility laws in the commonwealth. The commission  
4 shall consist of the secretary of energy and environmental affairs; the commissioner of  
5 environmental protection; 1 member of the department of business development; 3 members of  
6 the house of representatives, 2 of whom shall be appointed by the speaker of the house, and 1 of  
7 whom shall be appointed by the minority leader of the house; 3 members of the senate, 2 of  
8 whom shall be appointed by the senate president, and 1 of whom shall be appointed by the senate  
9 minority leader; and 2 members who shall be appointed by the governor.

10 The scope of the commission shall include, but not limited to: researching, evaluating, and  
11 developing recommendations regarding the economic, environmental, and public health benefits

12 and costs of extended producer responsibility laws related to the manufacture and post-consumer  
13 management of products including, but not limited to, the following: leftover paint, electronics,  
14 pesticides, household batteries, fluorescent lamps, phone books, carpet, medical sharps,  
15 consumer packaging and printed materials, pharmaceuticals, tires and mercury thermostats. The  
16 commission shall also research and make recommendations regarding the establishment of a  
17 comprehensive product stewardship approach, also known as a framework approach, to create an  
18 statewide policy structure for product stewardship that may be applied to an array of products.  
19 The commission shall consult with manufacturers, retailers, recyclers, environmental advocacy  
20 organizations, local units of government, and other interested parties, and shall provide at least  
21 one opportunity for public comment and the public review of the commission's draft report. The  
22 commission report shall include, but not limited to, summaries of the following: (1) the existing  
23 infrastructure for managing post-consumer materials and the need for improvements to make this  
24 infrastructure convenient for the public; (2) the need for public education to reach target  
25 populations; (3) the need for incentives to change consumer behavior; (4) the current extended  
26 producer responsibility laws and pending extended producer responsibility legislation in other  
27 new england states and around the country; (5) the common elements of extended producer  
28 responsibility laws; (6) the opportunities to maximize the efficiency of extended producer  
29 responsibility programs by coordinating with other states in the region; and (7) the methods for  
30 evaluating the effectiveness of extended producer responsibility programs.

31 The commission shall submit its report of the findings and recommendations together with  
32 recommendations for legislation to implement those recommendations by filing the same with  
33 the executive office of energy and environmental affairs; the department of environmental  
34 protection; the department of business development; the joint committee on environment, natural

35 resources & agriculture; and the clerks of the senate and the house no later than one year after the  
36 passage of this bill.