

# HOUSE BILL 930

M3  
HB 1226/22 – ENT & ECM

3lr0987

---

By: **Delegates Hill and Terrasa**

Introduced and read first time: February 10, 2023

Assigned to: Environment and Transportation and Economic Matters

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Office of Recycling – Mattress Stewardship Program –**  
3 **Establishment**

4 FOR the purpose of prohibiting, on and after a certain date, a person from disposing of a  
5 mattress in a landfill, subject to a certain exception; prohibiting, on or after a certain  
6 date, a person from disposing of a mattress in an incinerator; requiring certain  
7 producers of mattresses sold at retail in the State or a certain representative  
8 organization to submit a plan for the establishment of a Mattress Stewardship  
9 Program to the Department of the Environment for approval on or before a certain  
10 date and in accordance with certain requirements; requiring a certain plan to  
11 establish a certain assessment on mattresses sold in the State that is necessary to  
12 cover certain costs; requiring retailers to provide certain information to consumers  
13 following the implementation of a Mattress Stewardship Program; requiring the  
14 Office of Recycling within the Department to review and approve certain plans and  
15 annual reports, including a certain assessment; requiring certain producers and  
16 retailers or distributors to add a certain assessment to the cost of all mattresses sold  
17 in the State beginning on a certain date; requiring a certain producer or  
18 representative organization to implement a certain program within a certain amount  
19 of time after the Department approves a certain plan; prohibiting a producer or  
20 retailer from selling or offering for sale certain mattresses under certain  
21 circumstances after a certain amount of time after the Department approves a  
22 certain plan; establishing the Mattress Stewardship Advisory Board; authorizing the  
23 Department to cooperate with other entities in other states in order to further the  
24 objectives of this Act; requiring the Department to adopt certain measures to move  
25 the State toward a more equitable recycling and waste management system and to  
26 seek environmental justice for underserved communities; and generally relating to  
27 the disposal of mattresses and the Mattress Stewardship Program.

28 BY repealing and reenacting, without amendments,  
29 Article – Environment  
30 Section 9–1701(a), (i), and (m) and 9–1702(a)

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland  
2 (2014 Replacement Volume and 2022 Supplement)

3 BY adding to  
4 Article – Environment  
5 Section 9–1701(j–1), (j–2), (j–3), (j–4), (o–1), (o–2), (r–2), (r–3), (r–4), (r–5), (r–6), and  
6 (s–1) and 9–1715; and 9–1733 through 9–1736 to be under the new part “Part  
7 V. Mattress Stewardship Program”  
8 Annotated Code of Maryland  
9 (2014 Replacement Volume and 2022 Supplement)

10 BY repealing and reenacting, with amendments,  
11 Article – Environment  
12 Section 9–1702(d) and (e) and 9–1707(f)  
13 Annotated Code of Maryland  
14 (2014 Replacement Volume and 2022 Supplement)

15 Preamble

16 WHEREAS, In the United States, it is estimated that approximately 20 million  
17 mattress units are disposed of annually; and

18 WHEREAS, Mattresses deplete limited landfill space, create flammable air pockets,  
19 damage equipment used at landfills, contribute to air pollution when incinerated, contain  
20 nonbiodegradable synthetic foam and fibers and hazardous flame–retardant chemicals that  
21 can leach into the drinking water, and contribute to roadside litter when dumped illegally;  
22 and

23 WHEREAS, Mattresses pose practical challenges inherent to disposal because  
24 mattresses are bulky and not easily compacted, making transport and disposal inefficient;  
25 and

26 WHEREAS, Programs to address the disposal of mattresses that are good for the  
27 environment and good for the economy have been implemented successfully in other  
28 jurisdictions, including programs implemented through nonprofit organizations with  
29 expertise in social enterprises; and

30 WHEREAS, St. Vincent de Paul Society of Lane County, Oregon, operates three  
31 mattress recycling facilities, employs more than 500 individuals, including disadvantaged  
32 individuals, diverts 17.8 million pounds of reusable and recyclable material annually from  
33 landfills, and generates revenue that supports its social mission; and

34 WHEREAS, Under Executive Order 01.01.2017.13, Maryland has committed to  
35 sustainable materials management practices, which use and manage materials as  
36 efficiently and sustainably as possible; and

37 WHEREAS, According to Executive Order 01.01.2017.13, through source reduction,

1 reuse, and recycling, Maryland can extend existing disposal capacity, reduce the need to  
2 construct new or expanded solid waste disposal facilities, conserve natural resources, and  
3 support a productive economy through recovery of valuable resources; and

4 WHEREAS, According to Executive Order 01.01.2017.13, studies have shown that  
5 diverting materials from disposal to reuse, recycling, and composting results in more jobs  
6 and a more sustainable economy; and

7 WHEREAS, Executive Order 01.01.2017.13 establishes as the policy of the State that  
8 solid waste and recycling should seek, among other things, to minimize the environmental  
9 impacts of materials management over the materials' entire life cycles; and

10 WHEREAS, Implementing policies for mattresses is consistent with existing State  
11 policy; and

12 WHEREAS, Providing examples of mattress recycling to Maryland communities  
13 enables the consideration of environmental, economic, and social benefits in addressing the  
14 disposal, collection, deconstruction, reuse, and recycling of mattresses; now, therefore,

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
16 That the Laws of Maryland read as follows:

#### 17 Article – Environment

18 9–1701.

19 (a) In this subtitle the following words have the meanings indicated.

20 (i) “Director” means the Director of the Office of Recycling.

21 **(J–1) (1) “MATTRESS” MEANS A RESILIENT MATERIAL OR COMBINATION OF**  
22 **MATERIALS THAT IS ENCLOSED BY A TICKING, IS USED ALONE OR IN COMBINATION**  
23 **WITH OTHER PRODUCTS, AND IS INTENDED FOR OR PROMOTED FOR SLEEPING ON.**

24 **(2) “MATTRESS” INCLUDES BOX SPRINGS AND ANY USED OR**  
25 **RENOVATED MATERIALS.**

26 **(3) “MATTRESS” DOES NOT INCLUDE:**

27 **(I) AN UNATTACHED MATTRESS PAD OR TOPPER THAT IS**  
28 **DESIGNED TO BE USED ON TOP OF OR IN ADDITION TO A MATTRESS;**

29 **(II) A WATERBED, AN AIR MATTRESS, OR ANY OTHER PRODUCT**  
30 **THAT CONTAINS LIQUID– OR GAS–FILLED TICKING AND THAT DOES NOT CONTAIN**  
31 **UPHOLSTERY MATERIAL BETWEEN THE TICKING AND THE MATTRESS CORE;**

1 (III) A CARRIAGE, A BASKET, A DRESSING TABLE, A STROLLER, A  
2 PLAYPEN, AN INFANT CARRIER, A LOUNGE PAD, A CRIB BUMPER, A CRIB MATTRESS,  
3 A BASSINET MATTRESS, OR ANY OTHER PRODUCT MANUFACTURED FOR YOUNG  
4 CHILDREN;

5 (IV) A SLEEPING BAG;

6 (V) A PILLOW;

7 (VI) A FUTON, SLEEPER SOFA, OR FOLD-OUT SOFA BED;

8 (VII) A FOUNDATION;

9 (VIII) A CAR BED; OR

10 (IX) FURNITURE THAT OTHERWISE DOES NOT CONTAIN A  
11 DETACHABLE MATTRESS.

12 (J-2) "MATTRESS CORE" MEANS THE PRINCIPAL SUPPORT SYSTEM THAT IS  
13 PRESENT IN A MATTRESS, INCLUDING:

14 (1) SPRINGS;

15 (2) FOAM;

16 (3) AN AIR BLADDER;

17 (4) A WATER BLADDER; AND

18 (5) RESILIENT FILLING.

19 (J-3) "MATTRESS STEWARDSHIP ASSESSMENT" MEANS THE AMOUNT ADDED  
20 TO THE PURCHASE PRICE OF MATTRESSES SOLD IN THE STATE THAT IS NECESSARY  
21 TO COVER THE MATTRESS STEWARDSHIP PROGRAM'S COST OF COLLECTING,  
22 TRANSPORTING, AND PROCESSING POSTCONSUMER MATTRESSES STATEWIDE.

23 (J-4) "MATTRESS WASTE MANAGEMENT ENTITY" MEANS A WASTE  
24 MANAGEMENT COMPANY AUTHORIZED OR CONTRACTED BY THE MATTRESS  
25 STEWARDSHIP PROGRAM TO COLLECT, DISAGGREGATE, REDUCE, REUSE, AND  
26 RECYCLE MATTRESSES.

27 (m) "Office" means the Office of Recycling within the Department.

28 (O-1) (1) "POSTCONSUMER MATTRESS" MEANS A MATTRESS NO LONGER

1 WANTED BY A PURCHASER.

2 (2) "POSTCONSUMER MATTRESS" INCLUDES UNUSED MATTRESSES  
3 AND MATTRESSES THAT HAVE BEEN USED AND ABANDONED OR DISCARDED IN THE  
4 STATE.

5 (O-2) (1) "PRODUCER" MEANS:

6 (I) A MANUFACTURER OF MATTRESSES THAT SELLS, OFFERS  
7 FOR SALE, OR DISTRIBUTES MATTRESSES IN THE STATE UNDER THE PRODUCER'S  
8 OWN NAME OR BRAND; OR

9 (II) AN INDIVIDUAL WHO IMPORTS MATTRESSES INTO THE  
10 STATE TO SELL, OFFER FOR SALE, OR DISTRIBUTE IN THE STATE.

11 (2) "PRODUCER" INCLUDES THE OWNER OF A MATTRESS  
12 TRADEMARK OR BRAND.

13 (R-2) (1) "RENOVATE" MEANS TO ALTER A DISCARDED MATTRESS FOR  
14 RESALE THROUGH REPLACING THE TICKING OR FILLING, ADDING ADDITIONAL  
15 FILLING, OR REPLACING COMPONENTS OF THE DISCARDED MATTRESS WITH NEW OR  
16 RECYCLED MATERIALS.

17 (2) "RENOVATE" DOES NOT INCLUDE:

18 (I) STRIPPING A DISCARDED MATTRESS OF THE TICKING OR  
19 FILLING WITHOUT ADDING NEW MATERIAL; OR

20 (II) THE SANITIZATION OR STERILIZATION OF A DISCARDED  
21 MATTRESS WITHOUT OTHER ALTERATION TO THE DISCARDED MATTRESS.

22 (R-3) "REPRESENTATIVE ORGANIZATION" MEANS A NONPROFIT  
23 ORGANIZATION CREATED BY PRODUCERS TO IMPLEMENT A MATTRESS  
24 STEWARDSHIP PROGRAM.

25 (R-4) "RETAILER" MEANS ANY PERSON THAT OFFERS MATTRESSES FOR SALE  
26 AT RETAIL IN THE STATE.

27 (R-5) "SALE" OR "SELL" MEANS ANY TRANSFER OF TITLE FOR  
28 CONSIDERATION, INCLUDING REMOTE SALES CONDUCTED THROUGH SALES  
29 OUTLETS, CATALOGUES, OR THE INTERNET OR ANY OTHER SIMILAR ELECTRONIC  
30 MEANS.

1           **(R-6) "SANITIZATION" MEANS THE DIRECT APPLICATION OF CHEMICALS TO A**  
2 **MATTRESS TO KILL PATHOGENS THAT CAUSE HUMAN DISEASE.**

3           **(S-1) "STERILIZATION" MEANS THE MITIGATION OF ANY DELETERIOUS**  
4 **SUBSTANCES OR ORGANISMS, INCLUDING PATHOGENS THAT CAUSE HUMAN**  
5 **DISEASE, FUNGI, AND INSECTS, FROM A MATTRESS OR FILLING MATERIAL USING A**  
6 **CHEMICAL OR HEAT PROCESS.**

7 9-1702.

8           (a) There is an Office of Recycling created within the Department.

9           (d) The Office shall:

10                   (1) Assist the counties in developing an acceptable recycling plan required  
11 under § 9-1703 of this subtitle and § 9-505 of this title, including technical assistance to  
12 the local governments;

13                   (2) Coordinate the efforts of the State to facilitate the implementation of  
14 the recycling goals at the county level;

15                   (3) Review all recycling plans submitted as part of a county plan as  
16 required under § 9-505 of this title and advise the Secretary on the adequacy of the  
17 recycling plan;

18                   **(4) (I) REVIEW AND APPROVE PLANS AND ANNUAL REPORTS,**  
19 **INCLUDING THE MATTRESS STEWARDSHIP ASSESSMENT, SUBMITTED IN**  
20 **ACCORDANCE WITH A MATTRESS STEWARDSHIP PROGRAM ESTABLISHED UNDER**  
21 **PART V OF THIS SUBTITLE;**

22                                   **(II) PROVIDE TO LOCAL COMMUNITIES THE MOST UP-TO-DATE**  
23 **INFORMATION ON LOCAL AND NATIONAL PROGRAMS FOR THE RECYCLING AND**  
24 **REUSE OF MATTRESSES; AND**

25                                   **(III) PROVIDE TO LOCAL COMMUNITIES FOR CONSIDERATION**  
26 **EXAMPLES OF MATTRESS RECYCLING PROGRAMS THAT CREATE JOBS FOR:**

27   1.     **UNEMPLOYED INDIVIDUALS;**

28   2.     **HOMELESS INDIVIDUALS;**

29   3.     **DISADVANTAGED YOUTH;**

30   4.     **INDIVIDUALS WITH DISABILITIES;**

1                   **5. INDIVIDUALS WHO WERE INCARCERATED IN A LOCAL,**  
2 **STATE, OR FEDERAL CORRECTIONAL FACILITY; AND**

3                   **6. OTHER DISADVANTAGED INDIVIDUALS;**

4                   **[(4)] (5)** Administer the Statewide Electronics Recycling Program under  
5 Part IV of this subtitle; and

6                   **[(5)] (6)** Promote the development of markets for recycled materials and  
7 recycled products in the State in accordance with § 9–1702.1 of this subtitle.

8           (e) Beginning on January 1, 1990, and biannually thereafter, the Office shall, in  
9 coordination with the Maryland Environmental Service, study and report to the Governor  
10 and, subject to § 2–1257 of the State Government Article, the General Assembly on:

11                   (1) The identification and location of recycling centers, including an  
12 analysis of existing recycling centers and the need to expand these facilities or construct  
13 new recycling centers;

14                   (2) Programs necessary to educate the public on the need to participate in  
15 recycling efforts;

16                   (3) The economics and financing of existing and proposed systems of waste  
17 disposal and recycling;

18                   (4) State procurement policies for the purchase of recycled materials;

19                   (5) Programs necessary to reduce the amount of solid waste generated for  
20 disposal by a State agency or unit;

21                   (6) The liaison role with local governments, the federal government, and  
22 the private sector;

23                   (7) The percentage reduction in the amount of solid waste that has been  
24 achieved by each county; **[and]**

25                   (8) Economically feasible methods for the recycling of scrap automobile  
26 tires, batteries, and white goods; **AND**

27                   **(9) THE PROGRESS MADE IN THE STATE IN DIVERTING MATTRESSES**  
28 **FROM DISPOSAL IN LANDFILLS AND INCINERATORS.**

29 9–1707.

30           (f) (1) There is a State Recycling Trust Fund.

1 (2) The Fund shall consist of:

2 (i) The newsprint recycling incentive fee;

3 (ii) The telephone directory recycling incentive fee collected under §  
4 9–1709 of this subtitle;

5 (iii) The covered electronic device manufacturer registration fee  
6 collected under § 9–1728 of this subtitle;

7 **(IV) THE MATTRESS STEWARDSHIP PROGRAM PLAN AND**  
8 **ANNUAL REPORT REVIEW FEES COLLECTED UNDER § 9–1733(C)(2) AND (I)(2) OF**  
9 **THIS SUBTITLE;**

10 ~~[(iv)]~~ **(v)** All fines and penalties collected under this subtitle;

11 ~~[(v)]~~ **(VI)** Money appropriated in the State budget to the Fund; and

12 ~~[(vi)]~~ **(VII)** Any other money from any other source accepted for the  
13 benefit of the Fund.

14 (3) The Secretary shall administer the Fund.

15 (4) The Treasurer shall hold the Fund separately and the Comptroller shall  
16 account for the Fund.

17 (5) At the end of each fiscal year, any unspent or unencumbered balance in  
18 the Fund that exceeds \$2,000,000 shall revert to the General Fund of the State in  
19 accordance with § 7–302 of the State Finance and Procurement Article.

20 (6) In accordance with the State budget, the Fund shall be used only:

21 (i) To provide grants to the counties to be used by the counties to  
22 develop and implement local recycling plans;

23 (ii) To provide grants to counties that have addressed methods for  
24 the separate collection and recycling of covered electronic devices in accordance with §  
25 9–1703(c)(1) of this subtitle;

26 (iii) To provide grants to municipalities to be used by the  
27 municipalities to implement local covered electronic device recycling programs; ~~[and]~~

28 **(IV) TO COVER THE ACTUAL COSTS OF THE MATTRESS**  
29 **STEWARDSHIP PROGRAM PLAN REVIEW AND ANNUAL REPORT REVIEW UNDER §**  
30 **9–1733 OF THIS SUBTITLE, AND ASSOCIATED COSTS FOR PROGRAM COMPLIANCE**  
31 **OVERSIGHT; AND**



1                    [(iv)] (v)    To carry out the purposes of the land management  
2 administration.

3                    (7)    (i)    The Treasurer shall invest the money in the Fund in the same  
4 manner as other State money may be invested.

5                               (ii)    Any investment earnings of the Fund shall be credited to the  
6 General Fund of the State.

7 **9-1715.**

8                    (A)    (1)    **EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
9 **ON OR AFTER JANUARY 1, 2028, A PERSON MAY NOT DISPOSE OF A MATTRESS IN A**  
10 **LANDFILL.**

11                    (2)    **A PERSON MAY DISPOSE OF A MATTRESS IN A LANDFILL IF THE**  
12 **MATTRESS IS DEEPLY CONTAMINATED, CANNOT BE RENOVATED, AND NO PARTS OF**  
13 **THE MATTRESS CAN BE RECYCLED.**

14                    (B)    **ON OR AFTER JANUARY 1, 2028, A PERSON MAY NOT DISPOSE OF A**  
15 **MATTRESS IN AN INCINERATOR.**

16 **9-1731. RESERVED.**

17 **9-1732. RESERVED.**

18                    **PART V. MATTRESS STEWARDSHIP PROGRAM.**

19 **9-1733.**

20                    (A)    **ON OR BEFORE JULY 1, 2024, PRODUCERS OF MATTRESSES SOLD AT**  
21 **RETAIL IN THE STATE, OR A REPRESENTATIVE ORGANIZATION ACTING ON A**  
22 **PRODUCER'S BEHALF, SHALL SUBMIT A PLAN FOR THE ESTABLISHMENT OF A**  
23 **MATTRESS STEWARDSHIP PROGRAM TO THE DEPARTMENT FOR APPROVAL.**

24                    (B)    (1)    **THE PLAN REQUIRED UNDER SUBSECTION (A) OF THIS SECTION**  
25 **SHALL:**

26                               (i)    **IDENTIFY THE MATERIALS, ENTITIES, AND RESPONSIBLE**  
27 **PARTIES COVERED UNDER THE PLAN;**

28                               (ii)    **DESCRIBE THE ORGANIZATIONAL STRUCTURE OF ANY**  
29 **REPRESENTATIVE ORGANIZATION;**

1 (III) DESCRIBE THE FINANCING METHOD FOR THE PLAN,  
2 INCLUDING HOW FEES WILL BE STRUCTURED AND COLLECTED;

3 (IV) DESCRIBE SOUND MANAGEMENT PRACTICES THAT WILL BE  
4 USED FOR WORKER HEALTH AND SAFETY;

5 (V) DESCRIBE HOW DISCARDED MATTRESSES NOT COVERED  
6 UNDER THE PROGRAM WILL BE HANDLED;

7 (VI) DESCRIBE HOW PRODUCERS WILL:

8 1. WORK WITH EXISTING RECYCLING PROGRAMS AND  
9 INFRASTRUCTURE;

10 2. CONSULT WITH STATE AND LOCAL GOVERNMENTS  
11 AND OTHER STAKEHOLDERS; AND

12 3. CONDUCT RESEARCH AS NEEDED TO IMPROVE THE  
13 COLLECTION AND RECYCLING OF MATTRESSES;

14 (VII) DESCRIBE HOW MATTRESS WASTE MANAGEMENT ENTITIES  
15 WILL BE SOLICITED, RECRUITED, AND SUPPORTED, INCLUDING:

16 1. EXISTING MUNICIPAL, PRIVATE, AND NONPROFIT  
17 ENTITIES IN THE STATE THAT WORK IN THE MATTRESS WASTE STREAM  
18 MANAGEMENT FIELD;

19 2. EXISTING ENTITIES IN THE STATE THAT WORK IN THE  
20 GENERAL WASTE MANAGEMENT FIELD;

21 3. ENTITIES THAT HAVE EXPERIENCE IN OR PRIORITIZE  
22 DISAGGREGATION, REUSE, AND RECYCLING OF COMPONENT MATTRESS PARTS;

23 4. MINORITY BUSINESS ENTERPRISES;

24 5. MINORITY-OWNED BUSINESSES THAT ARE NOT  
25 DESIGNATED AS MINORITY BUSINESS ENTERPRISES;

26 6. WOMAN-OWNED BUSINESSES;

27 7. VETERAN-OWNED BUSINESSES; AND



1 OF MATTRESSES.

2 (3) THE PLAN SHALL PROVIDE FOR CONVENIENT AND AVAILABLE  
3 COLLECTION OF MATTRESSES STATEWIDE THAT:

4 (I) PROVIDES FOR FREE ACCESS TO COLLECTION OR  
5 DROP-OFF OF MATTRESSES FROM RESIDENTIAL, COMMERCIAL, INSTITUTIONAL, OR  
6 OTHER SOURCES, ALONG WITH CONVENIENCE EQUAL TO OR GREATER THAN THE  
7 COLLECTION PROGRAMS AVAILABLE TO CONSUMERS PRIOR TO THE MATTRESS  
8 STEWARDSHIP PROGRAM STATEWIDE;

9 (II) PROVIDES A CONVENIENT METHOD FOR THE PUBLIC TO  
10 ACCESS A LIST OF COLLECTION OR DROP-OFF OPTIONS;

11 (III) IDENTIFIES EACH PRODUCER PARTICIPATING IN THE  
12 MATTRESS STEWARDSHIP PROGRAM AND THE BRANDS OF MATTRESSES SOLD IN  
13 THE STATE THAT ARE COVERED BY THE PROGRAM;

14 (IV) PROVIDES GEOGRAPHIC MODELING TO DETERMINE THE  
15 NUMBER AND DISTRIBUTION OF SITES FOR ALL COLLECTION OF POSTCONSUMER  
16 MATTRESSES BASED ON THE FOLLOWING CRITERIA:

17 1. AT LEAST 90% OF THE RESIDENTS OF THE STATE  
18 SHALL HAVE A COLLECTION SITE WITHIN A 15-MILE RADIUS; AND

19 2. UNLESS OTHERWISE APPROVED BY THE  
20 DEPARTMENT, ONE ADDITIONAL COLLECTION SITE SHALL BE ESTABLISHED FOR  
21 EVERY 50,000 RESIDENTS OF A GEOGRAPHICAL AREA DESIGNATED UNDER FEDERAL  
22 LAW AS AN URBANIZED AREA;

23 (V) PROVIDES INFORMATION ON HOW MATTRESSES  
24 CONTAMINATED BY BIOLOGICAL FLUIDS, TOXINS, OR INFECTIOUS AGENTS WILL BE  
25 DISPOSED OF, INCLUDING WHETHER THE DISPOSAL WILL BE HANDLED IN OR OUT  
26 OF THE STATE; AND

27 (VI) ALLOWS FOR SCHEDULING AND PICK-UP OF MATTRESSES  
28 FROM PRIVATE PROPERTY.

29 (4) THE PLAN MAY IDENTIFY A RETAILER AS A POSTCONSUMER  
30 MATTRESS COLLECTION SITE IF:

31 (I) THE RETAILER VOLUNTEERS TO ACT AS A POSTCONSUMER  
32 MATTRESS COLLECTION SITE;

1           **(II) THE RETAILER IS IN COMPLIANCE WITH ALL APPLICABLE**  
2 **LAWS AND REGULATIONS; AND**

3           **(III) THE SITE LOCATION OF THE RETAILER IS CONSISTENT WITH**  
4 **MAINTAINING A COST-EFFECTIVE NETWORK OF POSTCONSUMER MATTRESS**  
5 **COLLECTION LOCATIONS.**

6           **(5) THE PLAN SHALL ESTABLISH:**

7           **(I) A UNIFORM MATTRESS STEWARDSHIP ASSESSMENT FOR**  
8 **ALL MATTRESSES SOLD IN THE STATE; AND**

9           **(II) A MECHANISM FOR PRODUCERS PARTICIPATING IN A**  
10 **MATTRESS STEWARDSHIP PROGRAM TO REMIT TO THE REPRESENTATIVE**  
11 **ORGANIZATION PAYMENT OF THE MATTRESS STEWARDSHIP ASSESSMENT FOR EACH**  
12 **MATTRESS SOLD IN THE STATE.**

13           **(6) THE PLAN SHALL ESTABLISH PERFORMANCE GOALS FOR:**

14           **(I) THE COLLECTION RATES OF DISCARDED MATTRESSES;**

15           **(II) THE RECYCLING RATES OF DISCARDED MATTRESSES,**  
16 **INCLUDING CLOSED-LOOP RECYCLING;**

17           **(III) THE RENOVATION RATES OF DISCARDED MATTRESSES;**

18           **(IV) THE NUMBER OF ILLEGALLY DUMPED MATTRESSES AND**  
19 **THE SHARE OF DUMPED MATTRESSES AS A PERCENTAGE OF ALL MATTRESSES IN**  
20 **THE PROGRAM; AND**

21           **(V) PUBLIC AWARENESS OF THE MATTRESS STEWARDSHIP**  
22 **PROGRAM.**

23           **(7) THE TOTAL AMOUNT OF THE MATTRESS STEWARDSHIP**  
24 **ASSESSMENT MAY NOT EXCEED THE COSTS OF IMPLEMENTING THE MATTRESS**  
25 **STEWARDSHIP PROGRAM.**

26           **(8) (I) THE MATTRESS STEWARDSHIP ASSESSMENT SHALL BE**  
27 **EVALUATED BY AN INDEPENDENT FINANCIAL AUDITOR, AS DESIGNATED BY THE**  
28 **DEPARTMENT, TO ENSURE THE COSTS OF IMPLEMENTING THE MATTRESS**  
29 **STEWARDSHIP PROGRAM ARE COVERED BUT NOT EXCEEDED.**

1                   **(II) THE COST OF ANY WORK PERFORMED BY AN INDEPENDENT**  
2 **FINANCIAL AUDITOR SHALL BE FUNDED BY THE MATTRESS STEWARDSHIP**  
3 **PROGRAM.**

4                   **(9) MATTRESS STEWARDSHIP ASSESSMENTS MAY BE USED ONLY TO**  
5 **IMPLEMENT THE MATTRESS STEWARDSHIP PROGRAM.**

6                   **(10) WHEN THE MATTRESS STEWARDSHIP PROGRAM BECOMES**  
7 **PROFITABLE BASED ON ANY PRODUCTS IT PRODUCES FROM THE RECYCLED**  
8 **MATERIAL, ASSESSMENT FEES SHALL BE PHASED OUT.**

9                   **(11) (I) EACH PLAN SUBMITTED UNDER PARAGRAPH (1) OF THIS**  
10 **SUBSECTION AND APPROVED BY THE DEPARTMENT SHALL BE REEVALUATED BY**  
11 **THE DEPARTMENT EVERY 5 YEARS.**

12                   **(II) THE DEPARTMENT MAY REQUIRE A PLAN TO BE REVISED**  
13 **BEFORE ITS TIME PERIOD ENDS IF TARGETS ARE NOT BEING MET OR THERE IS A**  
14 **CHANGE IN CIRCUMSTANCES THAT WARRANTS A REVISION.**

15           **(C) (1) THE DEPARTMENT SHALL REVIEW:**

16                   **(I) THE MATTRESS STEWARDSHIP PROGRAM PLAN REQUIRED**  
17 **UNDER SUBSECTION (A) OF THIS SECTION; AND**

18                   **(II) THE WORK PRODUCT OF THE INDEPENDENT FINANCIAL**  
19 **AUDITOR DESIGNATED BY THE DEPARTMENT TO EVALUATE MATTRESS**  
20 **STEWARDSHIP ASSESSMENTS.**

21                   **(2) THE PRODUCER OR REPRESENTATIVE ORGANIZATION THAT**  
22 **SUBMITS A PLAN FOR APPROVAL SHALL PAY A PLAN REVIEW FEE TO THE**  
23 **DEPARTMENT TO BE DEPOSITED INTO THE STATE RECYCLING TRUST FUND UNDER**  
24 **§ 9-1707 OF THIS SUBTITLE THAT COVERS THE DEPARTMENT'S COST OF PLAN**  
25 **REVIEW, INCLUDING ASSOCIATED COSTS FOR MATTRESS STEWARDSHIP PROGRAM**  
26 **COMPLIANCE OVERSIGHT, AS DETERMINED BY THE DEPARTMENT.**

27                   **(3) IF THE DEPARTMENT DETERMINES THAT THE MATTRESS**  
28 **STEWARDSHIP PROGRAM PLAN, INCLUDING THE MATTRESS STEWARDSHIP**  
29 **ASSESSMENT, COMPLIES WITH THE REQUIREMENTS OF SUBSECTION (B) OF THIS**  
30 **SECTION, THE DEPARTMENT SHALL APPROVE THE PROGRAM.**

31                   **(4) THE DEPARTMENT SHALL LIST ON ITS WEBSITE THE PRODUCERS**  
32 **AND BRANDS IMPLEMENTING OR PARTICIPATING IN AN APPROVED MATTRESS**  
33 **STEWARDSHIP PROGRAM.**

1 (D) (1) A PRODUCER OR REPRESENTATIVE ORGANIZATION SHALL  
2 IMPLEMENT ITS MATTRESS STEWARDSHIP PROGRAM PLAN WITHIN 1 YEAR AFTER  
3 THE PLAN'S APPROVAL BY THE DEPARTMENT.

4 (2) BEGINNING 1 YEAR AFTER A PRODUCER OR REPRESENTATIVE  
5 ORGANIZATION'S PLAN IS APPROVED:

6 (I) A PRODUCER OR RETAILER MAY NOT SELL OR OFFER FOR  
7 SALE A BRAND OF MATTRESS TO ANY PERSON IN THE STATE, UNLESS THE  
8 PRODUCER OF THE BRAND OR A REPRESENTATIVE ORGANIZATION OF WHICH THE  
9 PRODUCER IS A MEMBER IS IMPLEMENTING AN APPROVED MATTRESS  
10 STEWARDSHIP PROGRAM;

11 (II) A PRODUCER SHALL ADD THE MATTRESS STEWARDSHIP  
12 ASSESSMENT ESTABLISHED UNDER AN APPROVED MATTRESS STEWARDSHIP  
13 PROGRAM TO THE COST OF ALL MATTRESSES SOLD TO RETAILERS AND  
14 DISTRIBUTED IN THE STATE; AND

15 (III) EACH RETAILER OR DISTRIBUTOR SHALL ADD A MATTRESS  
16 STEWARDSHIP ASSESSMENT TO THE PURCHASE PRICE OF ALL MATTRESSES SOLD IN  
17 THE STATE BY DISPLAYING A LINE ITEM ON THE RECEIPT FOR THE ADDED COST.

18 (E) (1) A PRODUCER OR REPRESENTATIVE ORGANIZATION  
19 PARTICIPATING IN AN APPROVED MATTRESS STEWARDSHIP PROGRAM SHALL  
20 PROVIDE CONSUMERS WITH EDUCATIONAL MATERIALS REGARDING THE PROGRAM  
21 THAT INCLUDE:

22 (I) INFORMATION REGARDING AVAILABLE END-OF-LIFE  
23 MANAGEMENT OPTIONS FOR MATTRESSES OFFERED THROUGH THE PROGRAM; AND

24 (II) INFORMATION THAT NOTIFIES CONSUMERS THAT AN  
25 ASSESSMENT TO COVER THE COSTS OF IMPLEMENTING THE PROGRAM IS INCLUDED  
26 IN THE PURCHASE PRICE OF ALL MATTRESSES SOLD IN THE STATE.

27 (2) FOLLOWING THE IMPLEMENTATION OF THE MATTRESS  
28 STEWARDSHIP PROGRAM, A RETAILER SHALL PROVIDE CONSUMERS, AT THE POINT  
29 OF RETAIL SALE, WITH EDUCATIONAL MATERIALS, PROVIDED BY A PRODUCER OR  
30 REPRESENTATIVE ORGANIZATION, ON AVAILABLE COLLECTION OPPORTUNITIES  
31 FOR POSTCONSUMER MATTRESSES THROUGH THE PROGRAM.

32 (F) FOLLOWING THE IMPLEMENTATION OF THE MATTRESS STEWARDSHIP  
33 PROGRAM, A RETAILER COMPLIES WITH THE REQUIREMENTS OF THIS SECTION IF,

1 ON THE DATE THE MATTRESS WAS ORDERED FROM THE PRODUCER OR ITS AGENT,  
2 THE PRODUCER OF THE MATTRESS BRAND IS LISTED ON THE DEPARTMENT'S  
3 WEBSITE AS IMPLEMENTING OR PARTICIPATING IN AN APPROVED MATTRESS  
4 STEWARDSHIP PROGRAM.

5 (G) A POSTCONSUMER MATTRESS COLLECTION SITE THAT IS IDENTIFIED IN  
6 THE PLAN MAY NOT CHARGE AN ADDITIONAL FEE FOR THE DISPOSAL OF  
7 MATTRESSES WHEN MATTRESSES ARE OFFERED FOR DISPOSAL, REUSE, OR  
8 RECYCLING.

9 (H) A PRODUCER OR REPRESENTATIVE ORGANIZATION THAT ORGANIZES  
10 THE COLLECTION, TRANSPORT, AND PROCESSING OF THE MATTRESSES IN  
11 ACCORDANCE WITH AN APPROVED MATTRESS STEWARDSHIP PROGRAM SHALL BE  
12 IMMUNE FROM LIABILITY FOR ANY CLAIM OF A VIOLATION OF ANTITRUST,  
13 RESTRAINT OF TRADE, OR UNFAIR TRADE PRACTICE ARISING FROM CONDUCT  
14 UNDERTAKEN IN ACCORDANCE WITH THE PROGRAM.

15 (I) (1) BEGINNING MARCH 1, 2026, OR 1 YEAR AFTER PLAN APPROVAL,  
16 WHICHEVER IS LATER, AND ANNUALLY THEREAFTER, THE PRODUCER OR  
17 REPRESENTATIVE ORGANIZATION SHALL SUBMIT TO THE DEPARTMENT AND  
18 PUBLISH ONLINE A REPORT THAT DETAILS THE MATTRESS STEWARDSHIP  
19 PROGRAM, INCLUDING:

20 (I) A DESCRIPTION OF THE METHODS USED TO COLLECT,  
21 TRANSPORT, AND PROCESS MATTRESSES IN THE STATE;

22 (II) THE VOLUME AND TYPE OF MATTRESSES COLLECTED IN  
23 THE STATE SORTED BY TYPE OF COLLECTION SITE;

24 (III) THE VOLUME AND TYPE OF MATTRESSES COLLECTED IN  
25 THE STATE BY METHODS OF DISPOSITION, INCLUDING REUSE, RECYCLING, AND  
26 OTHER METHODS OF PROCESSING OR DISPOSAL, WHICH INCLUDES AN ACCOUNTING  
27 OF THE VOLUME OF MATTRESSES COLLECTED IN THE STATE FOR EACH COUNTY IN  
28 THE STATE;

29 (IV) THE TOTAL COST OF IMPLEMENTING AND ADMINISTERING  
30 THE PROGRAM, AS DETERMINED BY AN INDEPENDENT FINANCIAL AUDIT FUNDED  
31 BY THE MATTRESS STEWARDSHIP ASSESSMENT;

32 (V) SAMPLES OF EDUCATIONAL MATERIALS USED TO INFORM  
33 CONSUMERS OF MATTRESS DISPOSAL, A SUMMARY OF PUBLIC EDUCATION EFFORTS,  
34 AND AN EVALUATION OF THE EFFECTIVENESS OF THESE METHODS;



1 (VI) AN EVALUATION OF WHY MATTRESSES THAT WERE NOT  
2 RECYCLED WERE NOT RECYCLED;

3 (VII) THE TOTAL NUMBER OF MATTRESSES SOLD TO CONSUMERS  
4 IN THE PREVIOUS YEAR;

5 (VIII) STRATEGIES TO ADDRESS POSTCONSUMER AND DISCARDED  
6 MATTRESSES THAT ARE NOT INCLUDED IN THE PROGRAM AND THAT ARE ILLEGALLY  
7 DUMPED;

8 (IX) REPORTS ON RESEARCH ACTIVITIES AND PILOT  
9 PROGRAMS;

10 (X) A DISCUSSION OF ANY CHANGES IN MATTRESS DESIGN;

11 (XI) THE NUMBER OF POSTCONSUMER MATTRESSES RECEIVED  
12 THROUGH COLLECTION THAT WERE NOT INCLUDED IN THE PROGRAM;

13 (XII) THE NUMBER OF POSTCONSUMER MATTRESSES THAT WERE  
14 ILLEGALLY DUMPED AS REPORTED TO THE DEPARTMENT;

15 (XIII) AN ANALYSIS OF HOW THE DATA REQUIRED BY THIS  
16 PARAGRAPH HAS CHANGED OVER TIME;

17 (XIV) AN EVALUATION OF THE EFFECTIVENESS OF METHODS AND  
18 PROCESSES USED TO ACHIEVE THE GOALS OF THE PROGRAM, INCLUDING  
19 INFORMATION ON PROGRESS MADE TOWARD ACHIEVING THE GOALS, AN  
20 EXPLANATION OF WHY ANY GOALS WERE NOT MET DURING THE PREVIOUS  
21 CALENDAR YEAR, AND ANY EFFORTS THAT WILL BE TAKEN TO IMPROVE PROGRESS  
22 TOWARD MEETING THE GOALS IN THE FUTURE, IF APPLICABLE;

23 (XV) RECOMMENDATIONS FOR ANY CHANGES TO THE PROGRAM,  
24 INCLUDING INFORMATION RELEVANT TO COMPLIANCE WITH THE PLAN; AND

25 (XVI) ANY OTHER INFORMATION REQUIRED BY THE  
26 DEPARTMENT.

27 (2) THE PRODUCER OR REPRESENTATIVE ORGANIZATION THAT  
28 SUBMITS A REPORT REQUIRED UNDER THIS SUBSECTION SHALL PAY A REPORT  
29 REVIEW FEE TO THE DEPARTMENT TO BE DEPOSITED INTO THE STATE RECYCLING  
30 TRUST FUND UNDER § 9-1707 OF THIS SUBTITLE THAT COVERS THE DEPARTMENT'S  
31 COST OF REPORT REVIEW, INCLUDING ASSOCIATED COSTS FOR PROGRAM  
32 COMPLIANCE OVERSIGHT, AS DETERMINED BY THE DEPARTMENT.

1           **(J) (1) THE DEPARTMENT SHALL REVIEW THE ANNUAL REPORT**  
2 **REQUIRED UNDER SUBSECTION (I) OF THIS SECTION AND:**

3                   **(I) EVALUATE THE TOTAL COSTS OF THE MATTRESS**  
4 **STEWARDSHIP PROGRAM, INCLUDING ALL EXPENSES AND REVENUES, TO**  
5 **DETERMINE WHETHER THE MATTRESS STEWARDSHIP ASSESSMENT MEETS OR**  
6 **EXCEEDS THE COSTS OF THE PROGRAM IN ACCORDANCE WITH SUBSECTION (B)(8)**  
7 **OF THIS SECTION; AND**

8                   **(II) DETERMINE WHETHER THE PROGRAM IS BEING**  
9 **IMPLEMENTED IN ACCORDANCE WITH THE PLAN APPROVED UNDER SUBSECTION (C)**  
10 **OF THIS SECTION.**

11           **(2) IF THE DEPARTMENT DETERMINES THAT THE MATTRESS**  
12 **STEWARDSHIP ANNUAL REPORT, INCLUDING THE MATTRESS STEWARDSHIP**  
13 **ASSESSMENT, COMPLIES WITH THE REQUIREMENTS OF THIS SECTION, THE**  
14 **DEPARTMENT SHALL APPROVE THE ANNUAL REPORT.**

15           **(3) THE PRODUCER OR REPRESENTATIVE ORGANIZATION SHALL**  
16 **MAKE THE APPROVED ANNUAL REPORT AVAILABLE TO THE PUBLIC.**

17           **(4) IF THE DEPARTMENT DETERMINES THAT THE MATTRESS**  
18 **STEWARDSHIP ANNUAL REPORT, INCLUDING THE MATTRESS STEWARDSHIP**  
19 **ASSESSMENT, DOES NOT COMPLY WITH THE REQUIREMENTS OF THIS SECTION, THE**  
20 **PRODUCER OR REPRESENTATIVE ORGANIZATION SHALL SUBMIT TO THE**  
21 **DEPARTMENT A PLAN ON HOW THE PRODUCER OR REPRESENTATIVE**  
22 **ORGANIZATION WILL ADDRESS THE NONCOMPLIANCE IN THE UPCOMING YEAR.**

23           **(K) (1) FINANCIAL, PRODUCTION, OR SALES DATA REPORTED TO THE**  
24 **DEPARTMENT BY A PRODUCER OR THE REPRESENTATIVE ORGANIZATION SHALL BE**  
25 **KEPT CONFIDENTIAL BY THE DEPARTMENT AND MAY NOT BE SUBJECT TO PUBLIC**  
26 **INSPECTION.**

27           **(2) THE DEPARTMENT MAY RELEASE SUMMARY DATA THAT DOES**  
28 **NOT DISCLOSE FINANCIAL, PRODUCTION, OR SALES DATA OF A PRODUCER,**  
29 **RETAILER, OR REPRESENTATIVE ORGANIZATION.**

30 **9-1734.**

31           **(A) THERE IS A MATTRESS STEWARDSHIP ADVISORY BOARD.**

32           **(B) THE PURPOSE OF THE ADVISORY BOARD IS TO ADVISE ON THE PROPER**

1 IMPLEMENTATION AND SUSTAINABILITY OF THE MATTRESS STEWARDSHIP  
2 PROGRAM.

3 (C) THE ADVISORY BOARD CONSISTS OF THE FOLLOWING MEMBERS:

4 (1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE  
5 PRESIDENT OF THE SENATE;

6 (2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE  
7 SPEAKER OF THE HOUSE;

8 (3) THE SECRETARY OF THE ENVIRONMENT, OR THE SECRETARY'S  
9 DESIGNEE;

10 (4) THE SECRETARY OF HEALTH, OR THE SECRETARY'S DESIGNEE;

11 (5) THE SECRETARY OF COMMERCE, OR THE SECRETARY'S  
12 DESIGNEE;

13 (6) THE COMPTROLLER, OR THE COMPTROLLER'S DESIGNEE; AND

14 (7) THE FOLLOWING INDIVIDUALS, APPOINTED BY THE GOVERNOR:

15 (I) ONE REPRESENTATIVE OF MATTRESS RETAILERS;

16 (II) ONE REPRESENTATIVE OF THE MATTRESS  
17 MANUFACTURING INDUSTRY;

18 (III) ONE REPRESENTATIVE OF THE SOLID WASTE INDUSTRY;

19 (IV) ONE REPRESENTATIVE OF THE MARYLAND CHAPTER OF  
20 THE SIERRA CLUB;

21 (V) ONE REPRESENTATIVE OF AN ENVIRONMENTAL ADVOCACY  
22 GROUP;

23 (VI) ONE REPRESENTATIVE OF THE MARYLAND ASSOCIATION  
24 OF COUNTIES; AND

25 (VII) ONE CONSUMER REPRESENTATIVE EACH FROM WESTERN  
26 MARYLAND, CENTRAL MARYLAND, SOUTHERN MARYLAND, AND THE EASTERN  
27 SHORE.

**(D) (1) THE ADVISORY BOARD SHALL:**

**(I) REVIEW AND EVALUATE THE STRUCTURE, FINANCING, AND OTHER ASPECTS OF THE MATTRESS STEWARDSHIP PROGRAM;**

**(II) REVIEW AND EVALUATE EACH MATTRESS STEWARDSHIP PLAN REQUIRED UNDER § 9-1733(A) OF THIS SUBTITLE BEFORE THE PLAN IS SUBMITTED TO THE DEPARTMENT FOR APPROVAL;**

**(III) CONSULT WITH AND ADVISE PRODUCERS AND REPRESENTATIVE ORGANIZATIONS AS THEY PREPARE THE MATTRESS STEWARDSHIP PLAN;**

**(IV) 1. RECEIVE AND REVIEW THE MATTRESS STEWARDSHIP PLANS SUBMITTED IN ACCORDANCE WITH § 9-1733 OF THIS SUBTITLE; AND**

**2. MAKE RECOMMENDATIONS TO THE DEPARTMENT REGARDING MATTRESS STEWARDSHIP PLAN APPROVAL;**

**(V) 1. RECEIVE AND REVIEW ANNUAL REPORTS SUBMITTED IN ACCORDANCE WITH § 9-1733 OF THIS SUBTITLE; AND**

**2. MAKE RECOMMENDATIONS TO THE DEPARTMENT REGARDING THE NEED FOR ANY PLAN AMENDMENTS OR OTHER REQUIREMENTS BASED ON THE ADVISORY BOARD'S REVIEW OF THE REPORTS; AND**

**(VI) REVIEW AND COMMENT ON DRAFT REGULATIONS RELEVANT TO THE IMPLEMENTATION OF THE MATTRESS STEWARDSHIP PROGRAM.**

**(2) THE ADVISORY BOARD SHALL MEET AT LEAST QUARTERLY UNTIL THE INITIAL ROUND OF STEWARDSHIP PLANS HAVE BEEN APPROVED, AND SEMIANNUALLY THEREAFTER.**

**(3) THE ADVISORY BOARD SHALL ELECT A CHAIR FROM AMONG THE MEMBERS BY A SIMPLE MAJORITY VOTE.**

**(4) THE ADVISORY BOARD MAY ADOPT BYLAWS AND A CHARTER FOR THE OPERATION OF THE ADVISORY BOARD'S BUSINESS IN ACCORDANCE WITH THIS PART.**

**(5) THE DEPARTMENT SHALL PROVIDE STAFF FOR THE ADVISORY BOARD.**

1           **(6) ON OR BEFORE DECEMBER 1, 2024, THE ADVISORY BOARD SHALL**  
2 **REPORT, AND IF APPLICABLE SUBMIT A MINORITY REPORT ON, ITS FINDINGS AND**  
3 **RECOMMENDATIONS, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT**  
4 **ARTICLE, TO THE GENERAL ASSEMBLY.**

5 **9-1735.**

6           **(A) A RETAILER THAT VIOLATES THIS PART IS SUBJECT TO A CIVIL PENALTY**  
7 **NOT TO EXCEED \$100 PER DAY FOR EACH DAY OF THE VIOLATION.**

8           **(B) (1) A PRODUCER, RENOVATOR, OR REPRESENTATIVE ORGANIZATION**  
9 **THAT VIOLATES THIS PART IS SUBJECT TO A CIVIL PENALTY NOT TO EXCEED \$1,000**  
10 **PER DAY FOR EACH DAY OF THE VIOLATION.**

11           **(2) A CIVIL PENALTY IMPOSED ON A REPRESENTATIVE**  
12 **ORGANIZATION UNDER THIS SUBSECTION CREATES A JOINT AND SEVERAL**  
13 **OBLIGATION OF THE REPRESENTATIVE ORGANIZATION AND EACH PRODUCER**  
14 **REGISTERED WITH THE REPRESENTATIVE ORGANIZATION.**

15           **(3) A REPRESENTATIVE ORGANIZATION MAY NOT USE ANY MONEY**  
16 **COLLECTED THROUGH A MATTRESS STEWARDSHIP ASSESSMENT TO PAY A PENALTY**  
17 **IMPOSED UNDER THIS SUBSECTION.**

18 **9-1736.**

19           **(A) THE DEPARTMENT MAY COOPERATE WITH DEPARTMENTS, AGENCIES,**  
20 **AND OTHER EQUIVALENT BODIES IN OTHER STATES IN ORDER TO FURTHER THE**  
21 **OBJECTIVES OF THIS PART.**

22           **(B) (1) THE DEPARTMENT SHALL ADOPT MEASURES TO MOVE THE STATE**  
23 **TOWARD A MORE EQUITABLE RECYCLING AND WASTE MANAGEMENT SYSTEM AND TO**  
24 **SEEK ENVIRONMENTAL JUSTICE FOR UNDERSERVED COMMUNITIES.**

25           **(2) MEASURES ADOPTED UNDER THIS SUBSECTION MAY INCLUDE:**

26                   **(i) CONDUCTING STUDIES ON HOW TO IMPROVE ACCESS TO**  
27 **RECYCLING FOR UNDERSERVED COMMUNITIES;**

28                   **(ii) CONDUCTING STUDIES ON HOW TO IMPROVE SOCIAL**  
29 **EQUITY WITHIN THE RECYCLING SYSTEM, INCLUDING ENSURING EQUITABLE**  
30 **EMPLOYMENT AND DEVELOPMENT OPPORTUNITIES;**

31                   **(iii) PROVIDING A PLATFORM FOR RECOMMENDATIONS FROM**

1 ENVIRONMENTAL JUSTICE AND COMMUNITY-BASED ORGANIZATIONS ON HOW TO  
2 IMPROVE THE PROGRAM;

3 (IV) REQUIRING REPRESENTATIVE ORGANIZATIONS TO  
4 GUARANTEE PRODUCTS ARE TRANSFERRED TO RESPONSIBLE END MARKETS THAT  
5 MEET ENVIRONMENTAL AND PUBLIC SAFETY STANDARDS;

6 (V) REQUIRING ALL CONTRACTS MADE BY A REPRESENTATIVE  
7 ORGANIZATION TO INCLUDE LANGUAGE GUARANTEEING A LIVABLE WAGE AND  
8 QUALITY BENEFITS TO WORKERS; AND

9 (VI) REQUIRING REPRESENTATIVE ORGANIZATIONS TO  
10 TRANSLATE ALL EDUCATIONAL MATERIALS INTO THE LANGUAGES SPOKEN BY  
11 LOCAL POPULATIONS AND TO ENSURE THAT COLLECTION INFRASTRUCTURE IS  
12 ACCESSIBLE TO DISABLED RESIDENTS.

13 (C) THE DEPARTMENT SHALL ADOPT REGULATIONS TO ENFORCE THIS  
14 PART.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2023.