

9-1707.

(A) (1) IN THIS SECTION: THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "NEWSPAPER" MEANS A NEWSPAPER WITHIN THE MEANING OF § 11-215 OF THE TAX - GENERAL ARTICLE.

~~(4) (3) (I) "NEWSPRINT" MEANS PAPER OF THE TYPE GENERALLY USED IN THE PUBLICATION OF NEWSPAPERS; OR COMMERCIAL ADVERTISING INSERTS; OR COMMERCIAL ADVERTISING MAILERS, PRINTED BY THE PUBLISHER THAT ARE MADE PRIMARILY FROM MECHANICAL WOODPULPS COMBINED WITH SOME CHEMICAL WOODPULP; AND.~~

~~(2) (II) "NEWSPRINT" INCLUDES PAPER MADE FROM OLD NEWSPAPERS THAT HAVE BEEN DEINKED, USING THE RECYCLED PULP IN LIEU OF VIRGIN PULP.~~

~~(B) EXCEPT AS PROVIDED IN SUBSECTION (G) SUBSECTIONS (G) AND (H) OF THIS SECTION, A PUBLISHER OF A NEWSPAPER DISTRIBUTED IN THE STATE SHALL, FOR EACH CALENDAR YEAR:~~

(B) (1) EXCEPT AS PROVIDED IN SUBSECTIONS (G) AND (H) OF THIS SECTION, THE RECYCLED CONTENT PERCENTAGE REQUIREMENTS FOR NEWSPAPERS DISTRIBUTED IN THE STATE SHALL, ON A STATEWIDE BASIS, BE IN ACCORDANCE WITH THE RECYCLED CONTENT PERCENTAGE REQUIREMENTS SPECIFIED IN SUBSECTION (C) OF THIS SECTION FOR THE CALENDAR YEAR.

(2) IN THE YEAR FOLLOWING ANY YEAR IN WHICH THE SECRETARY DETERMINES, BASED ON THE REPORTS SUBMITTED UNDER SUBSECTION (E) OF THIS SECTION, THAT THE RECYCLED CONTENT PERCENTAGE REQUIREMENTS SPECIFIED IN SUBSECTION (C) OF THIS SECTION HAVE NOT BEEN MET ON A STATEWIDE BASIS, EACH NEWSPAPER SHALL:

~~(4) (I) FOR NEWSPAPERS DISTRIBUTED IN THE STATE, SATISFY THE RECYCLED CONTENT PERCENTAGE REQUIREMENT UNDER SUBSECTION (C) OF THIS SECTION FOR THE CALENDAR YEAR; OR~~

~~(2) (II) PAY THE NEWSPRINT RECYCLING INCENTIVE FEE REQUIRED UNDER SUBSECTION (B) (D) OF THIS SECTION FOR THAT CALENDAR YEAR.~~

(C) (1) TO SATISFY THE RECYCLED CONTENT PERCENTAGE REQUIREMENT OF THIS SECTION FOR A CALENDAR YEAR, AT LEAST THE PERCENTAGE SPECIFIED IN PARAGRAPH (2) OF THIS SUBSECTION, BY WEIGHT, OF THE TOTAL NEWSPRINT USED BY THE PUBLISHER DURING THAT CALENDAR YEAR FOR NEWSPAPERS DISTRIBUTED IN THE STATE SHALL BE RECYCLED MATERIALS.