

WILLIAM DONALD SCHAEFER, Governor

acceptable products containing recycled materials; requiring State units to use a certain price preference in the purchase of supplies and commodities containing recycled materials under certain circumstances; defining certain terms; and generally relating to the preference of recycled materials.

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 14-402

Annotated Code of Maryland

(1988 Replacement Volume and 1989 Supplement)

BY adding to

Article – State Finance and Procurement

Section 14-405

Annotated Code of Maryland

(1988 Replacement Volume and 1989 Supplement)

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

Article – State Finance and Procurement

14-402.

(a) In this section, “recycled paper” means a paper product at least 80% of the total weight of which consists of the product of a manufacturing process that:

(1) has converted a raw material into a valuable commodity; and

(2) includes a total gross content of post consumer waste of at least 80%.

(b) To the extent practicable, in procuring paper or paper products under Title 4, Subtitle 3, Part II of this article, the Secretary of General Services shall buy or approve for purchase only supplies that are produced from recycled paper.

(c) Of the total volume of paper that the Secretary of General Services buys, at least 40% shall be recycled paper.

(D) IF RECYCLED PAPER THAT MEETS THE DEFINITION SET FORTH IN SUBSECTION (A) OF THIS SECTION IS UNAVAILABLE, THEN FOR PURPOSES OF COMPLYING WITH THE REQUIREMENTS OF THIS SECTION, THE DEPARTMENT OF GENERAL SERVICES MAY PURCHASE RECYCLED PAPER PRODUCTS THAT AT A MINIMUM CONFORM TO THE DEFINITIONS SET FORTH IN THE ENVIRONMENTAL PROTECTION AGENCY GUIDELINE FOR FEDERAL PROCUREMENT OF PAPER AND PAPER PRODUCTS CONTAINING RECOVERED MATERIALS (40 CFR, PART 250).

[(d)] (E) To encourage the maximum purchase of materials utilizing recycled materials, the Department of General Services, in consultation with the University of Maryland, the Maryland Environmental Service, the Department of Transportation