



125th MAINE LEGISLATURE

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Legislative Document

No. 512

S.P. 145

In Senate, February 15, 2011

An Act Regarding the Disposition of Mercury-added Lamps

Reference to the Committee on Environment and Natural Resources suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator SAVIELLO of Franklin.
Cosponsored by Senator McCORMICK of Kennebec.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 38 MRSA §1672, sub-§4, ¶A,** as enacted by PL 2009, c. 272, §1, is
3 amended to read:

4 A. The recycling program required under this subsection must include:

5 (1) Convenient collection locations located throughout the State where residents
6 can drop off their household lamps without cost, including but not limited to
7 municipal collection sites and participating retail establishments;

8 (2) Handling and recycling equipment and practices in compliance with the
9 universal waste rules adopted pursuant to section 1319-O, subsection 1,
10 paragraph F, with subsection 6 if a crushing device is used and with all other
11 applicable requirements;

12 (3) Effective education and outreach, including, but not limited to, point-of-
13 purchase signs and other materials provided to retail establishments without cost;
14 and

15 (4) An annual report to the department on the number of mercury-added lamps
16 recycled under the manufacturer's program, the estimated percentage of mercury-
17 added lamps available for recycling that were recycled under the program and the
18 methodology for estimating the number of mercury-added lamps available for
19 recycling, an evaluation of the effectiveness of the recycling program,
20 recommendations for increasing the number of lamps recycled under the
21 recycling program and an accounting of the costs associated with administering
22 and implementing the recycling program.

23 **Sec. 2. 38 MRSA §1672, sub-§6** is enacted to read:

24 **6. Lamp crushing.** A recycling program required under subsection 4 may include
25 the use of crushing devices in accordance with the provisions of this subsection.

26 A. The owner of the crushing device shall:

27 (1) Register the device with the department. The registration must include:

28 (a) The owner's name and contact information;

29 (b) The brand of device used;

30 (c) Anticipated usage of the device; and

31 (d) A statement that the operating manual required pursuant to subparagraph
32 (2) is in place;

33 (2) Develop an operating manual specifying how to safely crush mercury-added
34 lamps. The operating manual must be available to all operators of the device and
35 must include:

36 (a) Procedures for operation and maintenance of the device in accordance
37 with written procedures developed by the manufacturer of the device;

38 (b) Testing and monitoring procedures;

