

ENROLLMENT(S)



(5)

COUNCIL OF THE DISTRICT OF COLUMBIA

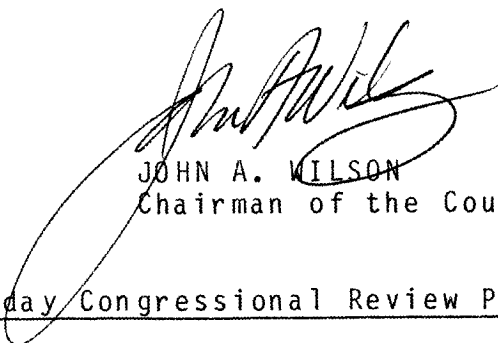
NOTICE

D.C. LAW 9-130

"Newsprint Recycling Amendment Act
of 1992".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 9-291 on first and second readings, April 7, 1992, and May 6, 1992, respectively. Following the signature of the Mayor on May 28, 1992, this legislation was assigned Act No. 9-215, published in the June 12, 1992, edition of the D.C. Register, (Vol. 39 page 4054) and transmitted to Congress on May 29, 1992 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 9-130, effective July 22, 1992.



JOHN A. WILSON
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

May 29

June 1,2,3,4,5,8,9,10,11,12,15,16,17,18,19,22,23,24,25,26,
29,30

July 1,2,7,8,9,20,21



Enrolled Original

AN ACT

Codification

District of Columbia Code

D.C. ACT 9-215

(1993 Supplement)

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 28, 1992

To amend the District of Columbia Solid Waste Management and Multi-Material Recycling Act of 1988 to encourage the production, distribution, and sale of recycled newsprint and to establish a Recycled Newspaper Fiber Content Advisory Task Force.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Newsprint Recycling Amendment Act of 1992".

Sec. 2. The District of Columbia Solid Waste Management and Multi-Material Recycling Act of 1988, effective March 6, 1991 (D.C. Law 8-208; D.C. Code §6-3401 *et seq.*), is amended as follows:

(a) Section 22 (D.C. Code §6-3419) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) By striking the word "Beginning" and inserting the phrase "Except as provided in subsection (g) of this section, beginning" in its place; and

(B) By inserting the phrase "this section or in" after the phrase "designated in".

(2) Subsection (f) is amended as follows:

(A) Paragraph (2) is amended by inserting the word "and" at the end of the paragraph.

(B) Paragraph (3) is amended by striking the punctuation ";" and inserting the phrase "and all subsequent calendar years." in its place.

(C) Paragraphs (4), (5), (6), and (7) are stricken.

(3) A new subsection (g) is added to read as follows:

"(g)(1) The recycled content percentages for newsprint required by this section for newspapers sold or distributed in the District shall be measured in the aggregate for all such newspapers collectively, on a District-wide basis.

"(2) However, in the year following any year in which the Mayor determines, based on the reports submitted under section 23, that the required recycled content percentages for newsprint for the previous year were not achieved in the aggregate on a District-wide basis, then each person subject to this section shall meet the required percentages."

(b) Section 25 (D.C. Code §6-3422) is amended as follows:

Section
6-3419

Section
6-3422

1911

1912

1913

Enrolled Original

(1) Subsection (a) is amended by striking the word "Beginning" and inserting the phrase "Subject to sections 22(g) and 25(a-1), beginning" in its place.

(2) A new subsection (a-1) is added to read as follows:

"(a-1)(1) For newsprint, the amount of the recycling surcharge shall be \$10.00 per ton for the amount of newsprint that falls below the required percentage of recycled content.

"(2) The recycling surcharge for newsprint shall apply to each person subject to this section only with regard to any year in which the recycled content percentages required by this section shall be measured on a non-aggregate basis in accordance with section 22(g)."

(c) A new section 25a is added to read as follows:

"Sec. 25a. Establishment of a Recycled Newspaper Fiber Content Advisory Task Force.

"(a) There is established a Recycled Newspaper Fiber Content Advisory Task Force ("task force").

"(b) The task force shall advise the Department of Public Works with respect to the statutory requirements for the use of recycled newsprint.

"(c) The task force shall convene during the first quarter of 1994 and will issue its report by the third quarter of 1994.

"(d) The composition of the task force shall be 7 members appointed by the Mayor, as follows:

"(1) The Director of the Department of Public Works who shall be the Chair;

"(2) 2 representatives of newspaper publishers;

"(3) 2 representatives of environmental groups with expertise in recycling;

"(4) 1 representative of the recycled newsprint industry; and

"(5) 1 representative of an industry, other than newsprint, that uses old newspapers.

"(e) The task force shall perform the following responsibilities:

"(1) Review the reports filed under section 23;

"(2) Consider the following:

"(A) Extent of recovery of old newspapers from the District's waste stream;

"(B) Cost to the District to recover and market old newspapers;

"(C) Availability and utilization in the District of newsprint containing recycled material; and

"(D) Nature and extent of other recycling uses for old newspapers; and

"(3) In accordance with section 25a(e)(2), the task force may comment on whether a recycled newsprint law is necessary, and if so, whether the recycled content percentage requirement for newsprint should remain the same or be adjusted. The task force may also consider whether the recycled content requirement encourages manufacturers of virgin newsprint to convert to recycling and whether the requirement adversely affects recycling uses for old newspapers other than the production of newsprint."

(d) Section 26 (D.C. Code §6-3423) is amended to read as follows:

"(a) The Mayor shall, pursuant to title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203;

New Sec.
6-3422.1

Section
6-3423



D.C. Code §1-1501 *et seq.*), issue proposed rules to implement the provisions of the Newsprint Recycling Amendment Act of 1992 that apply to paper and paper products, other than newsprint, by January 1, 1993.

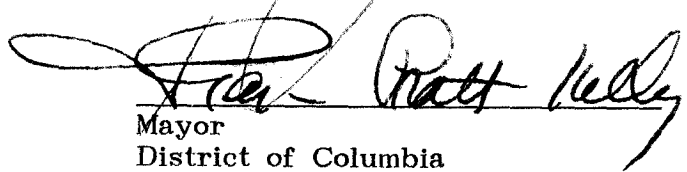
"(b) The Mayor shall, pursuant to title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code §1-1501 *et seq.*), issue proposed rules within 180 days of the Newsprint Recycling Amendment Act of 1992, to implement the newsprint provisions of this act.

"(c) The proposed rules shall be submitted to the Council for a 45-day period of review excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules in whole or in part, by resolution within this 45-day review period, the proposed rules shall be deemed approved. Nothing in this section shall affect any requirements imposed upon the Mayor by title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code §1-1501 *et seq.*)."

Sec. 3. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code §1-233(c)(1)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED: May 28, 1992



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE B9-291
DOCKET NO: _____

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 4-7-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT _____ (_____)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

Steph L. Jones
Secretary to the Council

May 13, 1992
Date

CERTIFICATION RECORD

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 5-6-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT _____ (_____)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

Steph L. Jones
Secretary to the Council

May 13, 1992
Date

CERTIFICATION RECORD

Item on Consent Calendar

ACTION & DATE: _____

VOICE VOTE: _____

Recorded vote on request

Absent: _____

ROLL CALL VOTE: — RESULT _____ (_____)

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date

