

A bill for an act
relating to environment; modifying Waste Management Act; amending
Minnesota Statutes 2010, sections 115A.03, subdivision 25a; 115A.95.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2010, section 115A.03, subdivision 25a, is amended to
read:

Subd. 25a. **Recyclable materials.** "Recyclable materials" means materials that are
separated from mixed municipal solid waste for the purpose of recycling or composting,
including paper, glass, plastics, metals, automobile oil, ~~and~~ batteries, and source-separated
compostable materials. Refuse-derived fuel or other material that is destroyed by
incineration is not a recyclable material.

Sec. 2. Minnesota Statutes 2010, section 115A.95, is amended to read:

115A.95 RECYCLABLE MATERIALS.

(a) Recyclable materials must be delivered to the appropriate materials processing
facility as outlined in Minnesota Rules, parts 7035.2836 and 7035.2845, or any other
facility permitted to recycle or compost the materials.

(b) A disposal facility or a resource recovery facility that is composting mixed
municipal solid waste, burning waste, or converting waste to energy or to materials for
combustion may not accept source-separated recyclable materials, and a solid waste
collector or transporter may not deliver source-separated recyclable materials to such a
facility, except for recycling or transfer to a recycler, unless the commissioner determines
that no other person is willing to accept the recyclable materials.