

**PROPOSED REGULATION OF THE
STATE ENVIRONMENTAL COMMISSION**

LCB File No. R039-01

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EXPLANATION – Matter in *italics* is new; matter in brackets [~~omitted material~~] is material to be omitted.

AUTHORITY: §1, NRS 232.007.

Section 1. Chapter 444A of NAC is hereby amended by adding thereto a new section to read as follows:

1. A state agency shall provide for the separation, collection and recycling of paper and paper products that the agency generates in the course of its operations. To carry out this requirement, a state agency shall, for each facility it operates, determine:

(a) What recycling services are available locally for the collection or aggregation of paper and paper products;

(b) The types of paper and paper products for which recycling services are available;

(c) The types of paper and paper products generated by the agency for which recycling services are available;

(d) The cost to the agency, if any, or the reimbursement available to the agency, if any, for the paper and paper products separated by the agency; and

(e) Based on the information gathered pursuant to paragraphs (a) to (d), inclusive, what types of paper and paper products the agency should cause to be recycled at the facility.

2. Upon making its determination pursuant to subsection 1, a state agency shall take such actions at each of its facilities as are necessary to establish a system for the separation,

collection, storage and transportation of the paper and paper products to be recycled. Such actions may include, without limitation:

(a) The placement of containers for the separation and aggregation of the paper and paper products in locations for the convenient use of all employees of the agency at the facility;

(b) If members of the public are commonly present at the facility of the agency and likely to generate recyclable paper and paper products, the placement of clearly labeled containers for use by the members of the public to separate the paper and paper products;

(c) Arrangements for the removal of the paper and paper products to a centralized location for collection; and

(d) Agreements with a service provider, or the assignment of such equipment and personnel as may be necessary, to transport the paper and paper products to a recycling center.

3. A state agency shall establish a program to encourage its personnel to recycle and to inform them how to recycle paper and paper products efficiently.

4. If a state agency determines that the cost to cause the recycling of paper and paper products generated by the agency at one of its facilities is unreasonable and would place an undue burden on the operations of the agency at that facility, the agency shall present supporting information to the chief of the budget division of the department of administration and request a waiver in accordance with NRS 232.007 from the requirement to recycle paper and paper products at the facility.

5. If a state agency determines that services are available locally for the recycling of recyclable materials generated by the agency other than paper and paper products, the agency may expand its program for recycling to include the recycling of those materials.

6. The division of environmental protection of the state department of conservation and natural resources shall, upon request from a state agency, provide technical assistance concerning the establishment of programs for recycling and the reduction of waste.

7. If a state agency is composed of more than one bureau, board, commission, department, division or office, the entities that compose the agency shall coordinate efforts to establish a single program for the recycling of paper, paper products and, if applicable, other recyclable materials.

8. As used in this section:

(a) "Paper" has the meaning ascribed to it in NRS 232.007.

(b) "Paper product" has the meaning ascribed to it in NRS 232.007.

(c) "Recyclable material" has the meaning ascribed to it in NAC 444A.100.

(d) "State agency" means every public agency, bureau, board, commission, department, division or office of the executive department of state government.