

**ADOPTED REGULATION OF THE STATE**

**ENVIRONMENTAL COMMISSION**

**LCB File No. R038-01**

Effective July 1, 2002

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

AUTHORITY: §§1-5, NRS 444A.020 and 444A.080.

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

*1. “Public building” means any building or office space occupied by:*

*(a) Any component of the University and Community College System of Nevada and used for any purpose related to the system; or*

*(b) The Federal Government, the State of Nevada or any county, city, school district or other political subdivision of the State of Nevada and used for any public purpose.*

*2. If only part of a building is occupied by an entity described in subsection 1, the term means only that portion of the building which is so occupied.*

**Sec. 2.** NAC 444A.100 is hereby amended to read as follows:

444A.100 1. As used in NAC 444A.100 to 444A.140, inclusive, *and section 1 of this regulation, the state environmental commission will interpret the term* “recyclable material” ~~includes, but is not limited to:~~ *as defined in NRS 444A.013 to include, without limitation:*

(a) Newspaper;

(b) Corrugated cardboard;

(c) Aluminum;

- (d) Yard debris;
- (e) Office paper;
- (f) Glass;
- (g) Tin and steel cans;
- (h) Metal;
- (i) Motor oil;
- (j) Plastic; and
- (k) Antifreeze.

2. As used in subsection 1, “yard debris” means material generated from plants, including trees, bushes and grass clippings on residential or business property.

**Sec. 3.** NAC 444A.120 is hereby amended to read as follows:

444A.120 1. A municipality which makes a program available pursuant to NRS 444A.040 shall submit a request for approval of the program to the department. The request must be accompanied by:

(a) In a municipality whose population is ~~more than 25,000;~~ *40,000 or more but less than 100,000:*

(1) A statement setting forth the location of and types of recyclable material collected by each recycling center.

(2) A description of the program for the disposal of hazardous household products which sets forth:

(I) The location of and types of material collected by each collection site; and

(II) The schedule for the collection of the hazardous household products.

(3) A copy of all ordinances which:

(I) Govern the program; or

(II) Provide for the participation of the municipality in a program adopted by an adjoining municipality.

(4) Any other documentation and information which demonstrates that the program will ensure that the municipality will meet the goal set forth in NAC 444A.110.

(b) In a municipality whose population is ~~more than 100,000,~~ *100,000 or more*, in addition to the documentation and information required by paragraph (a), copies of all contracts and agreements to provide for the separation at the source of recyclable material from other solid waste originating from the residential premises *and public buildings* where services for the collection of solid waste are provided.

2. The department shall approve a program if the department determines that the program will contribute to the achievement of the municipality's goal set forth in NAC 444A.110.

3. As used in subsection 1, "recycling center" means a facility designed and operated to receive, store, process or transfer recyclable material.

**Sec. 4.** NAC 444A.130 is hereby amended to read as follows:

444A.130 1. A municipality which makes available in that municipality a program for the disposal of hazardous household products shall provide for the collection at least semiannually of used or waste motor oil, motor vehicle batteries and:

(a) Paint and products associated with painting; or

(b) Any other household, garage or garden products which are capable of causing harmful physical effects if inhaled, absorbed or ingested.

FLUSH If a program for the disposal of hazardous household products is made available, it must be implemented on or before January 1, 1994.

2. A municipality which makes available in that municipality a program for the separation at the source of recyclable material *at residential premises* shall designate at least three recyclable materials to be so separated.

*3. A municipality which makes available in that municipality a program for the separation at the source of recyclable material at public buildings shall designate at least three recyclable materials to be so separated.*

**Sec. 5.** This regulation becomes effective on July 1, 2002.