

ASSEMBLY, No. 575

STATE OF NEW JERSEY

221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

Sponsored by:

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District 18 (Middlesex)
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District 18 (Middlesex)
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SYNOPSIS

Directs DEP to develop guidelines concerning State and local government purchase of goods made from recycled material.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** concerning the purchase of goods made from recycled
2 material and supplementing Title 13 of the Revised Statutes.

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4 BE IT ENACTED by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. a. Within 90 days after the date of enactment of this section,
8 the Department of Environmental Protection shall develop, and update
9 as appropriate, guidelines on recommended recovered material content
10 percentages for use by State and local agencies when entering into
11 contracts for the purchase of goods to encourage the purchase of goods
12 made with recycled material. These guidelines may be based upon, or
13 incorporate by reference, guidelines developed by the United States
14 Environmental Protection Agency, including but not limited to the
15 recommended recovered materials content levels specified in the
16 United States Environmental Protection Agency's Consolidated
17 Recovered Materials Advisory Notice.

18 b. The Department of Environmental Protection shall publish the
19 guidelines developed pursuant to subsection a. of this section, and any
20 updates thereto, as a public notice in the New Jersey Register.

21 c. The Director of the Division of Purchase and Property in the
22 Department of the Treasury, the Director of the Division of Property
23 Management and Construction in the Department of the Treasury, and
24 all State and local agencies having authority to contract for the
25 purchase of goods or services shall ensure that all product
26 specifications for new procurements advertised after the effective date
27 of P.L. , c. (C.) (pending before the Legislature as this bill)
28 reflect the guidelines developed, or updated, pursuant to subsection a.
29 of this section, if applicable and to the extent practical and feasible.

Nothing in this subsection shall apply to product specifications for a contract entered into by a local contracting unit, if following the guidelines developed, or updated, pursuant to subsection a. of this section would increase the cost of the contract.

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35 2. This act shall take effect immediately.

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STATEMENT

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40 This bill would require the Department of Environmental
41 Protection (DEP) to develop, and update as appropriate, guidelines
42 for use by State and local agencies when entering into contracts for
43 the purchase of goods to encourage the maximum purchase of
44 goods made with the highest percentage of recycled material. The
45 bill provides that these guidelines may be based upon, or
46 incorporate by reference, guidelines developed by the United States
47 Environmental Protection Agency, including but not limited to the
48 recommended recovered materials content levels specified in the

1 United States Environmental Protection Agency's Consolidated
2 Recovered Materials Advisory Notice.

3 The bill requires the Director of the Division of Purchase and
4 Property in the Department of the Treasury, the Director of the
5 Division of Property Management and Construction in the
6 Department of the Treasury, and all State and local agencies having
7 authority to contract for the purchase of goods or services to ensure
8 that all product specifications for new procurements advertised after
9 the bill is enacted into law reflect the guidelines developed, or
10 updated, if applicable and to the extent practical and feasible.
11 However, this requirement would not apply to a contract entered
12 into by a local contracting unit, if following the guidelines
13 developed, or updated, pursuant to the bill would increase the cost
14 of the contract.