

HOUSE BILL 987

M3

0lr3435

By: **Delegates Smith, Acevero, Anderson, Boyce, Bridges, Charkoudian, Ivey, R. Lewis, Lierman, Lopez, Love, Mosby, Queen, Solomon, Stewart, and Wells**

Introduced and read first time: February 5, 2020

Assigned to: Economic Matters and Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Recycling – Hotels**

3 FOR the purpose of requiring an owner, an operator, or a manager of a hotel to provide
4 recycling for the guests of the hotel and recycle certain materials on or before a
5 certain date; requiring the recycling to be carried out in accordance with a certain
6 recycling plan; authorizing a county to require an owner, an operator, or a manager
7 of a hotel to report certain information to the county in a certain manner; authorizing
8 an enforcement unit, officer, or official of a county, a municipality, or any other local
9 government to conduct certain inspections; establishing certain penalties for a
10 violation of certain provisions of this Act; requiring that any penalties collected
11 under this Act be paid to a certain county, municipality, or other local government;
12 clarifying that certain provisions of this Act do not affect the authority of a county, a
13 municipality, or any other local government to enact and enforce certain recycling
14 requirements; clarifying that certain provisions of this Act do not require a county to
15 manage or enforce certain recycling activities; and generally relating to recycling in
16 hotels.

17 BY adding to

18 Article – Environment

19 Section 9–1711.1

20 Annotated Code of Maryland

21 (2014 Replacement Volume and 2019 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

23 That the Laws of Maryland read as follows:

24 **Article – Environment**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **9-1711.1.**

2 (A) ON OR BEFORE OCTOBER 1, 2021, AN OWNER, AN OPERATOR, OR A
3 MANAGER OF A HOTEL SHALL:

4 (1) PROVIDE RECYCLING FOR THE GUESTS OF THE HOTEL,
5 INCLUDING:

6 (I) THE COLLECTION OF RECYCLABLE MATERIALS FROM
7 GUESTS AND COMMON AREAS OF THE HOTEL; AND

8 (II) THE REMOVAL OF RECYCLABLE MATERIALS COLLECTED
9 FROM GUESTS AND COMMON AREAS OF THE HOTEL FOR FURTHER RECYCLING; AND

10 (2) RECYCLE ALL GLASS, PLASTIC, ALUMINUM, PAPER, AND PAPER
11 PRODUCTS THAT ARE:

12 (I) USED BY THE HOTEL STAFF OR GUESTS; AND

13 (II) DISPOSED OF AT THE HOTEL.

14 (B) THE RECYCLING REQUIRED UNDER SUBSECTION (A) OF THIS SECTION
15 SHALL BE CARRIED OUT IN ACCORDANCE WITH THE RECYCLING PLAN REQUIRED
16 UNDER § 9-1703 OF THIS SUBTITLE FOR THE COUNTY IN WHICH THE HOTEL IS
17 LOCATED.

18 (C) A COUNTY MAY REQUIRE AN OWNER, AN OPERATOR, OR A MANAGER OF
19 A HOTEL TO REPORT TO THE COUNTY ON RECYCLING ACTIVITIES IN A MANNER
20 DETERMINED BY THE COUNTY.

21 (D) AN ENFORCEMENT UNIT, OFFICER, OR OFFICIAL OF A COUNTY, A
22 MUNICIPALITY, OR ANY OTHER LOCAL GOVERNMENT MAY CONDUCT INSPECTIONS
23 OF A HOTEL TO ENFORCE SUBSECTION (A) OF THIS SECTION.

24 (E) (1) A PERSON THAT VIOLATES SUBSECTION (A) OR (B) OF THIS
25 SECTION IS SUBJECT TO A CIVIL PENALTY NOT EXCEEDING \$150 FOR EACH DAY ON
26 WHICH THE VIOLATION EXISTS.

27 (2) ANY PENALTIES COLLECTED UNDER PARAGRAPH (1) OF THIS
28 SUBSECTION SHALL BE PAID TO THE COUNTY, MUNICIPALITY, OR OTHER LOCAL
29 GOVERNMENT THAT BROUGHT THE ENFORCEMENT ACTION.

30 (F) THIS SECTION DOES NOT:

1 **(1) AFFECT THE AUTHORITY OF A COUNTY, A MUNICIPALITY, OR ANY**
2 **OTHER LOCAL GOVERNMENT TO ENACT AND ENFORCE RECYCLING REQUIREMENTS,**
3 **INCLUDING ESTABLISHING CIVIL PENALTIES FOR A HOTEL THAT ARE MORE**
4 **STRINGENT THAN THE REQUIREMENTS OF THIS SECTION; OR**

5 **(2) REQUIRE A COUNTY TO MANAGE OR ENFORCE THE RECYCLING**
6 **ACTIVITIES OF A HOTEL.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2020.