

## LEGISLATIVE BILL 380

Approved by the Governor March 18, 1986

Introduced by Wesely, 26

AN ACT relating to state wastepaper products; to define a term; to state intent; to provide powers and duties; to create a fund; to repeal the Nebraska Resource Conservation and Recovery Act; to eliminate a fund; and to repeal sections 81-1140 to 81-1161, Reissue Revised Statutes of Nebraska, 1943.

Be it enacted by the people of the State of Nebraska,

Section 1. As used in sections 1 to 6 of this act, unless the context otherwise requires, office wastepaper shall mean those papers that are discarded in a business office including, but not limited to, forms, envelopes, copy paper, stationery, and other papers that are normally associated with desk-work activity that are collected from an office building as wastepaper.

Sec. 2. It is the intent of sections 1 to 6 of this act, and the public policy of this state, to recognize the importance of limited natural resources, to prevent waste, and to promote the most energy and resource-saving use of the state's office wastepaper and the most efficient and economical method of recycling and disposing of office wastepaper products of the state.

Sec. 3. A program for the recycling and sale of office wastepaper shall be designed and implemented by the Department of Administrative Services in such state-operated buildings as is determined to be practicable by the Department of Administrative Services.

Sec. 4. The Department of Administrative Services shall obtain pricing information and shall contract to sell the recyclable office wastepaper products for the best terms available in the marketplace. If the department is unable to locate a purchaser for the office wastepaper or such sale would not be in the best economic interests of the state and the department is unable to locate a nonpaying contractee to recycle the office wastepaper, the department shall make such other disposition of the wastepaper as is most practical and which is in the best interests of the state.

Sec. 5. All proceeds from the sale of office wastepaper, as authorized by section 3 of this act, and any equipment related to such program shall be placed in the Resource Recovery Fund, which is hereby created. Any money in the fund available for investment shall be invested by the state investment officer pursuant to sections 72-1237 to 72-1269. Such fund shall be used for the administration and implementation of this program. Any excess funds, as determined by the Director of Administrative Services, not necessary for implementation of the wastepaper recovery and sale program shall be paid to the General Fund.

Sec. 6. The Department of Administrative Services may adopt and promulgate all rules and regulations necessary to carry out this act.

Sec. 7. That sections 81-1140 to 81-1161, Reissue Revised Statutes of Nebraska, 1943, are repealed.