

SENATE No. 405

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to the return of unused non-latex paint..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 16 of the General laws is hereby amended by inserting after section
2 21 the following new section:-

3 Section 21A. The department shall convene a stakeholder group of the parties
4 involved in the sale, recycling, and disposal of non-latex paint sold or used in the
5 commonwealth, including the manufacturers and retailers of such paint, and through this
6 stakeholder group develop and implement a cooperative program to allow consumers to return at
7 no charge unused non-latex paint for recycling or reuse.

8 The department shall promulgate regulations to provide that if such cooperative
9 return system is not fully implemented on or before July 1, 2007, that as of that date the
10 manufacturers of non-latex paint shall be required to establish a system to accept at no charge the
11 return of unused non-latex paint from consumers pursuant to the conditions and requirements
12 imposed by the department in the regulations.