

Underline: Additions

~~Strikeout:~~ Deletions

§2000 (a)(4)(B) Glass empty beverage containers shall be deemed cancelled when such containers have been substantially cleaned of non-glass contaminants in accordance with the specifications set forth in Section 2425(h) and they are crushed size in such a manner as to be acceptable without further processing by a willing user at a location of end use, which includes a beneficiating processor.

§2425 (h) Processors purchasing commingled glass from a certified dropoff or collection program including a “waste reduction facility”, a certified community service program, or a registered curbside program, shall visually inspect every load delivered to determine eligibility for refund value and the level of contamination in the load. If a load presented to a processor is eligible for refund value and has residual or other contamination, the processor shall reduce the load for shrinkage. The residual and other contamination shall be measured at least once per month to determine an accurate level of contamination and shall be subject to verification by the Department. For purposes of this section, glass fines used in the redemption weight shall be less than ¼” (inch) in size. If a load has a residual or other contamination level of greater than 10% by weight, and the load is otherwise eligible for refund value, the receiving processor shall request an alternative method of preparing the shipping report for payment. The Division shall consider each proposed alternative method and issue a written approval or denial within forty-five (45) calendar-days.

(1) In order for the alternative method to be accepted, it must:

(A) Be based on a recycled glass cleaning process ~~which meets the American Society for Testing and Materials standard specification for waste glass as a raw material for the manufacture of glass as specified in Section 2000(a)(3.1)(A).~~ performed by the processor, or another entity authorized by the processor to perform the glass cleaning process on its behalf, that produces cullet that meets all of the following requirements:

1. Produces glass which is acceptable to a willing user at a location of end use, which includes a beneficiating processor; and

2. Results in glass cleaned to a shrinkage level of 10% or less by weight.

(B) Clearly state:

1. That the received weight, for beverage container redemption purposes, shall be determined from the cullet produced in (A) above.

2. That the actual contamination level determined during the testing shall be used as the shrinkage percentage on the shipping report to reduce the received weight.

~~2~~ 3. That the redemption weight shall be determined using the applicable commingled rates and the received weight from 1.

3 4. That, if a sampling procedure will be used to determine the received weight of contaminated loads from each entity, the sampling procedure must be included with the request for an alternative method of preparing the shipping report.

(2) An application for an alternate method will be denied if:

(A) The total weight of all contaminated materials received at the facility is not recorded.

(B) All material received at this facility is not inspected for the presence of out-of-state, rejected, or line breakage containers and this weight excluded from shipping reports.

(C) Records accurately supporting both cullet sold and residual or contaminated material disposed of or used for an alternative market is not made available to Department staff upon request.

(D) The method does not clearly account for the weight of empty beverage containers for each certified dropoff or collection program including a "waste reduction facility", certified community service program, or registered curbside program from which the processor receives this material.

(3) When used in this subsection, "waste reduction facility" means a dropoff or collection program certified by the Department, which separates beverage container material types from mixed waste.