

# OFFICE OF FISCAL ANALYSIS

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sHB-6386

AN ACT CONCERNING EXTENDED PRODUCER RESPONSIBILITY FOR TIRES, SMOKE DETECTORS AND CERTAIN GAS CYLINDERS.

## **OFA Fiscal Note**

### **State Impact:**

Agency Affected	Fund-Effect	FY 22 \$	FY 23 \$
Department of Energy and Environmental Protection	GF - Potential Savings	See Below	See Below

Note: GF=General Fund

**Municipal Impact:** None

### **Explanation**

The bill establishes three extended producer responsibility (EPR) programs to manage three products: (1) gas cylinders, (2) tires, and (3) smoke detectors. It requires manufacturers to join a nonprofit organization established by themselves or their trade association.

It is that estimated that there would be approximately 20-25 members of each of the three products in the newly established stewardship organizations.

Under the bill, an organization must develop a plan by July 1, 2022, to minimize public sector involvement in managing these products, and submit their plans to the Department of Energy and Environmental Protection (DEEP) for approval. The fee structure for the third-party non-profit must cover but not exceed program costs, including a reserve. The third-party fee structure and administration have no fiscal impact to the state or municipalities.

Additionally, the bill allows DEEP to enforce the EPR program. This also has no fiscal impact to the state or municipalities as DEEP

would not collect enforcement penalties under the privately administered EPR program.

An EPR program for (propane) gas cylinders, newly established under the bill, may result in a savings to municipalities and the state, including DEEP (since many propane canisters are left at state campgrounds) associated with reduced cleanup costs, as illegal dumping of tires currently occurs on state and municipal property. The bill may also result in a savings to municipalities to the extent less tires are shipped out-of-state as municipal solid waste (MSW) as can be current practice.

The extent of municipal savings depends on the volume of these products currently being disposed of in the MSW stream and the current tip fee for each municipality.

### ***The Out Years***

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.