

1.1 Senator moves to amend S.F. No. 1427 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2014, section 115A.1314, subdivision 1, is amended to
1.4 read:

1.5 Subdivision 1. **Registration fee.** (a) Each manufacturer who registers under section
1.6 115A.1312 must, by September 1, 2007, and each year thereafter, pay to the commissioner
1.7 of revenue an annual registration fee. The commissioner of revenue must deposit the fee
1.8 in the state treasury and credit the fee to the environmental fund.

1.9 (b) The registration fee is equal to a base fee of \$2,500, plus a variable recycling
1.10 fee calculated according to the formula:

1.11 $((A \times B) - (C + D)) \times E$, where:

1.12 (1) A = the number of pounds of a manufacturer's video display devices sold to
1.13 households during the previous program year, as reported to the department under section
1.14 115A.1316, subdivision 1;

1.15 (2) B = the proportion of sales of video display devices required to be recycled, set at
1.16 0.6 for the first program year and 0.8 for the second program year and every year thereafter;

1.17 (3) C = the number of pounds of covered electronic devices recycled by a
1.18 manufacturer from households during the previous program year, as reported to the
1.19 department under section 115A.1316, subdivision 1;

1.20 (4) D = the number of recycling credits a manufacturer elects to use to calculate the
1.21 variable recycling fee, as reported to the department under section 115A.1316, subdivision
1.22 1; and

1.23 (5) E = the estimated per-pound cost of recycling, initially set at \$0.50 per pound for
1.24 manufacturers who recycle less than 50 percent of the product (A x B); \$0.40 per pound
1.25 for manufacturers who recycle at least 50 percent but less than 90 percent of the product
1.26 (A x B); and \$0.30 per pound for manufacturers who recycle at least 90 percent but less
1.27 than 100 percent of the product (A x B).

1.28 (c) If, as specified in paragraph (b), the term $C - (A \times B)$ equals a positive number of
1.29 pounds, that amount is defined as the manufacturer's recycling credits. A manufacturer
1.30 may retain recycling credits to be added, in whole or in part, to the actual value of C, as
1.31 reported under section 115A.1316, subdivision 2, during any succeeding program year,
1.32 provided that no more than 25 percent of a manufacturer's obligation (A x B) for any
1.33 program year may be met with recycling credits generated in a prior program year. A
1.34 manufacturer may sell any portion or all of its recycling credits to another manufacturer, at
1.35 a price negotiated by the parties, who may use the credits in the same manner.

2.1 (d) For the purpose of calculating a manufacturer's variable recycling fee under
2.2 paragraph (b), the weight of covered electronic devices collected from households located
2.3 outside the 11-county metropolitan area, as defined in subdivision 2, paragraph (c), is
2.4 calculated at 1.5 times their actual weight.

2.5 (e) The registration fee for the initial program year and the base registration fee
2.6 thereafter for a manufacturer who produces fewer than 100 video display devices for sale
2.7 annually to households is \$1,250.

2.8 (f) For the ninth program year, the agency shall publish a statewide recycling goal of
2.9 16,000,000 pounds.

2.10 (g) For the ninth program year, the agency shall determine each registered
2.11 manufacturer's market share of covered electronic devices to be collected and recycled
2.12 based on the manufacturer's percentage share of the total weight of video display devices
2.13 sold as reported to the department for the seventh program year. By July 1, 2015, the
2.14 agency shall provide each manufacturer with a determination of its share of covered
2.15 electronic devices to be collected and recycled, which is the quotient of the total weight of
2.16 the manufacturer's video display devices sold to households in the seventh program year,
2.17 divided by the total weight of all manufacturers' video display devices sold to households
2.18 in this state based on reporting to the department for the seventh program year, then
2.19 applied proportionally to the statewide recycling goal of 16,000,000 pounds as specified in
2.20 section 115A.1320, paragraph (f).

2.21 (h) If a manufacturer's proportion of sales of video display devices as determined
2.22 in section 115A.1314, paragraph (b), clause (1), by weight is higher than the obligation
2.23 determined by the agency in paragraph (g), then the higher number is the obligation for
2.24 program year nine.

2.25 (i) For the ninth program year, a manufacturer that did not report sales data to the
2.26 department for the seventh program year shall be subject to a recycling obligation that
2.27 is equal to 80 percent by weight of the manufacturer's video display devices sold to
2.28 households."

2.29 Amend the title accordingly