

Electronics Retailer Responsibilities

Covered Device Recycling Act (Act 108) of 2010 (CDRA)

The Covered Device Recycling Act (CDRA) addresses the sale, management and recycling of certain “covered” electronic devices. Covered devices include **desktop computers, laptop computers, tablets, computer monitors, computer peripherals, televisions and e-readers that have a browser and internet connectivity**. Retailers have several responsibilities under the CDRA.

Retailer responsibilities apply to any person who offers covered devices for sale in the state, whether through retail stores, internet, mail order or other means, regardless of whether the retailer has a physical presence within this state.

Responsibilities of Retailers

- No retailer may sell or offer for sale a new covered device unless it is labeled with the manufacturer’s brand, whether owned or licensed.
- No retailer may sell or offer for sale a new covered device in Pennsylvania unless the brand is registered with the Department of Environmental Protection (DEP). DEP will post and maintain a list of registered and non-compliant brands on its website for retailers to access.
- A retailer may continue to sell a brand of covered devices that is no longer registered provided DEP listed it as a registered brand on the day the retailer ordered the devices.
- A retailer may also sell computer peripherals from a manufacturer if that manufacturer does not make laptop computers, desktop computers and televisions.

Retailers should regularly check the list of registered brands. To view the current list, visit DEP’s electronics recycling website, www.dep.state.pa.us, and select ‘Electronics Recycling’ from the ‘DEP Programs A - Z’ menu.

Educational Responsibilities - Retailers of covered devices in Pennsylvania are required to notify customers of how and where they can recycle their covered devices.

Acceptable means of notification include:

- Posting information regarding how and where customers can recycle their covered devices
- Providing DEP’s toll-free recycling hotline telephone number (800-346-4242)
- Providing DEP’s electronics recycling Internet website
- Providing retailer-developed information

Recycling Fee Prohibition - No retailer may charge a fee or cost to a consumer for the collection, transportation or recycling of a covered device, unless a financial incentive (e.g. coupon, rebate or other) of equal or greater value is provided to the consumer. A consumer is defined as “An occupant of a single detached dwelling unit or a single unit of a multiple dwelling unit who has used a covered device primarily for personal or small business use. For purposes of this definition, a small business is an entity that is independently owned or operated, employs 50 or fewer people, has purchased or leased a covered computer device from a computer manufacturer or retailer and, but for the program established under this act, would not otherwise have access to electronic recycling programs.”

Environmentally Sound Management Responsibilities - Any retailer that collects covered devices from consumers must recycle those devices in a manner that is in compliance with all applicable

federal, state and local laws, regulations and ordinances, and may not export the devices for disposal in a manner that poses a significant risk to the public health or the environment.

Retailers must assure that these devices are ultimately managed at a facility that has achieved and maintained one of the following certifications:

- Responsible Recycling (R2) Practices Standard Certification.
- e-Stewards Certification.
- An internationally accredited third-party environmental management standard for the safe and responsible handling of covered devices.

If the recycling facility is located in Pennsylvania, the facility must also have obtained general permit #WMGR081 (regarding the processing and beneficial use of electronic equipment and components by sorting, disassembling or mechanical processing) from DEP.

Disposal Ban - No person, including retailers, may dispose of a covered device or any of its components as municipal waste. All covered devices must be recycled.

For more information on the CDRA, visit www.dep.state.pa.us (select 'Electronics Recycling' from the 'DEP Programs A - Z' menu), contact the **Recycling Hotline** at 800-346-4242 or contact:

Pennsylvania Department of Environmental Protection
Bureau of Waste Management
Division of Waste Minimization and Planning
Rachel Carson State Office Building
P.O. Box 8472
Harrisburg, PA 17105-8472
Telephone: 717-787-7382

For more information, visit www.dep.state.pa.us, keyword: Electronics Recycling.