

Delaware

Contact Information

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State Policy Snapshot

Delaware's solid waste and recycling policy framework includes mandatory recycling requirements, a disposal ban on yard waste through landfill permit conditions, and additional statutes related to solid waste management and pharmaceutical regulation. The state does not currently have product bans, Extended Producer Responsibility or other product stewardship programs, or minimum post-consumer recycled content requirements.

Product Bans

Overview: Delaware indicated that it does not have existing laws that fall under the category of a product ban.

Product Stewardship

Overview:

Delaware indicated that it does not have EPR or other product stewardship laws for the listed materials or for any other materials not listed.

<i>Material Category</i>	Producer-Funded	Consumer / Eco Fee	Both	Other	None
<i>Beverage Containers</i>					✓
<i>Boat Wrap</i>					✓
<i>Carpet</i>					✓

Material Category	Producer-Funded	Consumer / Eco Fee	Both	Other	None
Cell Phones					✓
Electric Vehicle Batteries					✓
Electronics					✓
Fluorescent Lighting					✓
Gas Cylinders					✓
Household Hazardous Waste					✓
Mattresses					✓
Mercury Switches					✓
Mercury Thermostats					✓
Packaging					✓
Paint					✓
Pesticide Containers					✓
Pharma					✓
Rechargeable Batteries (including alkaline)					✓
Sharps					✓
Solar Panels					✓
Textiles					✓
Tires					✓

Producer-Funded: Program in which manufacturers or producers are responsible for financing and/or operating collection, recycling, or disposal of the product or material. Consumer / Eco Fee: Program funded in whole or in part through fees paid by consumers at the point of sale or disposal, such as advance recycling fees, eco-fees, or deposits. Both: Program that includes a combination of producer funding and consumer or eco-fees. Other: Any other active program or regulatory approach not captured in the categories above (e.g., take-back requirements, labeling, disclosure, recyclability standards). None: No statewide producer responsibility, consumer fee, or comparable program in place for the product or material.

Minimum Post-Consumer Recycled Content

Overview: Delaware indicated that it does not have existing laws that fall under the category of minimum post-consumer recycled content.

Mandatory Recycling Requirements

Overview: Delaware has mandatory recycling requirements established under Title 7 of the Delaware Code, with implementation guided by the Delaware Solid Waste Authority's statewide solid waste plan.

Requirement / Material	Description	Statute / Program Link
<i>Mandatory recycling</i>	Delaware has mandatory recycling requirements established under state law and planning documents.	https://delcode.delaware.gov/title7/c064/index.html https://dswa.com/wp-content/uploads/2021/04/2020-DSWA-Statewide-Solid-Waste-PlanPDF-Final.pdf

Disposal Bans

Overview: Yard waste is banned from disposal through permit conditions at the three Delaware Solid Waste Authority landfills.

Material	Disposal Restriction	Statute / Program Link
<i>Yard waste</i>	Yard waste is banned from disposal through permit conditions at the three DSWA landfills.	https://delcode.delaware.gov/title7/c060/sc03/index.html https://dswa.com/wp-content/uploads/2021/04/2020-DSWA-Statewide-Solid-Waste-PlanPDF-Final.pdf

Other Relevant Policies

Overview: Delaware has statutes addressing the recycling of waste materials and labeling of plastic products, as well as public health provisions governing food establishment waste and polystyrene.

<i>Policy / Program</i>	Description	Statute or Program Link
<i>Pharmaceutical-related regulation</i>	Delaware statute related to public health: food establishments; polystyrene and plastic waste.	https://delcode.delaware.gov/title16/c030Q/#3001Q
<i>Solid waste management</i>	Delaware statute related to recycling of waste materials and labeling of plastic products.	https://delcode.delaware.gov/title7/c060/sc07/#6090
