

REFERENCE TITLE: municipalities; counties; recycling; prohibition

State of Arizona
Senate
Fifty-seventh Legislature
Second Regular Session
2026

SB 1439

Introduced by
Senator Hoffman

AN ACT

AMENDING SECTIONS 9-500.07 AND 11-269, ARIZONA REVISED STATUTES; AMENDING TITLE 49, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 49-707; RELATING TO RECYCLING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 9-500.07, Arizona Revised Statutes, is amended
3 to read:

4 9-500.07. Recycling and waste reduction; definition

5 A. A city or town shall provide its residents with an opportunity
6 to engage in recycling and waste reduction.

7 B. NOTWITHSTANDING SUBSECTION A OF THIS SECTION, AS OF THE
8 EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION, A CITY OR TOWN MAY NOT
9 RECOMMEND OR REQUIRE THAT A RESIDENT OF THE CITY OR TOWN PLACE ANY PRODUCT
10 IN A RECYCLING BIN THAT IS NOT BEING ACTIVELY RECYCLED AT PRESENT TIME.

11 C. FOR THE PURPOSES OF THIS SECTION, "ACTIVELY RECYCLED" MEANS A
12 PRODUCT THAT IS REPROCESSED INTO A NEW PRODUCT.

13 Sec. 2. Section 11-269, Arizona Revised Statutes, is amended to
14 read:

15 11-269. Recycling and waste reduction; definition

16 A. A county shall provide its residents with an opportunity to
17 engage in recycling and waste reduction.

18 B. NOTWITHSTANDING SUBSECTION A OF THIS SECTION, AS OF THE
19 EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION, A COUNTY MAY NOT
20 RECOMMEND OR REQUIRE THAT A RESIDENT OF THE COUNTY PLACE ANY PRODUCT IN A
21 RECYCLING BIN THAT IS NOT BEING ACTIVELY RECYCLED AT PRESENT TIME.

22 C. FOR THE PURPOSES OF THIS SECTION, "ACTIVELY RECYCLED" MEANS A
23 PRODUCT THAT IS REPROCESSED INTO A NEW PRODUCT.

24 Sec. 3. Title 49, chapter 4, article 1, Arizona Revised Statutes,
25 is amended by adding section 49-707, to read:

26 49-707. Recycling; new recycling materials; prohibition;
27 definition

28 A. NOTWITHSTANDING ANY OTHER LAW, AS OF THE EFFECTIVE DATE OF THIS
29 SECTION, A MUNICIPALITY, COUNTY OR OTHER POLITICAL SUBDIVISION OF THIS
30 STATE MAY NOT RECOMMEND OR REQUIRE THAT A RESIDENT PLACE ANY PRODUCT IN A
31 RECYCLING BIN THAT IS NOT BEING ACTIVELY RECYCLED AT PRESENT TIME.

32 B. FOR THE PURPOSES OF THIS SECTION, "ACTIVELY RECYCLED" MEANS A
33 PRODUCT THAT IS REPROCESSED INTO A NEW PRODUCT.