

-EXPCITE-

TITLE 10 - ARMED FORCES
Subtitle A - General Military Law
PART IV - SERVICE, SUPPLY, AND PROCUREMENT
CHAPTER 153 - EXCHANGE OF MATERIAL AND DISPOSAL OF OBSOLETE,
SURPLUS, OR UNCLAIMED PROPERTY

-HEAD-

Sec. 2577. Disposal of recyclable materials

-STATUTE-

(a) (1) The Secretary of Defense shall prescribe regulations to provide for the sale of recyclable materials held by a military department or defense agency and for the operation of recycling programs at military installations. Such regulations shall include procedures for the designation by the Secretary of a military department (or by the Secretary of Defense with respect to facilities of a defense agency) of military installations that have established a qualifying recycling program for the purposes of subsection (b) (2).

(2) Any sale of recyclable materials by the Secretary of Defense or Secretary of a military department shall be in accordance with the procedures in sections 541-555 of title 40 for the sale of surplus property.

(b) (1) Proceeds from the sale of recyclable materials at an installation shall be credited to funds available for operations and maintenance at that installation in amounts sufficient to cover the costs of operations, maintenance, and overhead for processing recyclable materials at the installation (including the cost of any equipment purchased for recycling purposes).

(2) If after such funds are credited a balance remains available to a military installation and such installation has a qualifying recycling program (as determined by the Secretary of the military department concerned or the Secretary of Defense), not more than 50 percent of that balance may be used at the installation for projects for pollution abatement, energy conservation, and occupational safety and health activities. A project may not be carried out under the preceding sentence for an amount greater than 50 percent of the amount established by law as the maximum amount for a minor construction project.

(3) The remaining balance available to a military installation may be transferred to the nonappropriated morale and welfare account of the installation to be used for any morale or welfare activity.

(c) If the balance available to a military installation under this section at the end of any fiscal year is in excess of \$2,000,000, the amount of that excess shall be covered into the Treasury as miscellaneous receipts.

-SOURCE-

(Added Pub. L. 97-214, Sec. 6(b) (1), July 12, 1982, 96 Stat. 172; amended Pub. L. 98-525, title XIV, Sec. 1405(37), Oct. 19, 1984, 98 Stat. 2624; Pub. L. 107-217, Sec. 3(b) (11), Aug. 21, 2002, 116 Stat. 1296.)

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AMENDMENTS

2002 - Subsec. (a) (2). Pub. L. 107-217 substituted "sections 541-555 of title 40" for "section 203 of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 484)".

1984 - Subsec. (a) (1). Pub. L. 98-525 substituted "purposes" for "puposes".

EFFECTIVE DATE

Section effective Oct. 1, 1982, and applicable to military construction projects, and to construction and acquisition of military family housing authorized before, on, or after such date, see section 12(a) of Pub. L. 97-214, set out as a note under section 2801 of this title.

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