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## Ordinary Laws

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Law No.	Date of Law
8006 / 2018	06/25/2018

### ▼Text of the Law [In Force]

Law No. 8006 OF JUNE 25, 2018.

AMENDING LAW No. 5.502, OF 15 JULY 2009, WHICH PROVIDES FOR THE REPLACEMENT AND COLLECTION OF PLASTIC BAGS IN COMMERCIAL ESTABLISHMENTS, AS A WAY OF MAKING THEM TO THE DISPOSAL OF THE RECYCLING CYCLE FLUMINENSE ENVIRONMENT.

### THE GOVERNOR OF THE STATE OF RIO DE JANEIRO

I inform that the Legislative Assembly of the State of Rio de Janeiro decrees and I sanction the following Law:

**Article 1** Amends Article 2 of [Law 5,502, of July 15, 2009](#) , which is replaced by the following:

“ **Art. 2** The commercial companies and businessmen referred to in Article 966 of the Civil Code, holders of commercial establishments located in the State of Rio de Janeiro, are prohibited from distributing (free of charge or charging) disposable plastic bags or bags, made up of polyethylenes, polypropylenes and / or similar, and must replace them within 18 (eighteen) months from date of publication of this Law, by reusable / returnable bags, as specified in §1 of this article. **Paragraph 1**

The reusable / returnable plastic bags and / or bags mentioned in the caption of this article should have a resistance of at least 4 (four), 7 (seven) or 10 (ten) kilos and be made with more than 51% (fifty and one per cent) of material from renewable sources, and should be made in green - for recyclable waste - and gray - for other tailings, to assist the consumer in separating waste and to facilitate identification for their waste collection. trash. **Paragraph 2.** The reusable / returnable plastic bags and / or bags, as mentioned in the caput of this article, may be distributed upon maximum charge of their cost price. **(NR) " Art. 2** Adds article (Art. 2-A) to the

Law No. 5,502, of July 15, 2009 , with the following wording:

“ **Art. 2-A** The commercial companies and businessmen referred to in art. 966 of the Civil Code, holders of commercial establishments located in the State of Rio de Janeiro will promote the collection and replacement of bags, which are not entirely recyclable, used in those establishments for the packaging and delivery of products and goods to customers, according to the provisions of Article 2 of this law and against compensation. ” **Paragraph 1**

Recyclable bags should be used for the packaging and transportation of products and general merchandise that meet the needs of customers, and can be made with materials from renewable energy sources, such as bioplastic produced from sugar cane, corn plantations. , among others. **Paragraph 2** This article does not apply to the original packaging of the goods, but applies to the bags provided by the establishment itself for weighing and packaging perishable or not. **Paragraph 3.** The substitution provided for in the caput of this article shall be effected within the following terms: **I -**

18 meses (um ano e meio), a contar da entrada em vigor da presente Lei, para as sociedades e os empresários classificados como microempresas e/ou empresas de pequeno porte, nos termos do Estatuto Nacional da Microempresa e da Empresa de Pequeno Porte;

**II -** 12 meses (um ano), a contar da entrada em vigor da presente Lei, para as demais sociedades e empresários titulares de estabelecimentos sujeitos à presente Lei.

**Art. 3º V E T A D O .**

**Art. 4º** Acrescenta artigo (Art. 6º-A) à **Lei nº 5.502, de 15 de julho de 2009**, com a seguinte redação:

"**Art. 6º-A** O Estado poderá estabelecer convênios e parcerias com o Governo Federal, Prefeituras Municipais e Empresas Privadas para a consecução dos objetivos por ele visados nesta Lei, dentro dos princípios nela elencados, objetivando implantar a coleta seletiva."

**Art. 5º** Esta Lei entra em vigor na data de sua publicação.

Rio de Janeiro, em 25 de junho de 2018.

**LUIZ FERNANDO DE SOUZA**  
Governador

#### ▼Ficha Técnica

<b>Projeto de Lei nº</b>	316-A/2015	<b>Mensagem nº</b>	
<b>Autoria</b>	CARLOS MINC		
<b>Data de publicação</b>	26/06/2018	<b>Data Publ. partes vetadas</b>	

<b>Situação</b>	Em Vigor
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**Texto da Revogação :**▼ **Ação de Inconstitucionalidade**

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<b>Tipo de Ação</b>	
<b>Número da Ação</b>	
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