

A collage of various plastic bottles and a metal can, representing recycling materials. The background features a mix of clear, blue, and green plastic bottles, some with their caps removed. A prominent blue metal can with a pull-tab is in the upper left. The overall color palette is light blue and white, with a curved white graphic element separating the top image from the text below.

Recycling Program Enforcement Branch – Quarterly Update

October 15, 2013



AGENDA

- Objectives & Overview
- Probationary Reviews
- Inspections
- Investigations
- Accusations
- DOJ Investigation
- Regulations Update



OBJECTIVES

- To provide a level of transparency for compliance assurance & enforcement activities
- To provide performance metrics associated with major functional areas
- To highlight successful compliance assurance and/or enforcement activities by CalRecycle and our interagency partners

A collage of recycled plastic bottles and a metal can lid. The background features several clear and green plastic bottles, some with their caps removed, and a blue metal can lid with a pull tab. The items are arranged in a way that suggests recycling and environmental care.

OVERVIEW

➤ **Certified & Registered Program Participants*:**

- Recycling Centers – 2,426
- Processors - 228
- Collection & Dropoff Programs - 220
- Community Service Programs - 115
- Curbside Programs – 589

* data as of 10/09/2013



PROBATIONARY REVIEWS

➤ January - June 2013 Statistics:

- Total # of DORiis Auto-Generated Cases – 301
- Recycling Centers Visited - 132
 - Passed - 54
 - Extended - 73
 - Recommended for Revocation - 2
 - Decertified during/as a result of visit - 3
 - Assessments - \$172,526.66 (\$167,326.66 restitution + \$5,200 civil penalties)



PROBATIONARY REVIEWS

➤ January - June 2013 Statistics (cont):

- Recycling Centers Not Visited - 169
 - Passed - 5
 - Extended - 115
 - Recommended for Revocation - 0
 - Not RCs – 36
 - Decertified / Abandoned – 13



INSPECTIONS

➤ January – June 2013 Statistics:

- Total RC Inspections Conducted – 1057
 - Notices of Non-Compliance Issued - 312
 - Notices of Violation Issued - 99
 - Civil Penalty Assessments - \$17,750



INSPECTIONS

➤ January – June 2013 Statistics (cont):

- Total Dealer Inspections Conducted – 75
 - Notices of Non-Compliance Issued – 28
 - Notices of Violation Issued – 4
 - Civil Penalty Assessments - \$700
- **Other Activities:**
 - Affidavits Served - 35
 - Consumer Transaction Profiles - 37
 - Convenience Zone/HF Support – 15
 - Complaints Resolved - 177



INVESTIGATIONS

➤ January – June 2013 Statistics:

- Investigation cases opened - 61
- Investigation cases closed - 32
- Application denial recommendations - 11
- Revocation recommendations - 15
- DOJ Referrals - 12



ACCUSATIONS

Unresolved accusations filed before 2012:

Participant Name	Date Filed	Amount Assessed
Welch Foods, Inc. dba. Welch's	10/23/08	\$ 472,137.41
Piccadilly Imports, Inc.	12/22/08	\$ 10,990.87
Mission Fibers/Burbank Recycling	01/30/09	\$ 75,000,000.00
Paper Rush and Recycle Today	12/31/09	\$ 2,067,229.27
Villanueva Recycling	04/30/10	\$ 149,434.94
Pinos Recycling	08/24/11	\$ 118,000.00
	TOTAL:	\$ 77,817,792.49



ACCUSATIONS

Accusations filed in January thru June 2013:

Participant Name	Date Filed	Amount Assessed	Amended Filed	Amended Assessment	Date Finalized	Resolution
Daws Recycling Center	01/10/13	\$ 82,487.73				
J & S Recycling	02/07/13	\$ 206,258.61				
Bullseye Recycling	04/04/13	\$ 412,672.30	04/22/13	\$ 412,680.80		
USA Recycling	04/04/13	\$ 790,775.66	04/24/13	\$ 790,786.56		
	TOTAL:	\$ 1,492,194.30			TOTAL:	



ACCUSATIONS

Accusations filed before 2012 and resolved during January – June 2013:

Participant Name	Date Filed	Amount Assessed	Amended Filed	Amended Assessment	Date Finalized	Resolution
Alamo Recycling	12/28/11	\$ 317,153.99	03/19/12	\$ 261,928.66	02/25/13	\$ 62,500.00
Unlimited Recycling	05/03/12	\$ 270,552.27			04/23/13	\$ 70,000.00
Chino Valley	09/13/12	\$ -			02/25/13	\$ 62,500.00
Alliance Recycling, Inc.	12/21/12	\$ 760,000.00	01/16/13	\$ 760,000.00	06/20/13	\$ 200,000.00
	TOTAL:	\$ 1,347,706.26			TOTAL:	\$ 395,000.00



DOJ INVESTIGATIONS

➤ January – June 2013 Statistics:

	-----YTD Activity----- (January – June 2013)		
<u>Team</u>	Open Investigations	Closed Investigations	Arrests
Northern Recycling Fraud Team	1	1	1
Southern Recycling Fraud Team	6	5	4
<u>Total</u>	7	6	5



REGULATORY UPDATES

➤ Daily Load Limits

- Responses to comments being reviewed/approved by CalRecycle Legal
- Target date for submission of Final Statement of Reasons to OAL – October 31st
- Target date for implementation – January 2014



REGULATORY UPDATES

➤ Persons Importing Out-Of-State Beverage Containers

- Regulations package currently being reviewed by CalRecycle Legal Office
- CalRecycle will be pursue as Emergency Regulations
- Target date for implementation – January 2014



QUESTIONS & COMMENTS