



**Recycling Program
Enforcement Branch –
Quarterly Update**

October 20, 2015



AGENDA

- Objectives
- Probationary Reviews
- Inspections
- Investigations
- Accusations
- DOJ Investigations



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



PROBATIONARY REVIEWS

STATISTICS	Apr – Jun 2014	Apr – Jun 2015	% Change
DORiis Auto-Generated Cases	192	199	4%
Recycling Centers Visited:	58	60	3%
• Passed	20	11	(45)%
• Extended	35	47	34%
• Recommendation for Revocation	1	2	100%
• Decertified during/result of visit	2	0	(100)%

PROBATIONARY REVIEWS

STATISTICS	Apr - Jun 2014	Apr - Jun 2015	% Change
Recycling Centers Not Visited:	134	139	4%
• Passed	39	30	(3)%
• Extended	71	95	34%
• Recommendation for Revocation	1	0	(100)%
• Not RCs	15	8	(47)%
• Decertified / Abandoned	3	6	100%
• Ongoing Investigations	5	0	(100)%



PROBATIONARY REVIEWS

STATISTICS	Apr – Jun 2014	Apr – Jun 2015	% Change
Total Assessments	\$20,577.80	\$7,602.04	(63)%
Restitution	\$13,277.80	\$1,252.04	(91)%
Civil Penalties	\$7,300.00	\$6,350.00	(13)%



INSPECTIONS

STATISTICS	Apr - Jun 2014	Apr - Jun 2015	% Change
Recycling Center Inspections	1,302	1271	(2)%
Notices of Non-Compliance Issued	508	345	(32)%
Notices of Violation Issued	166	168	1%
Civil Penalty Assessments	\$26,450	\$32,500	23%



INSPECTIONS

STATISTICS	Apr - Jun 2014	Apr - Jun 2015	% Change
Dealer Inspections	47	17	(64)%
Notices of Non-Compliance Issued	26	5	(81)%
Notices of Violation Issued	2	7	250%
Dealer Affidavits Served	66	7	(90)%
Civil Penalty Assessments	\$300	\$1,000	233%
Complaints Resolved	73	22	(70)%



INVESTIGATIONS

STATISTICS	Apr - Jun 2014	Apr – Jun 2015	% Change
Investigations Initiated	64	19	(70%)
Investigations Closed	68	18	(74%)
Fraud Detection Reviews Initiated	12	3	(75%)
Fraud Detection Reviews Closed	51	17	(67%)



INVESTIGATIONS

STATISTICS	Apr - Jun 2014	Apr – Jun 2015	% Change
Claimed Volume Reports Initiated	36	47	31%
Claimed Volume Reports Closed	34	51	50%
Recycler Load Inspection Initiated	-	24	-
Recycler Load Inspection Closed	-	15	-



INVESTIGATIONS

STATISTICS	Apr - Jun 2014	Apr – Jun 2015	% Change
Call Center Cases Initiated	35	28	(35%)
Call Center Cases Closed	37	27	(37%)
Prepayment Load Inspection/Review Conducted:	575	1,488	159%
• Denied	17	10	(41%)
• Reduced	11	8	(27%)
Participants Placed on Prepayment Control Status	8	5	(38%)



INVESTIGATIONS

STATISTICS	Apr - Jun 2014	Apr – Jun 2015	% Change
Forensic Reviews Completed	21	22	5%
Notices of Noncompliance Issued	21	31	48%
Notices of Violation Issued	14	14	0%
Recommendation to Revoke / Terminate Certification	6	2	(67%)
Recommendation to Deny Certification Applications	7	4	(43%)
DOJ Referrals	10	9	(10%)



INVESTIGATIONS

IMPORTED MATERIAL REPORT (IMR) STATISTICS	Apr - Jun 2014	Apr – Jun 2015	% Change
IMRs Received	2,536	1,339	(47%)
- Semi-Trucks	61%	70%	15%
- Baled	64%	51%	(20%)
- Single-Stream	17%	43%	153%



INVESTIGATIONS

IMR STATISTICS	Apr - Jun 2014	Apr – Jun 2015	% Change
Washington	37%	2%	(95%)
Nevada	25%	28%	12%
Utah	14%	16%	14%
Arizona	10%	27%	170%



CHANGES

EVENT

- New positions were included in the FY 2015-16 Budget

IMPACTS

- 10 New Staff dedicated to Processor Oversight (2 Year LT)
- 7 New Staff dedicated to Imported Materials Unit (2 Year LT)
- 3 New Staff dedicated to Handling Fee Application Reviews



DOJ INVESTIGATIONS

Apr - Jun 2015	Investigations Initiated	Investigations Closed	Arrests
Northern Recycling Team	7	2	0
Southern Recycling Team	3	6	4
Total	10	8	4



REGULATORY UPDATES

➤ Segregated Only Requirements

- Currently pending review the CalRecycle Legal Office

➤ Informal Regulatory Workshop

- Pre-Payment Hold & Inspection Process
- December 8, 2015 – Coastal Hearing Room



ACCUSATIONS

**Unresolved accusations as of September 30, 2015 ~
filed & served before CY 2013:**

Participant Name	Date Filed	Amount Assessed
Piccadilly Imports, Inc.	12/22/08	\$ 10,990.87
Villanueva Recycling	04/30/10	\$ 149,434.94
	TOTAL:	\$ 160,425.81



ACCUSATIONS

**Unresolved accusations as of September 30, 2015 ~
filed & served after CY 2013:**

Participant Name	Date Filed	Amount Assessed
J & S Recycling	02/07/13	\$ 206,258.61
USA Recycling	04/24/13	\$ 790,786.56
Eagle Recycling	07/29/14	\$ 2,749,279.41
Hip Hop Beverage Corporation	11/13/14	\$ 255,000.00
	TOTALS:	\$ 4,001,324.58



ACCUSATIONS

Accusations resolved as of September 30, 2015 ~ filed & served after CY 2013:

- **No accusations served after CY 2013 were resolved during the period of July 2015 – September 2015**



ACCUSATIONS

Accusations filed & served July 2015 – September 2015:

Participant Name	Date Filed	Amount Assessed
Junior Recycling	07/13/15	\$ 661,000
American Green Recycling	08/26/15	\$ 43,000
PNL Recycling	08/26/15	\$2,065,289
Enviro Recycling	08/24/15	\$1,749,881
C R & R, Inc.	08/26/15	\$ 200,704
Valero Recycling	09/30/15	\$ 655,400
	TOTAL:	\$5,375,274



QUESTIONS ?