

**CalRecycle Responses to Fourth 15-day Comments, Proposed Regulation on Architectural Paint Recovery Program**

Section/ Area	Comment Number	Commenter Affiliation	First Name	Last Name	Summary of Comment	CalRecycle Response	Revisions Needed
General Comment	W47-01	American Coatings Association (ACA) and PaintCare	Gene	Livingston	We agree with the Office of Administrative Law’s (OAL) disapproval of the regulations, particularly item #5 with respect to CalRecycle’s failure to comply with the clarity and reference standards of Government Code Section 11349.1. The citations for the regulations are over-inclusive. Section 40401 and 40502 are broad provisions and are not specific to provisions of law that permit or obligate CalRecycle to adopt regulations in this regard, nor are they specific to provisions of law which CalRecycle implements, interprets, or makes specific by adopting these regulations. CalRecycle has gone well beyond the underlying very specific statute in writing these regulations, increasing the regulatory burden with prescriptive standards without the requisite specific authority.	Staff has made the edits to the regulation in regards to the references and authority cited according to the recommendations provided by OAL in their notice of disapproval.  Section 40401 and 40502 provide CalRecycle with the authority to promulgate the regulations, and staff disagrees with the commenter’s opinion that the regulations go beyond the authority granted by statute.  See also responses to General Comments #1 & 3 (1st 15-day comment period).	None
§18951	W47-02	ACA and PaintCare	Gene	Livingston	The use of the term “service provider” in sections 18951(e), 18953(a)(3)(C), and 18954(a)(3)(C) are objectionable. The definition of this term is unnecessary because the context in which it is used in the regulations have been proposed without authority and are inconsistent with the statute being implemented.  CalRecycle lacks the authority to expand on the required content of a stewardship plan. The only statutory requirement for a stewardship plan relating to a collection system is the one that requires a plan to address coordination with existing local household hazardous waste collection programs. Nothing inherent in that standard can require a stewardship plan to include a description of best management practices and training provided to “service providers”.  In reference to the annual report section, nothing in statute confers authority on CalRecycle to require a description of best management practices and to provide training to “service providers.”	For CalRecycle’s authority to require a description of best management practices, please see the response to comment W41-21 (2nd 15-day comment period) and note that CalRecycle amended Sections 18953(a)(3)(C) and 18954(a)(3)(C) to clarify that this description <i>may</i> be included and is not mandatory.  See also responses to General Comments #1 & 3 (1st 15-day comment period).	None
§18952 (b)	W47-03	ACA and PaintCare	Gene	Livingston	Nothing in PRC§ 48703 authorizes CalRecycle to establish additional criteria for approving plans. The language is mandatory, “The department shall approve.” Regulatory requirements for the content of a plan that go beyond the requirements of PRC §48703 are inconsistent with PRC §48704 that mandate CalRecycle to approve a plan that meets the requirements of §48703. Additionally, nothing in CalRecycle’s ISOR provides an explanation for why the extraneous parts of subsection (b)(1) are necessary. The ISOR simply states that (b)(2)(A)-(K) (now (b)(1)(A-G)) are necessary to ensure standardization. No attempt is made to demonstrate why specific content beyond that required by Public Resources Code section 48703 is necessary to achieve	See response to comment W27-02.3 (1st 15-day comment period)  Staff notes that comments regarding the ISOR are beyond the scope of this comment period, however, for future reference, the language in the FSOR states that standardization is necessary to “ensure consistency of future stewardship plan submittals and facilitate their review and use by the department and other stakeholders within CalRecycle’s statutorily-mandated 90-day plan review and approval time period.”	None

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					standardization or why standardization is necessary to implement the APRP.		
§18952 (c)	W47-04	ACA and PaintCare	Gene	Livingston	Similar to the comments on §18952(b), ACA and PaintCare have objected to this subsection on the grounds that much of it exceeded the scope of CalRecycle’s authority, was inconsistent with the statute, and was unnecessary. CalRecycle should not have departed significantly from the statutory provisions relating to the content of annual reports. The addition of an “executive summary,” a “program outline,” and “description of goals and activities based on the stewardship plan” go beyond PRC §48705(a) and compound the violations of the law contained in the preceding subsection 18952(b) relating to the content of a plan.	See response to comments W02-08 (45-day comment period) and W47-03.	None
§18953	W47-05	ACA and PaintCare	Gene	Livingston	CalRecycle has no authority to expand the requirements of a stewardship plan beyond what is contained in the statute, and to condition approval of a stewardship plan on elements that exceed what is required by the statute renders the regulation inconsistent with the statute.	See response to comment W27-03 (1 <sup>st</sup> 15-day comment period).	None
§18953	W47-06	ACA and PaintCare	Gene	Livingston	While the “activities” portion of paragraph (3) “goals and activities” is extraneous to the statute, CalRecycle has gone well beyond the statute in dictating what must be set out in the stewardship plan ostensibly as part of the goals. While the statute requires goals, the regulation requires a description of how the goals were derived. In addition, the regulations require a baseline provided by paint manufacturers or a stewardship organization, including within the baseline the status of household hazardous waste management in California.  The regulations also require a methodology for estimating leftover paint for collection and a description of how the program will “(A) reduce the generation of post-consumer paint; (B) promote the re-use of post-consumer paint; and (D) manage paint containers and undertake market development activities, if a manufacturer or stewardship organization chooses to engage in these activities.” The regulation requires a description of specific methodologies to be used to achieve goals.  The statute calls for goals to reduce the generation of post-consumer paint, to promote re-use, and for end-of-life management, including recovery and recycling. Nothing in the statute calls for “how” the program will achieve the goals.	See responses to comment W27-06 (1 <sup>st</sup> 15-day comment period) and W02-12 (45-day comment period) . Additionally, staff notes that revisions were made to this section based on the comments previously provide dby the commenter.	None
§18953	W47-07	ACA and PaintCare	Gene	Livingston	Nothing in the statute refers to containers or market development, whether in the context of goals or any other context. While the latter regulation regarding containers and market development has been made discretionary, its inclusion as a requirement raises a question about how CalRecycle will respond to a stewardship plan that excludes container management and market development. All of those requirements go beyond the statute.	For response to comment on market development, see W27-02.3 (1 <sup>st</sup> 15-day comment period).  For response to comment on paint containers, see W02-10 (45-day comment period).  Additionally, CalRecycle will not disapprove a plan or commence enforcement actions based solely on the inclusion or omission of a discretionary element of a stewardship	None

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						plan, such as paint container management or market development.	
§18953 (a)(3)	W47-08	ACA and PaintCare	Gene	Livingston	<p>The “Collection Systems” subsection also exceeds the scope of the statute. The statute calls for the stewardship plan to coordinate with the existing local household hazard waste collection programs. Paragraph (4) requires the stewardship plan to describe the system that will be used to collect architectural paint, <b>by type</b>, the destination of architectural paint, <b>by type</b>, a description of best management practices to be followed by “service providers,” including training that is to be provided by paint manufacturers or a stewardship organization to service providers, a description of how consumers of architectural paint will have an opportunity to recycle unwanted paint.</p> <p>Nothing in the Architectural Paint Recovery Program (Public Resources Code section 48700 and following) contains any inference that a stewardship plan is to address architectural paint “by type.” The statute refers to architectural paint generically. No provision provides a basis for inferring that the Legislature contemplated separate or different stewardship plans based on the type of the paint. This requirement exceeds the scope of CalRecycle’s authority and is inconsistent with the statute.</p>	See response to comment W41-14 (2 <sup>nd</sup> 15-day comment period).	None
§18953 (a)(3)	W47-09	ACA and PaintCare	Gene	Livingston	<p>While the regulation provides that the stewardship plan shall address coordination with existing local household hazard waste collection programs in paragraph (3)(E), it goes on to require that the manufacturer or stewardship organization must negotiate with the programs. Similarly, CalRecycle requires a manufacturer or stewardship organization, in paragraph (3)(F), to negotiate with any retailer wanting to participate as a collection point. Both paragraphs (3)(E) and (F) require the stewardship plan to address coordination with possible collection points. Those are the only provisions in paragraph (3) that are authorized by the statute. Certainly, the balance of paragraphs (3)(E) and (F), dictating the method of coordination by requiring negotiations, exceeds CalRecycle’s authority to approve a plan that describes how it is coordinating with local household hazard waste collection programs. The legislation contemplates the plan describing the coordination; it does not contemplate CalRecycle dictating how coordination should occur.</p>	See responses to comments W02-20 and W22-01 (45-day comment period)	None
§18953 (a)(3)	W47-10	ACA and PaintCare	Gene	Livingston	<p>A special note should be made with respect to paragraph (7), subsection (a) of section 18953 pertaining to audits. Public Resources Code section 48703 contains no obligation for a stewardship plan to include any information about audits. In fact, audits are appropriate after a program is up and running and have little relevance to the descriptions of a plan to initiate a stewardship program. While Public Resources Code section 48705, pertaining to annual reports, requires the inclusion of an audit, nothing is contained in Public Resources Code section 48703 describing the content of a stewardship plan. The revisions CalRecycle made do not address ACA and PaintCare’s objection</p>	CalRecycle staff notes that the section referenced in this comment was deleted from the proposed regulations, version dated February 1, 2012, in response to comment W41-16 (2 <sup>nd</sup> 15-day comment period) from this commenter.	None

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					that the requirement to include information about audits in the stewardship plan is legally invalid.		
§18954	W47-11	ACA and PaintCare	Gene	Livingston	<p>This section is intended ostensibly to implement Public Resources Code section 48705 pertaining to annual reports. While the statute requires a paint manufacturer or a stewardship organization to “at a minimum” include certain information in annual reports, that does not give CalRecycle carte blanche to impose whatever additional elements it may desire. Certainly, CalRecycle may not require that the annual report contain information that it cannot require to be included in the stewardship plan.</p> <p>Further, the phrase “at a minimum” is construed the same as “including.” A fundamental rule of statutory construction is that any factors added beyond those listed in the statute are to be of a similar kind and consistent with the Legislature’s intent as articulated in other provisions of the same act. The California Supreme Court said in <i>International Federation of Professional &amp; Technical Engineers, Local 21, AFL-CIO v. Superior Court</i>, (2007) 42 Cal.4th 319, 341-342, “The general term or category is ‘restricted to those things that are similar to those which are enumerated specifically . . . . Ordinarily, enumeration of an item in a statute implies that the Legislature intended to exclude others.’”</p>	See responses to General Comments #1 & 3 (1st 15-day comment period).	None
§18954 (a)(2)	W47-12	ACA and PaintCare	Gene	Livingston	Paragraph (2), subsection (a), section 18954, requires the annual report to include an executive summary that describes “efforts during the report period,” and may include anticipated steps to improve performance and challenges during the reporting period. Nothing in the list of informational elements set out in the statute, section 48705, relates to the content of an executive summary.	<p>See response to comment W02-22 (45-day comment period).</p> <p>See also responses to General Comments #1 and #3 (1<sup>st</sup> 15-day comment period), and comment W02-08 (45-day comment period).</p>	None
§18954 (a)(3)	W47-13	ACA and PaintCare	Gene	Livingston	As noted above, section 48705 requires the annual report to set out the methods used to collect, transport, and process used paint. Rather than simply duplicate this language in the regulation, paragraph (3)(A), subsection (a), section 18954, CalRecycle adds to the description of paint the phrase “by type.” It is hard to imagine a clearer example of an inconsistent regulation and one that exceeds the scope of an agency’s authority. Section 48705 requires the annual report to include information on paint recovered in this state, but it is total volume of post-consumer paint. Hence, the inclusion of the phrase “by type” is inconsistent not only with the statutory provision that the regulation largely duplicates, it is inconsistent with the specific reporting provision pertaining to recovered paint. Nothing in the ISOR explains why this phrase was added to the regulation. Hence, CalRecycle also fails to demonstrate necessity for it.	See response to comment W41-14 (2 <sup>nd</sup> 15-day comment period).	None
§18954(a)(3) (B)	W47-14	ACA and PaintCare	Gene	Livingston	Paragraph (3)(B), subsection (a), section 18954, requires a description of how each consumer of paint had an opportunity to recycle and properly manage post-consumer paint on a statewide basis, including the number, location,	See response to comment W41-28 (2 <sup>nd</sup> 15-day comment period).	None

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					<p>and type of collection point. CalRecycle attempted to add this information to the stewardship plan. Just as it has no authority, and its attempt is inconsistent with the statute in section 18953, Stewardship Plan Approval Criteria, it is equally invalid here.</p> <p>Again, as noted before, CalRecycle cannot impose burdens indirectly that it is precluded from imposing directly. It is precluded from imposing this burden on stewardship plans because of Public Resources Code sections 48703 and 48704. While the statute, 48705, requires a description of the methods used to collect, transport, and process used paint, CalRecycle has implemented that provision in subsection (a)(3)(A) except for requiring the information to be provided “by type.” That statutory provision, fully implemented, is not subject to the extraneous, detailed information required by this subsection, (a)(3)(B). The truth of the matter is that CalRecycle is not simply requiring information, it is attempting to mandate how the stewardship plan is operated, ignoring that this is an industry-run program and CalRecycle has a limited role.</p>		
§18954(a)(3) (C)	W47-15	ACA and PaintCare	Gene	Livingston	<p>Paragraph (3)(C), subsection (a), section 18954, requires the annual report to include a description of best management practices followed by service providers, including any training provided to or required of them. Once again, the regulations required this information to be included in the stewardship plan, and as noted in the section of these comments relating to section 18953, Stewardship Plan Approval Criteria, CalRecycle lacks the authority to condition approval of the stewardship plan on the inclusion of this information, and attempting to do so is inconsistent with Public Resources Code sections 48703 and 48704. Nor can CalRecycle require the inclusion of this information indirectly in the annual reports. Also, as noted in other parts of subsection (a), section 18954, nothing in the list of informational elements required by the statute, section 48705, relates to the informational requirements of this subsection.</p> <p>Moreover, as will be discussed below, section 48705 only requires examples of educational materials provided to consumers. It does not, as paragraph (3)(C), subsection (a) does, require a description of training, nor does it require anything with respect to training provided to service providers.</p>	<p>See response to comment W41-21 (1st 15-day comment period).</p> <p>See also responses to General Comments #1 &amp; 3 (1st 15-day comment period).</p>	None
§18954(a)(3) (D)	W47-16	ACA and PaintCare	Gene	Livingston	<p>Paragraph (3)(D), subsection (a), section 18954, requires a statement that the manufacturer or stewardship organization coordinate with existing local household hazard waste collection programs and retailers as potential collection points. It is true that the statute requires stewardship plans to address coordination with existing local household hazard waste collection programs. However, nothing in Public Resources Code section 48705 requires the annual report to duplicate this information. Further, nothing in Public Resources Code sections 48703 or 48705 require any coordination with</p>	<p>CalRecycle staff asserts that §18954(a)(3)(D) is consistent with PRC §48703(c), which states that “The plan shall address the coordination of the architectural paint stewardship program with existing local household hazardous waste collection programs as much as this is reasonably feasible and is mutually agreeable between those programs.”</p> <p>For coordination with retailers, see response to comments W41-15, W41-23, and W38-01 (2<sup>nd</sup> 15-day comment period).</p>	None

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					retailers. The only provision in the statute pertaining to retailers is that they may participate as a collection point if they desire. CalRecycle may not impose coordination with retailers by requiring it to be included in the stewardship plan or in the annual report.		
§18954(a)(4)	W47-17	ACA and PaintCare	Gene	Livingston	<p>CalRecycle misunderstands the statutory provision relating to revisions of the goals. The statute, section 48705(d), provides that the goals may be revised by the manufacturer or stewardship organization based on information collected for the annual report. This provision is permissive. CalRecycle acts without authority and inconsistently with the statute when it attempts to convert it to a mandate.</p> <p>Among the requirements of paragraphs 4(A)-(C), subsection (a), section 18954, only (A) and (B) relate to the list of informational elements set out in the statute, section 48705. While the statute requires the annual report to include the total volume of paint sold and recovered, it does not, as CalRecycle seeks, require the breakout of that information “by type.” As noted above, CalRecycle lacks the authority to require that, and requiring a breakout by type is inconsistent with the statute requiring only a report of total volume. Paragraph (4)(C), subsection (a), imposes a reporting requirement unrelated to the list of informational elements set out in the statute, section 48705. The statute requires a report on results, total volume of paint sold and recovered; nothing in it relates to disposition.</p>	<p>See responses to comments W27-09.4 (1<sup>st</sup> 15-day comment period) and W41-14 (2<sup>nd</sup> 15-day comment period).</p> <p>With respect to the disposition of paint, PRC §48700 states that one of the purposes of the architectural paint recovery program is to “reduce environmental impacts of disposal” PRC §48702(a) also requires manufacturers to create a program that will “promote the reuse of postconsumer architectural paint, in an environmentally sound fashion.” The inclusion of information about the disposition of paint collected will allow CalRecycle to verify that it is being handled in an environmentally sound fashion.</p>	None
§18954(a)(5)	W47-18	ACA and PaintCare	Gene	Livingston	<p>Paragraph (5), subsection (a), section 18954, requires the annual report to include information on the financing mechanism. The first two sentences of this subsection are generally consistent with the statute in that they track the statute, section 48705(a)(4) and (5). These statutory provisions require the annual report to include information on the total cost of implementing the program and the evaluation of how the funding mechanism operated. However, from that point on, paragraph (5) contains many invalid provisions that exceed the scope of CalRecycle’s authority and are inconsistent with the statute.</p> <p>Paragraph (5), subsection (a), section 18954, requires a list of informational items, (A)-(I), to be included in the annual report. Subsection (a)(5)(B), total program cost, is consistent with the statute, but duplicates the first sentence of this paragraph. Paragraphs (5)(C)-(H), subsection (a), call for a breakdown of the total costs, capital costs, costs per capita, costs per gallon of paint collected, education/outreach costs, end-of-life materials management costs broken out by re-use, transportation, recycling, incineration, disposal, and program administration costs. The statute only requires total costs, clearly stating the Legislature’s intent to keep reporting simple. The detailed breakout is inconsistent with the statute. Paragraphs (5)(C)-(H), subsection</p>	<p>See response to comment W02-08 (45-day comment period).</p> <p>See also responses to General Comments #1 and #3 (45-day comment period).</p>	None

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					(a), requires a report on how surplus funds will be applied, while not included in the statutory list of informational elements, it tracks a provision of the statute relating to the stewardship plan.		
§18954(a)(6)	W47-19	ACA and PaintCare	Gene	Livingston	<p>Paragraph (6), subsection (a), requires annual reports to include information about education and outreach. The statute, section 48705, requires examples of educational materials provided to consumers. Unfortunately, CalRecycle has pushed the regulation well beyond the statute. It requires a description, not just examples. It requires materials provided to retailers, consumers, and contractors, not just consumers. It requires an identification of methods used to evaluate the effectiveness of surveys, promotional activities, and links to websites, not just examples of materials provided to consumers.</p> <p>CalRecycle’s attempt to demonstrate necessity for section 18954 is insufficient. CalRecycle, at times, simply sets out in its ISOR a statement of what the regulatory provision requires, or that the requirement is needed to inform the department. In other parts of the ISOR, CalRecycle acknowledges that it is imposing requirements that go beyond the statute. For example, with respect to subsections (a)(3)(A)-(E), the ISOR states that the information is necessary to ensure that a stewardship program is providing statewide coverage. For subsection (a)(2), CalRecycle states that it requires goals to be measured from a baseline. CalRecycle also states in the ISOR for this subsection, that it is “necessary because the purpose of the paint stewardship program is realized by achieving the goals laid out in a stewardship plan.” That statement comes close to being a tautology and provides no real explanation.</p>	<p>See response to comment W02-35 (45-day comment period).</p> <p>See also responses to General Comments #1 and #3 (45-day comment period).</p> <p>Staff notes that comments on the ISOR are beyond the scope of this comment period, however, for future reference, the language in the FSOR will clarify that the examples cited in this comment are included as examples of activities to be reported on if they are applicable (i.e., if the program has performed such activities), and are not mandated by the regulation.</p>	None
§18955.1	W47-20	ACA and PaintCare	Gene	Livingston	<p>The structure of the statute is that an architectural paint manufacturer is prohibited from selling paint in this state unless it is in compliance with this chapter. Public Resources Code section 48702(b). After the first plan is approved, CalRecycle is to post on its website the name of manufacturers for which it has approved a plan. CalRecycle is to update its website no less than once every six months. Public Resources Code section 48702(c). Wholesalers and retailers are to monitor CalRecycle’s website to determine whether a manufacturer is in compliance. Public Resources Code section 48702(d). A retailer may not sell paint produced by a manufacturer unless the manufacturer is in compliance. Public Resources Code section 48702(b).</p> <p>Hence, CalRecycle’s enforcement mechanism is through approving the first plan and determining compliance thereafter through the annual reports. Therefore, the failure to submit a stewardship plan or one containing all of the elements required by Public Resources Code section 48703, results in those manufacturers being prohibited from selling paint and retailers from selling paint produced by those manufacturers. That is the enforcement</p>	See response to comments W27-11 and W27-12 (1 <sup>st</sup> 15-day comment period).	None

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					<p>mechanism, not the imposition of civil penalties. Civil penalties are to be imposed for selling paint produced by manufacturers not in compliance. The same analysis is applicable to the failure to implement a stewardship plan, the failure to pay the administrative fee, the failure to submit an annual report, and the failure to include in the annual report the elements required by Public Resources Code section 48705(a).</p> <p>Hence, all of the violations in Table 1 shall be struck except the first, offering or selling paint produced by a manufacturer not in compliance with this chapter, as provided in Public Resources Code section 48702(b). With respect to Table 2, the same analysis and result apply.</p>		
	W48-01	Los Angeles County Integrated Waste Management Task Force	Mike	Mohajer	Previously, the Task Force in concert with the County of Los Angeles, the County Sanitation Districts of Los Angeles County, and the City of Los Angeles had submitted extensive comments on versions of the subject Regulation. Among our comments as recognized by the State Office of Administrative Law (Finding No. 3) we had emphasized that there is a critical need for the proposed Regulation to address and require the paint manufacturers and/or paint stewardship organizations to collaborate and coordinate efforts with local governments conducting household hazardous waste collection programs. The Task Force would commend CalRecycle for partially addressing this concern through the revisions incorporated into Sections 18953 and 18954 of the proposed Regulation dated April 13, 2012.	This is a general comment to the proposed regulation such that no specific subject could be identified for which to provide a response.	None
	W48-02	Los Angeles County Integrated Waste Management Task Force	Mike	Mohajer	Paragraph (B) of Subdivision 18954 (a)(3) to be revised/expanded to specifically require the location of <b>each</b> type of collection points (i.e. mobile, temporary, permanent and retail stores), emphasis added.	At this time, staff does not believe that requiring this additional information will provide a benefit to the program commensurate to the burden that would be placed upon manufacturers. CalRecycle staff also note that this is comment is not related to the subjects of the 4 <sup>th</sup> 15-day comment period.	None
	W48-03	Los Angeles County Integrated Waste Management Task Force	Mike	Mohajer	Paragraph (D) of Subdivision 18954 (a)(3) – This Paragraph needs to be expanded by requiring “the manufacturer or stewardship organization” to identify and list each existing household hazardous waste collection program and each retailer that the Program was coordinated with during the reporting period.	See response to comment W48-02.	None
	W49-01	California Product Stewardship Council	Kimbra	Andrews	We have consistently stated that it is imperative for all consumers who pay the fee to have access to recycle their paint. We also stated that CPSC supports streamlined rules that are clear and meet the intent of the law, while still providing enough clarity to ensure the ability of CalRecycle to enforce the rules.	This is a general comment to the proposed regulation such that no specific subject could be identified for which to provide a response.	None
	W49-02	California	Kimbra	Andrews	We are concerned the language in Paragraph F of Subdivision 18953 (a)(3)	While CalRecycle has clearly stated that the department cannot get involved in	None

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		Product Stewardship Council			does not hold true to the intent of the statute which specifies that any retailer may voluntarily participate as a paint collection point. As drafted, the proposed regulations may inadvertently set up a situation where some retailers gain a competitive advantage over others if PaintCare has license to limit retail collection points based on their location, as described in the proposed service level methodology in the Stewardship Plan. In our experience with pilot projects, it is clear that retailers offering paint collection gain an edge over their competitors by providing this added service. For example, if two retailers are located in the same service area and they both wish to provide paint take-back service, only one retailer may be allowed to serve as a collection point "pursuant to the paint stewardship program." The other retailer will have a competitive disadvantage, as it will not be allowed to provide the same collection service for its customers. Every retailer who sells paint must collect the fee to fund the paint stewardship program, therefore we believe every retailer must be given the equal opportunity to participate as a collection point.	contractual arrangements between manufacturers/stewardship organizations and service providers (see responses to comments W02-02, W22-01 (45-day comment period) and W38-01 (2 <sup>nd</sup> 15-day comment period)), CalRecycle also acknowledges that this is an issue that may need to be addressed legislatively.	
	W49-03	California Product Stewardship Council	Kimbra	Andrews	Collaboration and coordination among PaintCare and municipal HHW collection programs are critical to a successful program. Section 18954 lacks specific details in the report to ensure effective coordination, such as specifying the location of each type of collection point (i.e., temporary events, permanent facilities, retail, etc.), and identifying each HHW Program and retailer that PaintCare coordinated with during the reporting period.	See response to comment W48-02.	None
	W49-04	California Product Stewardship Council	Kimbra	Andrews	We also want to thank CalRecycle staff and Executive Staff for working so hard to draft regulations that meet the needs of so many stakeholders, to ensure we have a successful paint stewardship program in California. We hope everyone works together to ensure the program starts as soon as possible.	This is a general comment to the proposed regulation such that no specific subject could be identified for which to provide a response.	None