



**Informal Stakeholder Workshop
Proposed Mandatory Commercial Recycling Regulation**

January 19, 2011

10 am - 4:00 pm

Byron Sher Auditorium

Handout #1

Proposed Change to 9XXX4(f)

9XXX4(f) Pursuant to §41850 of the Public Resources Code , CalRecycle shall hold a hearing to determine whether the jurisdiction has complied with the terms of the compliance order in §9XXX4(d). If CalRecycle determines that the jurisdiction has failed ~~to make a good faith effort~~ to implement its compliance order commercial recycling program and meet the requirements of §9XXX3, CalRecycle ~~may impose administrative civil penalties upon the jurisdiction of up to ten thousand dollars (\$10,000) per day until the jurisdiction implements the program as provided by §41850 of the Public Resources Code~~ shall take additional enforcement action pursuant to an ARB/CalRecycle Enforcement Agreement, or, if an Enforcement Agreement does not exist, CalRecycle shall, within 60 days document its determination that the jurisdiction remains out of compliance, forward that documentation and make recommendations to the Air Resources Board for further enforcement action pursuant to Part 6, Division 25.5 (section 38500) of the Health and Safety Code).