



DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

801 K STREET, MS 19-01, SACRAMENTO, CALIFORNIA 95814 • (916) 322-4027 • WWW.CALRECYCLE.CA.GOV

NOTICE

November 19, 2010

To: All Certified Recyclers and Processors
Subject: Recycler and Processor Responsibilities

The purpose of this notice is to remind recyclers and processors of requirements that are critical to preventing California Refund Value (CRV) payments on ineligible material. As stakeholders in California's beverage container recycling program, one of your most important responsibilities is to ensure only proper claims are made against the California Beverage Container Recycling Fund (Fund).

PROCESSORS

Load Inspection and California Refund Value Payments

Pursuant to the California Code of Regulations, Title 14 (14CCR) Section 2401(a), certified processors shall inspect each load of containers delivered to the processor, for which refund value is claimed, to determine whether the load is eligible for any refund value and, if so, to determine whether the load is segregated or commingled. For any load delivered to a processor from a drop-off or collection program, community service program, curbside program or recycling center, each processor taking delivery of the material shall visually inspect each load of material by monitoring the unloading and/or conveyor process to determine eligibility and whether the load is segregated or commingled. **Processors must have staff responsible for monitoring and inspecting all loads delivered for CRV reimbursement.**

Recycler loads delivered to processors that are accompanied by a shipping report claiming the load is segregated should not contain non-CRV material. If the inspection discloses non-CRV material in a load that is not reflected in excess received weight, the processor shall withhold CRV payment on the shipping report pending a review by Department of Resources Recycling and Recovery (CalRecycle) staff. Non-CRV material in a load that is not reflected in excess received weight indicates a recycler has either failed to inspect transactions, paid CRV on non-CRV material, or the shipping report is not based on valid receipt and log transactions. Consumer transactions must be inspected and paid at the appropriate basis, and redemption weights reported on shipping reports must be based on correct receipt and log transactions.



Pursuant to 14CCR 2401(e), a certified processor shall not inspect, weigh or receive a load of material subject to the Act from a recycling center unless and until the shipper's section of the shipping report is completed. The shipping report must accompany the load of material delivered to the certified processor's site, glass shipments notwithstanding. Processors shall not take delivery of a shipment and allow the recycler to complete the shipping report based on weight delivered. The shipping report must be based on receipt and log transactions, pursuant to 14CCR Section 2530(c).

RECYCLING CENTERS

Load Inspection and California Refund Value Payments

Pursuant to 14CCR Section 2501(a), certified recycling centers shall inspect each load of containers delivered to the recycling center, for which refund value is claimed, to determine whether the load is eligible for any refund value and, if so, to determine whether the load is segregated or commingled. Recycling centers must exercise due diligence in carrying out their inspection requirements. Consumer loads containing **any** non-CRV material must be paid at the commingled rate, or the recycling center may provide the consumer the option of removing **all** non-CRV containers from the load in order to receive payment at the segregated rate. If the load contains a percentage of non-CRV material in excess of the statewide commingled rate, the non-CRV material should be separated and purchased as scrap. The remaining CRV material may be purchased at the segregated rate. The current rates and equivalent commingled percentages are as follows:

Material Type	Refund Value Per Segregated Pound	Refund Value per Commingled Pound	Equivalent Commingled Percentage
Aluminum	\$1.55	\$1.51	97%
Glass	\$0.105	\$0.076	72%
#1 PET Plastic	\$.91	\$0.72	79%
#2 HDPE Plastic	\$.50	\$0.20	40%

Please Note: All #3 - #7 plastic beverage containers must be purchased as segregated only. All non-CRV containers must be separated from the load prior to weighing for CRV payment.

Recycling Center Shipping Reports

Pursuant to 14CCR Section 2530(c), shipping reports shall be based on receipt and log entries. Refund values claimed on the shipping report shall be based on transactions purchased at the correct basis of payment, and may not be based on weight received by the processor. A completed shipping report shall accompany the material shipped, pursuant to 14CCR 2530(b), claims for glass notwithstanding.

Eligible Consumer Purchase Limits

Recyclers are reminded that it is a violation to pay refund value for any load of material covered by the Act exceeding the daily load limits. Pursuant to 14CCR Section 2535(f), a certified recycler shall not pay or claim refund value for any consumer load in excess of 500 pounds of aluminum or plastic beverage containers, or 2,500 pounds of glass beverage containers per day from a person, operation, or entity.

Paying or claiming CRV on beverage containers (aluminum, plastic, and glass) transported in a single vehicle in excess of these limits is prohibited. Circumvention of this prohibition by “splitting” the sale of the material between multiple individuals is also prohibited. A recycling center may only pay scrap value on loads exceeding the consumer purchase limits.

Aluminum Purchases Reporting

Pursuant to 14CCR Section 2530(i), purchases of aluminum beverage containers in excess of 250 pounds must be reported to the Division of Recycling on a weekly basis. If you have established a user account, the 250-pound transaction information may be reported using the Division of Recycling Integrated Information System (DORIIS). If you have not established a DORIIS user account, the required information can be faxed to (916) 324-5074, or mailed to:

CalRecycle
Recycling Enforcement Branch
Risk Assessment & Data Management Section
801 K Street, MS 15-52
Sacramento, CA 95814

Please review these requirements carefully. Failure to comply with these requirements may result in assessment of civil penalties. If you have any questions, please contact Joe Preciado at (951) 782-4121 if you are located in Southern California, or Walt Scherer at (916) 324-5392 if you are located in Northern California.

Sincerely,

John Halligan
Branch Chief
Recycling Enforcement Branch