

**DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY**

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To: Used Oil Lifecycle Assessment Stakeholders

From: 
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Deputy Director, Materials Management and Local Assistance Division

Date: June 10, 2011

Subject: Scope of the Lifecycle Assessment – Regulatory Status of Used Oil as Hazardous Waste

After careful consideration, CalRecycle has decided not to include the regulatory status of used oil as a hazardous waste as a component to be analyzed in its Used Oil Lifecycle Assessment of environmental impacts and the associated economic analysis (collectively referred to as LCA) pursuant to Senate Bill 546. In deciding this issue CalRecycle considered a myriad of factors including the Legislature's direction as reflected in statute and legislative history; input received from stakeholders during stakeholder meetings and sub-group calls; input from CalRecycle contractors; input from in-house and the Department of Toxic Substances Control (DTSC) advisors; and the additional time that would be required to incorporate this into such an analysis, relative to the timeline for drafting, reviewing and finalizing the Report to the Legislature.

CalRecycle recognizes that not all stakeholders will agree with this decision. Accordingly, to ensure transparency in the project and ensure that all stakeholders' views are adequately represented to the Legislature, CalRecycle will include a qualitative discussion of this issue in its Report to the Legislature. The Legislature can then consider whether conducting a separate study of the issue is warranted. Additionally, CalRecycle has offered to facilitate discussions between industry stakeholders and DTSC on implementation issues associated with DTSC's regulations relevant to used oil collection and hauler registration, if desired.

