

Electronic Waste Recycling Stakeholder Forum

CIWMB: CEW Payment System

Regulatory Reminders and Compliance Challenges

January 26, 2009

www.ciwmb.ca.gov/electronics

CEW Regulatory & Operational Issues

- **This is not a comprehensive overview!**
 - **Critical issues and common lapses**
- **All participants are bound by law**
 - **Have certified an understanding of rules**
- **Rules intended to protect program integrity**
 - **Compliance failures lead to enforcement**

CEW Regulatory & Operational Issues

- **Definitions**
- **Applicability and Limitations**
 - **Fees, Payments, and Repayments**
- **Recordkeeping and Audits**
 - **Original documents**
 - **Preparation and maintenance**

CEW Regulatory & Operational Issues

- **Net Cost Report**
 - **Accuracy of preparation**
 - **Timeliness of submittal**

- **Applications to Participate**
 - **Basic completeness**
 - **Changes in accuracy**
 - **Timely renewal**

CEW Regulatory & Operational Issues

- **Prohibited activities**
 - **NCR failure most common**
 - **DTSC inspection results**
 - **Material breach of certifications**

- **Appeals**
 - **Limited window**
 - **Complete and relevant**

CEW Regulatory & Operational Issues

- **Requirements of a collector**
 - **Gatekeeper to program**
 - **Due diligence**
 - **Documentation deficiencies**
 - **Use of handlers**
 - **Source anonymous CEW**
 - **Designated approved collectors**
 - **Record maintenance**

CEW Regulatory & Operational Issues

- **Requirements of a recycler**
 - **Pass inspections**
 - **Track receipt of CEW and certify weights**
 - **Make recovery payments**
 - **Screen out ineligible material**
 - **Reconcile CEW with source documents**
 - **Document cancellation**
 - **Document residual disposition**
 - **Record maintenance**

CEW Regulatory & Operational Issues

- **Payment claims**
 - **Timely preparation and submittal**
 - **Completeness**
 - Collection logs
 - Transfer documents
 - Processing logs
 - Shipping records
 - **Organization, Accuracy, Responsiveness**

CEW Regulatory & Operational Issues

•Review of Claims

- CIWMB maintain broad authority to adjust or deny payments**
- CIWMB wants to pay participants funds to which they are entitled**
- CIWMB cannot break or ignore rules**
- CIWMB will take as long as it must to resolve issues**

CEW Regulatory & Operational Issues

- **Claim Appeals**

- **Limited window of opportunity**
- **Must be complete and compliant**
- **Must demonstrate why CIWMB erred**

Appeals are not for fixing claim issues

CEW Regulatory & Operational Issues

- **Cancellation Methods**
 - **Limited to dismantling and/or shredding**
 - **Non-CRT device requirements exist**

- **Payment Rates and Fee Levels**



www.ciwmb.ca.gov