

Proposed Used Oil Regulations 2016

Matrix of Comments Received During Initial Public Comment Period and CaRecycle Responses

Section/ Area	Comment Number	Commenter Affiliation	First Name	Last Name	Summary of Comment	CalRecycle Response	Section Revised
18651.2	W01-01	Rural Counties Environmental Services Joint Powers Authority	Larry	Sweetser	<p>The proposed change allows for the recycling incentive to be in the form of a credit toward a purchase. Other types of incentives can also be provided such as coupons or oil related premiums. Please verify that other forms of incentives “may” be allowed.</p> <p>Please also verify that if a voucher is issued for twice the amount, that the entire cost of the voucher can be reimbursed from the used oil payment program. If not, then please revise the voucher rate to be fully covered by the oil payment program reimbursement.</p>	<p>Staff understands that many government operated collection sites are unable to provide a cash payment on-site to do-it-yourselfers (DIYers) requesting a payment. However, staff believes that vouchers are not a good alternative for these types of sites, since such locations often do not offer services or goods for sale at that site.</p> <p>As an alternative, staff is proposing to allow these site operators to pay the incentive to an individual at a location other than the collection site.</p> <p>Vouchers, as described in Section 48660(b)(2) of the Public Resources Code, are to be applied towards the “purchase of goods or services offered by the [certified collection] center”, and are to have a value of at least twice the incentive amount. Staff believes that reimbursing a site for the cost of the voucher would be considered a gift of public funds and therefore cannot be covered by the Oil Payment Program.</p>	18651.2
18651.7	W01-02	Rural Counties Environmental Services Joint Powers Authority	Larry	Sweetser	<p>Used oil is stored in other containers than tanks. If a storage tank is full, extra oil may be collected in drums which would result in the total amount of oil collected with more than the storage tank capacity. In addition, cleaning a full oil tank would result in more disposal volume than the capacity of the tank. Recommend changing the language to “... capacity of the storage area tank <u>and materials for clean up</u>”.</p>	<p>Staff agrees, and has revised the language to clarify the storage issue. Staff has also revised the language to clarify that the costs of clean up of the contaminated oil will be reimbursed.</p>	18651.7
18655.2	W01-03	Rural Counties Environmental Services Joint Powers Authority	Larry	Sweetser	<p>Pursuant to Health and Safety Section 25250.11, allows a person to transport larger than 20 gallons provided the “shipment of used oil received does not exceed 55 gallons, and the capacity of any single container does not exceed 55 gallons.”. Statute also does not limit the number of shipments per day. The following revision is recommended, “... no more than <u>55 gallons per shipment and the capacity of a single container does not exceed 55 gallons</u> 20 gallons per person per day.”</p>	<p>Staff agrees, and has revised the language accordingly.</p>	18655.2
18600(a)(17)	W02-01	Department of Toxic Substances Control	Steven	Gailey	<p>recommend changing the definition of Manifest Receipt to “...the consolidated manifest receipt completed...”</p>	<p>Staff agrees, and has revised the language accordingly.</p>	18600(a)(17)
18631	W02-02	Department of Toxic Substances Control	Steven	Gailey	<p>There is no HSC 25250.8. Recommend either removing reference to 25250.8 from this section and reference Section 66263.22 of Title 22 of the California Code of Regulations. Alternatively, the reference to 25250.8 may be changed to 25250.4 The first option is recommended.</p>	<p>Staff agrees, and has revised the language to remove the reference to 25250.8</p>	18631
18632	W02-03	Department of Toxic Substances Control	Steven	Gailey	<p>There is no HSC 25250.8. Recommend either removing reference to 25250.8 from this section and reference Section 66263.22 of Title 22 of the California Code of Regulations. Alternatively, the reference to 25250.8 may be changed to 25250.4 The first option is recommended.</p>	<p>Staff agrees, and has revised the language to remove the reference to 25250.8</p>	18632
18641(a)	W02-04	Department of Toxic Substances Control	Steven	Gailey	<p>Change 66264.71(a)(6) to 66264.71(a)(2)(E)</p>	<p>Staff agrees, and has revised the language accordingly.</p>	18641(a)

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18641(c)(1)	W02-05	Department of Toxic Substances Control	Steven	Gailey	Change this section to read "The amount, in gallon, of recycled oil produced. For purposes of this section, recycled oil includes used oil, as defined in Section 25250.1 of the Health and Safety Code, which is prepared for reuse, including used oil which is:"	Staff agrees, and has revised the language accordingly.	18641(c)(1)
18642(c)(3)	W02-06	Department of Toxic Substances Control	Steven	Gailey	Change this section to read "The amount, in gallon, of recycled oil produced. For purposes of this section, recycled oil includes used oil, as defined in Section 25250.1 of the Health and Safety Code, which is prepared for reuse, including used oil which is:"	Staff agrees, and has revised the language accordingly.	18642(c)(3)