



## DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

801 K STREET, MS 15-52, SACRAMENTO, CALIFORNIA 95814 • (916) 322-4027 • WWW.CALRECYCLE.CA.GOV

October 1, 2019

### NOTICE TO: All Certified Recycling Centers

### SUBJECT: Purchases of Ineligible Loads of Empty Beverage Containers

During recycling center visits and inspections, Department of Resources Recycling and Recovery (CalRecycle) staff have observed that recycling centers are frequently paying California Refund Value on empty beverage containers (EBCs) that are not eligible for CRV.

Examples of EBCs that are not eligible include:

- EBCs that are brought into California from out of state for redemption.

**Please remember**, all out-of-state material (whether labeled with the message required in Section 14561 of the Act or not) and all rejected and line breakage containers are ineligible for any refund value payments. (Cal. Code Regs., tit. 14, § 2501, subd. (d).)

- EBCs in loads exceeding fifty dollars (\$50) in refund value from customers in vehicles with out-of-state license plates.

**Please remember**, for loads of material delivered by a vehicle with an out-of-state or out-of-country license plate, EBCs are only eligible for CRV if the total refund value of material delivered by any one person per day does not exceed fifty dollars (\$50). (Cal. Code Regs., tit. 14, § 2501, subd. (b)(3)(A).)

- EBCs that recycling centers knew (or should have known) were imported into California.

**Please remember**, even if the purchase is \$50 or less, no curbside program, recycling center, dropoff or collection program, community service program, or pilot project recycler shall take delivery of any empty beverage container material that the person knows, or should know, was imported into the state. (Cal. Code Regs., tit. 14, § 2831.3.)

The following are additional examples of EBCs that are not eligible for CRV.

- A load of aluminum material is not eligible for refund value if there are pieces of broken, densified bales, or if there are biscuits of aluminum beverage containers within the load. This does not include cans that have merely been flattened. (Cal. Code Regs., tit. 14, § 2501, subd. (b)(1).)
- A load of plastic material is not eligible for refund value if pieces of bales of plastic are found in the load. (Cal. Code Regs., tit. 14, § 2501, subd. (b)(2).)



## DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

801 K STREET, MS 15-52, SACRAMENTO, CALIFORNIA 95814 • (916) 322-4027 • [WWW.CALRECYCLE.CA.GOV](http://WWW.CALRECYCLE.CA.GOV)

- Rejected containers and line breakage containers are ineligible for refund value and shall be excluded from the received weight of a load. (Cal. Code Regs., tit. 14, § 2501, subd. (d).)
- Processors, recycling centers, and pilot project recyclers shall not pay any refund values, processing payments, or administrative fees for empty beverage containers that the processor, recycling center, or pilot project recycler knew, or should have known, came from out of state, or are otherwise ineligible for redemption. (Pub. Resources Code, §§ 14538, subd. (d)(5); 14595.5, subd. (a)(1)(A)–(B).)

Please remember that as a certified recycling center, you are responsible for preventing CRV payments on ineligible empty beverage containers.

If you have any questions regarding this notice, please contact:

Northern California: Ben Shelton, Senior Management Auditor, at (916) 324-1975

Southern California: Alex Hernandez, Senior Management Auditor, at (951) 782-4121

Southern California: Angelica Ibarra, Senior Management Auditor, at (310) 342-0264