



RESCISSION OF MAY 13, 2011 NOTICE

To: All Certified Recycling Centers

Subject: Certified Recycling Center Responsibility to Prevent Illegal Payment of CRV

Date: April 6, 2021

CalRecycle hereby rescinds its prior May 13, 2011 Notice to Certified Recycling Centers highlighting indicators of fraud. As you know, certified entities are bound by their responsibilities under the California Beverage Container Recycling and Litter Reduction Act (Act) and CalRecycle's regulations. If you know or have reason to know that empty beverage container material is imported from out of state, from a noncertified recycler, or otherwise ineligible for redemption, the Act and Regulations require you, as a certified recycling center, to refuse to purchase the material for CRV (or even for scrap if it is out-of-state material). (Public Resources Code §§ 14538, 14595.5; Title 14 Cal. Code Regs. § 2831.3.) In addition, knowingly paying CRV for ineligible material is a crime. (Public Resources Code § 14591, Penal Code § 487).

CalRecycle staff is available to counsel and provide guidance to all certified entities, as well as provide fraud deterrent materials such as posters alerting individuals that any attempt to redeem out-of-state beverage containers for CRV is a crime. Posters are also available in Spanish.

CalRecycle encourages you to contact your Division of Recycling Field Offices and respective Supervisors to ensure compliance with the Act and Regulations.

Sacramento Field Office: Ben Shelton, Senior Management Auditor, at 916-324-1975
Cerritos Field Office: Angelica Ibarra, Senior Management Auditor, at 310-342-0264
Riverside and San Diego Field Offices: Alejandro Hernandez, Senior Management Auditor, at 951-782-4121

Thank you for your compliance with the Act and Regulations, specifically your mandatory duty as a certificate holder to combat beverage container recycling fraud.

Sincerely,

Ken
DaRosa

Digitally signed by Ken
DaRosa
Date: 2021.04.06
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Ken DaRosa
Chief Deputy Director