

September 27, 2021

Subject: Notification of Approaching Compliance Requirements

Dear Potential Covered Entity:

The State of California's Department of Resources Recycling and Recovery is contacting you because your company may be subject to the new Pharmaceutical and Sharps Waste Stewardship Statute and its implementing regulations (collectively, the "Law"). (See Public Resources Code (PRC) section 42030 *et seq.* and Title 14, California Code of Regulations (CCR), Section 18972.1 *et seq.*).

Companies that are subject to the Law are referred to as "Covered Entities" and are defined in PRC section 42030(f) (hereinafter "Companies"). Companies are required to establish and implement a statewide program for collection, proper management, and disposal of pharmaceuticals and home-generated sharps waste (that fits the definition of "Covered Product", defined in PRC section 42030(g)). Companies responsible for compliance are usually the manufacturers, but can also be distributors, wholesalers, retailers, and other entities described in PRC section 42030(f). You may consider consulting with those in your supply chain regarding compliance obligations under the Law.

By January 7, 2022, for a Company to be in compliance with the Law, Covered Products sold or offered for sale by the Company must be part of an approved stewardship plan, either submitted individually by the Company or as part of a group called a stewardship organization of which the Company is a member (PRC sections 42031.4(a) and (b)). Non-compliance with the Law can result in penalties of up to \$50,000 per day (see PRC section 42035.2(a)(2) and CCR sections 18975-18975.2).

To learn more about the Law, refer to CalRecycle's website, www.calrecycle.ca.gov/epr/pharmasharps/enforcement. Additionally, CalRecycle recommends that you sign up for the Pharmaceutical and Sharps Waste Stewardship Listserv at <https://www2.calrecycle.ca.gov/Listservs/Subscribe/73> to receive communications about the program, including when a stewardship organization submits a stewardship plan to CalRecycle.

Sincerely,



Kim Sellards, Branch Chief
Waste Evaluation and Enforcement Branch