



May 2, 2022

Mr. Jim Wilson
Lead Director, Legal and Compliance
MED-Project
1800 M Street, NW
Suite 400 South
Washington, DC 20036

Sent via e-mail

Re: CalRecycle's Completeness Determination of MED-Project's 2021 Annual Report and Annual Program Budget for Covered Drugs

Dear Mr. Wilson:

The Department of Resources Recycling and Recovery (CalRecycle) received MED-Project USA's (MED-Project) 2021 annual report for covered drugs, which includes the annual program budget on March 31, 2022, titled, *MED-Project 2021 Annual Report for the State of California, Covered Drugs*. The California Code of Regulations (CCR), Title 14, section 18973.1(b) requires CalRecycle to determine if the annual report and annual program budget is complete and notify MED-Project of its determination within 30 days of receipt.

Staff reviewed MED-Project's annual report for completeness pursuant to the requirements in the Public Resources Code (PRC) section 42033.2(a) through (c) and CCR sections 18973.1(b) and 18973.4 and found the 2021 annual report incomplete. Pursuant to CCR section 18973.4(c)(4)(E), a program operator is required to report the number of instances and corresponding amount of time a collection receptacle was not available to the public.

Staff reviewed MED-Project's annual program budget pursuant to the requirements in PRC section 42033.2(a)(2) and 42033.2(c) and CCR sections 18973.1(b) and 18973.6. PRC sections 42033.2(a) and (a)(2) require a program operator to submit, by March 31, 2022, a written program budget for the upcoming calendar year. A program budget for calendar year 2023 is required. MED-Project submitted program budget for calendar year 2022. Therefore, the entirety of the submitted program budget is incomplete. However, CalRecycle evaluated the information in the 2022 budget and is providing information, for illustrative purposes only, that MED-Project can consider when preparing its revised annual report and annual program budget (see Attachment 1).

These completeness determinations are separate from the compliance determinations that CalRecycle will conduct once it receives an annual report and annual program budget it determines is complete pursuant to CCR sections 18973.1(d) through (f).

Re: CalRecycle's Completeness Determination of MED-Project's 2021 Annual Report and Annual Program Budget for Covered Drugs

MED-Project must resubmit its 2021 annual report and annual program budget to CalRecycle, within 30 days of CalRecycle's notification that its 2021 annual report and annual program budget is incomplete. If CalRecycle determines, upon resubmittal, that MED-Project's 2021 annual report and 2023 annual program budget is complete, CalRecycle shall have 90 days from the date of receipt of the resubmitted 2021 annual report and 2023 annual program budget to review for compliance with all statutory and regulatory requirements and approve, conditionally approve, or disapprove the 2021 annual report and 2023 annual program budget.

Questions regarding this letter may be directed to pharmasharps@calrecycle.ca.gov.

Regards,

Signed by: Rachel Machi Wagoner, Director

Dated: May 2, 2022

Attachment 1. Additional Information Required in MED-Project's Annual Report for Drugs

Cc: Jason Smyth, Supervisor, Pharmaceutical and Sharps Unit
Mary Curry, Environmental Scientist, Pharmaceutical and Sharps Unit

Attachment 1. Additional Information Required in MED-Project's Annual Report for Drugs

Number	Statute / Regulation Reference	Comment
1	CCR section 18973.4(c)(4)(E)	Include the number of instances and corresponding amount of time the secure collection receptacle was not available to the public during business hours. For each instance, provide a description of why the secure collection receptacle was not available. It must be described in the annual report even if there are no instances of a secure collection receptacle being unavailable to the public during business hours.

Staff Observations regarding MED-Project's Annual Program Budget for Drugs, for Illustrative Purposes Only

Number	Statute / Regulation Reference	Comment
1	CCR section 18973(a)	Ensure the documents are in compliance with section 7405 of the Government Code, and the Web Content Accessibility Guidelines 2.0 published in 2008 by the Web Accessibility Initiative of the World Wide Web Consortium at a minimum Level AA success criteria to allow for posting on the department's website pursuant to CCR 18973(a).