

REQUEST FOR APPROVAL

To: Rachel Machi Wagoner
Director

From: Zoe Heller
Acting Deputy Director, Materials Management and Local
Assistance Division
Deputy Director, Policy Development and Analysis Office

Request Date: August 9, 2022

Decision Subject: Consideration of UltiMed's Annual Program Budget for Home-Generated Sharps Waste

Action By: August 31, 2022

Summary of Request

UltiMed, Inc. (UltiMed) resubmitted its annual program budget, titled, *Pharmaceutical and Sharps Waste Stewardship Annual Program Budget (Annual Program Budget)* on June 2, 2022, as required by statute. This Request for Approval presents staff's analysis and compliance recommendation regarding UltiMed's *Annual Program Budget*.

Background

UltiMed is an individual sharps manufacturer. As a manufacturer, UltiMed submitted a home-generated sharps waste stewardship plan for 12 of its products that use UltiMed's "dispense and dispose" product, which combines the distribution of sharps with an FDA-cleared disposal container.

Public Resources Code (PRC) section 42033.2(a)(2) states that, on or before March 31, 2022, and each year thereafter, a program operator shall submit to CalRecycle a program budget for stewardship program implementation for the upcoming calendar year. CalRecycle determined UltiMed's annual program budget was incomplete on May 2, 2022 and required UltiMed to revise and resubmit its annual program budget to CalRecycle within 30 days. UltiMed resubmitted its *Annual Program Budget* on June 2, 2022. CalRecycle determined the *Annual Program Budget* was complete and notified UltiMed on July 1, 2022, pursuant to PRC section 42033.2(d)(1) and Title 14, California Code of Regulations (14 CCR) section 18973.1(b). CalRecycle has 90 days from the date UltiMed submitted its complete *Annual Program Budget* to approve, disapprove, or conditionally approve the *Annual Program Budget* pursuant to PRC section 42033.2(d)(2) and 14 CCR section 18973.1. Staff's analysis of UltiMed's *Annual Program Budget* is summarized below.

Staff Analysis

1. Upcoming Calendar Year Budget

Requirement: A written program budget for stewardship program implementation for the upcoming calendar year pursuant to PRC sections 42033.2(a)(2) and 42033.2(c) and 14 CCR sections 18973 and 18973.6.

Result: Met requirement

UltiMed's *Annual Program Budget* includes a program budget for calendar year 2023 and addresses all annual program budget requirements.

2. Multiyear Budget

Requirement: Anticipated costs and the recommended funding level necessary to implement the stewardship program pursuant to PRC section 42033.2(c)(2) and 14 CCR section 18973.6(d).

Result: Met requirement

UltiMed's *Annual Program Budget* includes a multiyear program budget with a recommended funding level for calendar years 2022 through 2024.

Summary of Staff Analysis

CalRecycle staff reviewed UltiMed's *Annual Program Budget* and found it met all material requirements in PRC sections 42033.2(a)(2) and 42033.2(c) and 14 CCR sections 18973 and 18973.6.

Action

Based on the information and analysis in this Request for Approval, I hereby approve UltiMed's *Annual Program Budget*.

Dated: August 16, 2022

Signed by: Rachel Machi Wagoner, Director

Attachments:

Documents listed below are posted to CalRecycle's website. To request documents that are referenced in this report but are not listed below, please submit a Public Records Act request (<https://www2.calrecycle.ca.gov/Forms/ContactUs/PublicRecordsRequest/>).

1. [Pharmaceutical and Sharps Waste Stewardship Annual Program Budget](https://www2.calrecycle.ca.gov/Forms/ContactUs/PublicRecordsRequest/) (June 2, 2022)
<https://www2.calrecycle.ca.gov/Docs/Web/121758>