

REPORTER'S TRANSCRIPT OF PUBLIC HEARING

Public Hearing in the Matter of)
)
CalRecycle AB 1311)
Alternative Schedule Regulations)
_____)

CERTIFIED COPY

TRANSCRIPT OF PROCEEDINGS

Sacramento, California

Wednesday, May 29, 2024

REPORTED BY:
J. Savnik,
CSR No. 14600

Job No.:
48272RCYCL-VC

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2 REPORTER'S TRANSCRIPT OF PUBLIC HEARING
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5 Public Hearing in the Matter of)
6 CalRecycle AB 1311)
7 Alternative Schedule Regulations)
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15 TRANSCRIPT OF PROCEEDINGS, held via
16 remote videoconference, commencing at
17 10:01 a.m. and concluding at 11:00 a.m. on
18 Wednesday, May 29, 2024. Reported by J. Savnik,
19 CSR No. 14600, a Certified Shorthand Reporter in
20 and for the State of California.
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1 APPEARANCES:

2 Presenters: DONNET MC FARLANE
3 Regulatory Analyst
4 KRIS CHISHOLM
5 Attorney for the Regulation Unit
6

7 Also Present: Kristine Beckley
8 Assistant Chief Counsel
9 Jeanette Barnard
10 Senior Staff Counsel
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25
Jennifer Akins
Branch Chief

1 Videoconference Proceedings, Wednesday, May 29, 2024

2 10:01 a.m.

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4
5 MS. MC FARLANE: Good morning, everyone, and
6 thank you for joining us for today's public hearing on
7 the Alternative Schedule Permanent Regulations in
8 response to AB 1311.

9 Before we begin, there are a couple of
10 announcements that needs to be made. First, this
11 hearing will be recorded. There's also a court reporter
12 in attendance to transcribe the proceedings of this
13 hearing.

14 Please note that under the California Public
15 Records Act, your written and oral comments,
16 attachments, and associated contact information such as
17 your address, phone number, and email become part of the
18 public record and can be released to the public upon
19 request.

20 Second, please note that there is an optional
21 sign-in sheet located in the back of the room by the
22 door. If you'd like to stay informed of the rulemaking
23 process, please add in your name and email so you can be
24 added to the proposed regulations listserv.

25 CalRecycle has Spanish interpretation of this

1 hearing for those of you participating in person or
2 remotely. If you're in the room, we have Spanish
3 interpretation headsets available. If you're
4 participating on Zoom, just click on the participation
5 icon at the bottom of your Zoom window and select the
6 appropriate language.

7 Next we have a required evacuation
8 announcement. Please look around now and identify two
9 exits closest to you. In some cases, an exit may be
10 behind you. In the event of a fire alarm, we are
11 required to evacuate this room immediately. Please take
12 your valuables with you and do not use the elevators.
13 While staff will endeavor to assist you to the nearest
14 exit, you should also know that you may find an exit
15 door by following the ceiling-mounted exit sign.
16 Evacuees will exit down the stairways and possibly to a
17 relocation site across the street. If you cannot use
18 stairs, you will be directed to a protected vestibule
19 inside a stairwell. Should we have to relocate out of
20 the building, please obey all traffic signs and exercise
21 caution crossing the street.

22 MR. CHISHOLM: The purpose of today's hearing
23 is to receive public comments on the proposed
24 regulations that were published by the Office of
25 Administrative Law and noticed to the public on

1 April 12, 2024. The publishing of that notice started
2 at 45-day public comment period, and CalRecycle welcomes
3 and will respond to all comments received at today's
4 hearing and during the 45-day public comment period in
5 the final statements of reasons. On today's agenda, we
6 will have an overview of the steps taken thus far and
7 the current status of the rulemaking followed by an
8 opportunity to submit your comments on the proposed
9 regulations.

10 Present at the hearing today, we have myself,
11 Kris Chisholm, attorney; Kristy Beckley, attorney;
12 Jeanette Barnard, attorney; and Jen Akins, Branch Chief.
13 We also have additional staff from the Beverage
14 Container Recycling Program and Legal Affairs Office.

15 As a brief overview of the steps taken thus far
16 for this rulemaking, the slide shows that a public
17 workshop was held on June 6, 2022, to solicit feedback
18 on proposed regulatory concepts and language. Following
19 those workshops, the concepts and regulatory language
20 were developed into formal rulemaking documents that
21 were published and noticed to the public on April 12,
22 2024, starting the 45-day public comment period. Today
23 is the date of the public hearing, and CalRecycle
24 welcomes your comments on the proposed regulations.

25 Following today's hearing, CalRecycle will

1 consider all comments received and respond to those
2 comments as part of the final statement of reasons. The
3 final statement of reasons will be submitted to the
4 Office of Administrative Law as part of the final
5 official rulemaking file for these proposed regulations,
6 and then the Office of Administrative Law will review
7 the rulemaking file. Once the Office of Administrative
8 Law approves the regulations, they will become
9 effective.

10 MS. MC FARLANE: CalRecycle welcomes comments
11 from the public on the proposed AB 1311 Alternative
12 Schedule Regulations. As a reminder, the 45-day comment
13 period ends on the conclusion of today's public hearing.
14 Now, we would like to invite your comments on the
15 proposed regulatory changes. To ensure that CalRecycle
16 can receive everyone's comments during today's hearing,
17 please follow these rules when making oral comments:

18 Please begin by giving your name and
19 affiliation; please limit your comments to five minutes
20 total, and if several people have spoken on the same
21 topic, try not to be repetitious; if there are several
22 speakers with the same comment, please appoint a
23 spokesperson; to make a comment in person, please line
24 up at the podium; to make an oral comment via Zoom,
25 please raise your hand, and the host will unmute you;

1 please submit written comments to the CalRecycle public
2 comment portal by the end of today's hearing.

3
4 (Whereupon the floor was opened for public comment)

5 MS. MC FARLANE: Thank you all for joining us
6 today. If you would like to stay informed on the status
7 of the AB 1311 alternative schedule proposed
8 regulations, please subscribe to the listserv shown in
9 the presentation slide.

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11 Thank you. That brings today's hearing to an
12 end.

13 (Hearing concluded at 11:00 a.m.)
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1 REPORTER'S CERTIFICATION

2
3 I, the undersigned, a Certified Shorthand
4 Reporter of the State of California, do hereby certify:

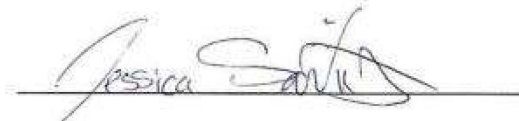
5 That the foregoing proceedings were taken
6 before me at the time and place herein set forth; that
7 any witnesses in the foregoing proceedings, prior to
8 testifying, were duly sworn; that a record of the
9 proceedings was made by me using machine shorthand
10 which was thereafter transcribed under my direction
11 that the foregoing transcript is a true record of the
12 testimony given.

13 Further, that if the foregoing pertains to the
14 original transcript of a deposition in a federal case,
15 before completion of the proceedings, review of the
16 transcript [] was [] was not requested.

17 I further certify I am neither financially
18 interested in the action nor a relative or employee of
19 any attorney or party to this action.

20 IN WITNESS WHEREOF, I have this date
21 subscribed my name.

22 Dated: June 7, 2024

23 
24

25 J. Savnik

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