

Covered Battery- Embedded Products

Emergency Rulemaking Workshop – Readoption of Previous Emergency Rulemaking Packages

Senate Bill 1215

Newman, Chapter 370, Statutes of 2022

Department of Resources Recycling and
Recovery (CalRecycle)

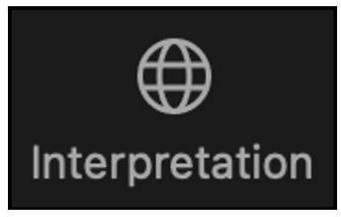
July 14, 2026



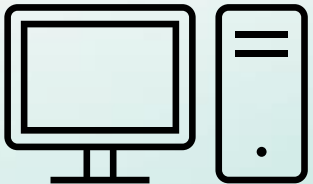
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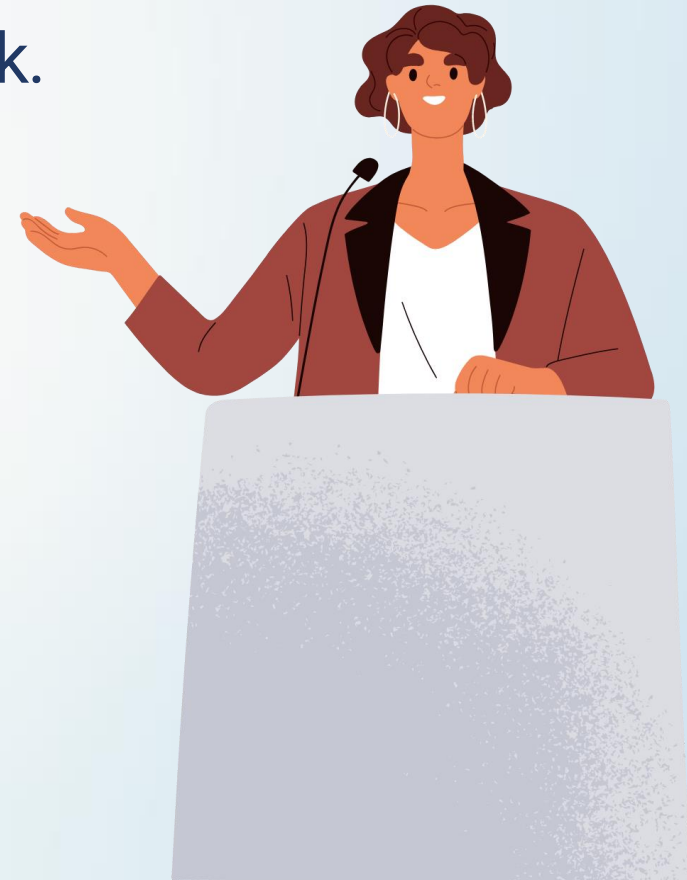
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Agenda

- Background
- Emergency Rulemaking Authority and Process
- Proposed New and Revised Regulatory Text
 - Next Steps and Timeline

CalRecycle Welcomes Input from Interested Parties

- CalRecycle welcomes questions and feedback.
- CalRecycle staff reads every comment.
- CalRecycle wants to hear how potential regulations impact industry.
- Public comments influence regulations.



Background and Emergency Rulemaking Authority and Process

Department of Resources Recycling and Recovery

Alex Grewal

Senior Environmental Scientist, E-Waste Branch

Background

- Electronic Waste Recycling Act of 2003 (Act)
- Fiscal Mechanism and Participant Support
- Inter-Agency Partnership
- SB 1215

Emergency Rulemaking Process

- Authorized under Public Resources Code section 42475.2



Regulatory Language that will be Readopted

- “Phase I”
 - Completed in 2024, effective January 1, 2025.
 - Established a process for CBEP recycling claims.
 - Required electronic submittal of claims and applications.
 - Updated application requirements for collectors and recyclers handling CBEP.

Regulatory Language that will be Readopted

- “Phase II”
 - Completed in 2025, effective January 1, 2026.
 - Clarified key definitions.
 - Specified cancellation methods and claim requirements for CBEPs.
 - Added manufacturer reporting requirements.
 - Amended Net Cost requirements.
 - Added program procedures.

Proposed New and Revised Regulatory Text

Department of Resources Recycling and Recovery

Ashley Harley and Matt Sheehan
Senior Environmental Scientists, E-Waste Branch

Summary of Proposed New and Revised Regulatory Text

Topic One: Removal of Unnecessary / Outdated Text

Topic Two: Fees for Bundled and Combined Packages and Wireless Telecommunication Devices

Topic Three: Participant Response Deadlines

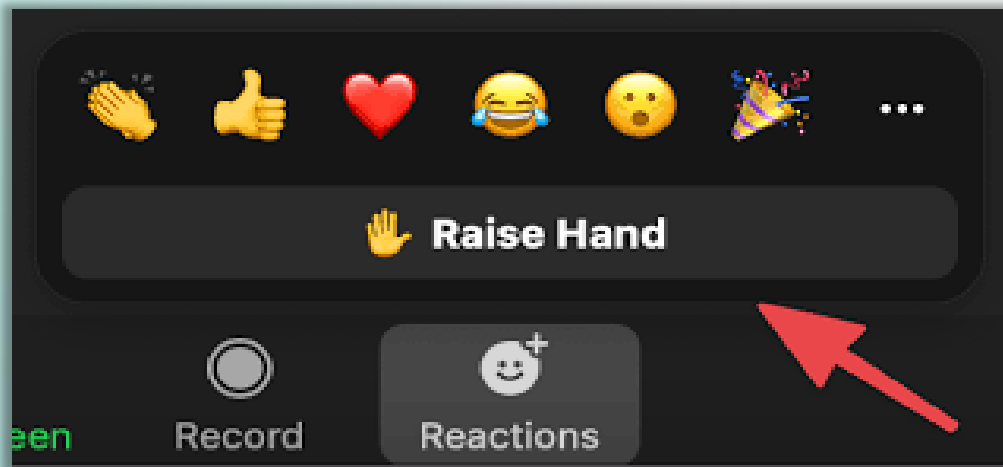
Topic Four: Excess Recovery Payments to Approved Collectors and Handlers

Topic One: Unnecessary (Outdated) Text

- Previous rulemakings included dates that have now passed.
- Specified certain email addresses for document submittals.
- **Proposed changes:**
 - Remove outdated dates.
 - Require submittals through CalRecycle's designated electronic system instead of email.

Submitting Comments and Feedback

- To make a comment in-person, please line up at the microphone.
- To make an oral comment via Zoom, please raise your hand and the host will unmute you.
- Submit written feedback after the workshop by **July 21, 2026**, via:
 - CalRecycle's public comment portal: [SB 1215 Covered Battery-Embedded Products Informal Rulemaking Comment Period](#).
 - Email: regulations@calrecycle.ca.gov with subject line "SB 1215 Implementing Regulations."



Topic Two: Fees for Bundled and Combined Packages and Wireless Telecommunication Devices

- Clarifies fee application for bundled and combined products.
- Covers manufacturer-bundled products, retailer-combined packages, and wireless telecommunication devices.

Adding 14 CCR section 18660.40.1(a)(1)

Manufacturer-Bundled Products

(a) Sales of Manufacturer-Bundled Products:

(1) When a manufacturer combines a video display device, as defined in Public Resources Code section 42463(g)(1)(A), with one or more covered battery-embedded products, as defined in Public Resources Code section 43463(f), within the same package with a single product Universal Product Code (UPC), the retailer must charge a fee for the video display device contained within that package. The retailer shall not charge a fee for the covered battery-embedded products contained within that package.

Adding 14 CCR section 18660.40.1(a)(2)

Manufacturer CBEP + Non-CBEP

(2) When a manufacturer combines one or more covered battery-embedded products, as defined in Public Resources Code section 42463(f), with one or more items other than video display devices, within the same package with a single product UPC, the retailer must charge the covered battery-embedded waste recycling fee on the retail sales price of the package.

Adding 14 CCR section 18660.40.1(b)

Retailer-Combined Packages

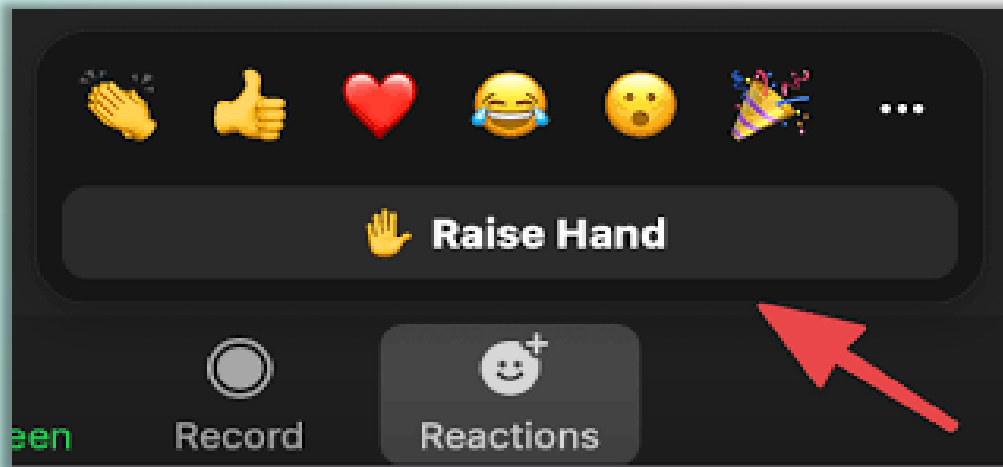
(b) Sales of Retailer-Combined Packages: When a retailer combines one or more video display devices, as defined in Public Resources Code section 42463(g)(1)(A), one or more covered battery-embedded products, as defined in Public Resources Code section 42463(f), or one or more other items, to be sold in a single bundled transaction, the retailer must charge a separate fee for every video display device and covered battery-embedded product contained within that grouping of products. The retail sales price of such a covered battery-embedded product, upon which the fee is applied pursuant to Section 18660.40(d), shall be the retail sales price of that covered battery-embedded product if sold individually.

Adding 14 CCR section 18660.40.1(c)

(c) The retail sales price of a cellular telephone or other wireless telecommunications device, upon which the fee is applied pursuant to Section 18660.40(d), shall be the same amount upon which sales or use tax is applied, pursuant to Section 1585 of Title 18 of the California Code of Regulations.

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Topic Three: Participant Response Deadlines

- CalRecycle annually sets recovery and recycling payment rates to cover the average net costs for recovery and recycling of CEW.
- Previous rulemakings amended the Net Cost Requirements to set deadlines for participant responses to questions or requests for clarification.
- Staff propose setting separate response times for documents and responses to questions.

Amending 14 CCR section 18660.10

(b)(2) The approved collector, recycler, or dual entity shall provide CalRecycle, or its authorized representative, with ~~responses or~~ records or supporting documentation requested pursuant to this Section no later than ten (10) business days following the date of any written request. Responses to questions or requests for clarification that do not require the production of records shall be provided as soon as practicable, but no later than five (5) business days following the request, unless a different timeframe is mutually agreed upon in writing. Failure to provide records or respond to requests for information pursuant to this Section constitutes a prohibited activity pursuant to Section 18660.17.

Topic Four: Payments in Excess of the Standard Recovery Payment Rate

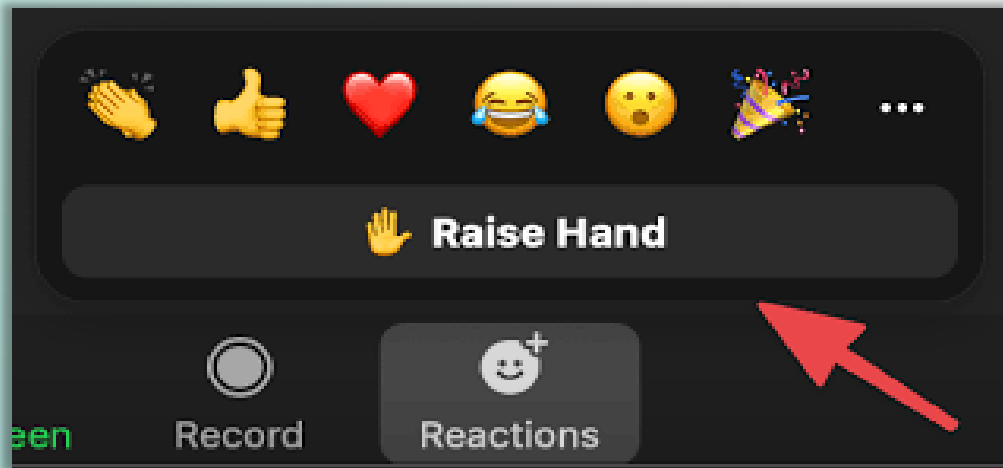
- Payments are sometimes above the Standard Statewide Recovery Payment Rate for CEW material.
- Excess payments will not be considered when setting future payment rates.

Amending 14 CCR section 18660.10

(5) For the purposes of this Section, payments to handlers and approved collectors in excess of the Standard Statewide Recovery Payment Rate shall not be considered by CalRecycle when determining the average net costs associated with recovering and recycling CEW and establishing the payment rates pursuant to Public Resources Code sections 42477 and 42478.

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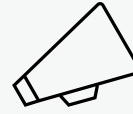


Emergency Rulemaking Timeline





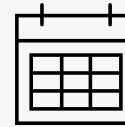
Ways to stay informed



Sign-up for information related to regulations specific to the [Electronic Waste Recycling Program](#)

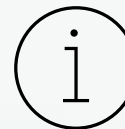
Sign up for information related to all [CalRecycle Proposed Regulations](#)

More information is forthcoming and will be distributed through these listservs.



Email: Regulations@calrecycle.ca.gov

Workshop Public Comment Portal: [SB 1215 Covered Battery-Embedded Products Informal Rulemaking Comment Period](#).



This comment portal will close on July 21, 2026.