

If you are a ...

- *Retailer*
- *Recycler*
- *Distributor*
- *Renovator*
- *Manufacturer*

... you need to know the law.



Extended Producer Responsibility

Extended Producer Responsibility (EPR), also referred to as Product Stewardship, is a strategy to place a shared responsibility for end-of-life product management on producers. The Paint Product Recovery Program (Public Resources Code (PRC) 48700-48707) is an EPR requirement that paint manufacturers develop and implement a program to collect, transport, and process post-consumer paint to reduce costs and environmental impacts of its disposal in California.

More details are posted on the CalRecycle website: www.calrecycle.ca.gov/paint

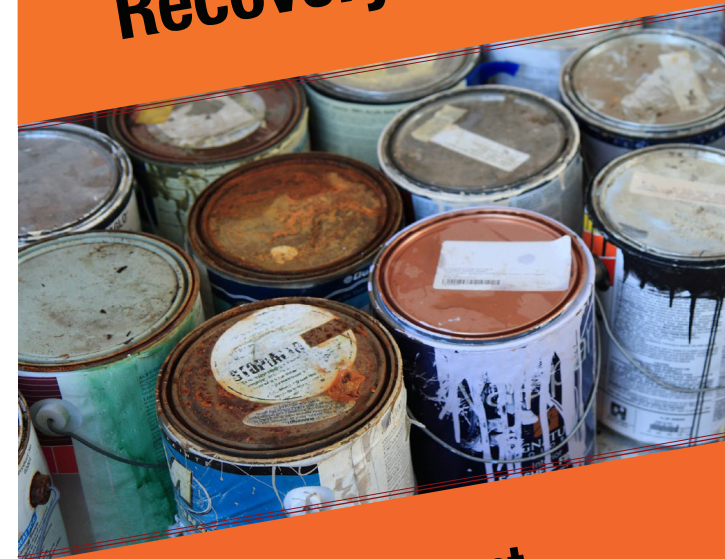
California Department of Resources Recycling and Recovery

1001 I Street, P.O. Box 4025, MS10 Sacramento, CA 95812

Contact Paint Enforcement directly at:
Phone (916) 341-6079 Fax (916) 319-7818
paintenforcement@calrecycle.ca.gov



California's Paint Product Recovery Program



Enforcement Overview



Architectural Paint Recovery Program Overview

California has established an industry-run, statewide program to increase the education, recovery, and recycling of used paint.

The program requires that a paint stewardship organization be formed to comply with the law. Currently, PaintCare, a 501 (c)(3) organization created by the American Coatings Association, is the only recognized paint stewardship organization representing paint manufacturers in California.

Enforcement

CalRecycle provides enforcement oversight of the Paint Stewardship Law. CalRecycle evaluates compliance through various means including, but not limited to, site inspections.

Failure to comply with requirements of the Paint Stewardship Law, and/or submitting false or misleading information, may result in penalties of up to \$10,000 per day.

See details about the Paint Stewardship Law and monitor CalRecycle's website for product compliance at: calrecycle.ca.gov/paint

Retailer and Manufacturer Requirements

Retailers and manufacturers are required to:

- Provide access to records, invoices, functionally equivalent billing documents, or other records to verify compliance with the Paint Stewardship Law.
- *14 California Code of Regulations 18956*
- Collect an assessment that is included in the price when selling a program product. Program products currently covered under the Paint Stewardship Law include interior and exterior architectural coatings. Other paint products such as aerosols and coating-related products will be phased in to the Paint Stewardship Law by January 1, 2028.
- *Public Resources Code (PRC) 48704.1(b)*
- Sell architectural coatings that are covered under a CalRecycle-approved plan and listed as a compliant product on CalRecycle's website.
- *PRC 48706(b)(1)*
- Monitor CalRecycle's website for manufacturer or product compliance.
- *PRC 48706(d)*

Manufacturers only:

- Submit a stewardship plan individually or through a stewardship organization to CalRecycle.
- *PRC 48702(a) and 48703(a)*

Record Keeping

CalRecycle may ask a retailer or manufacturer to provide timely access to records to verify compliance with the Paint Stewardship Law. Relevant records include invoices or functionally equivalent billing documents or other records showing the:

- Name of the paint manufacturer.
- Date the paint was purchased from the manufacturer.
- Date the paint was sold to the consumer or other buyer.

Monitor Website for Product Compliance

Retailers and distributors that sell or distribute paint in California are required to monitor CalRecycle's website to determine if the sale of a manufacturer's architectural coating is in compliance with the law. CalRecycle's website maintains a listing of compliant manufacturers and brands that are approved to sell architectural coatings in California.

Assessment

The Paint Stewardship Law requires paint manufacturers to add an assessment (referred to as a fee by PaintCare) on all purchases by a retailer, wholesaler, distributor, and importer. These businesses pass the assessment onto the consumer at time of purchase. The paint stewardship organization sets fees approved by CalRecycle.

PaintCare's website for assessment information is at www.PaintCare.org.

