

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 Used Mattress Recovery & Recycling Act was established in 2013 (Senate Bill 254) and updated in 2014 (Senate Bill 1294) and 2019 (Assembly Bill 187). The Act, through the EPR model, requires that mattress manufacturers develop and implement a convenient and cost-effective program to recover and recycle used mattresses to reduce costs and environmental impacts on their disposal in California.

-Public Resources Code (PRC) 42985

More details are posted on the CalRecycle website:

www.calrecycle.ca.gov/mattresses

California Department of Resources Recycling and Recovery

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California's Used Mattress Recovery and Recycling Program

Enforcement Overview



CalRecycle 

Department of
Resources Recycling and Recovery

Used Mattress Recovery and Recycling Program Overview

California has established an industry-run, statewide program to increase education, recovery, and recycling of used mattresses (including futons and foundations/box springs). The program requires that a mattress stewardship organization be formed to comply with the law.

Currently, the Mattress Recycling Council (MRC), a 501(c)(3) organization created by the International Sleep Products Association, is the only recognized mattress stewardship organization representing mattress manufacturers in California.

Enforcement

CalRecycle provides enforcement oversight of the mattress stewardship law. CalRecycle evaluates compliance through various means including, but not limited to, inspections.

Reasonable and timely access to facilities and records shall be provided under the mattress stewardship law.

Failure to comply with requirements of the law, and/or submitting false or misleading information, may result in penalties of up to \$5,000 per day, per violation.

See details about the mattress stewardship law and monitor CalRecycle's website for product compliance at:

www.calrecycle.ca.gov/mattresses

Requirements

Mattress retailers, distributors, manufacturers, and renovators are required to:

- Provide access to facilities and relevant records for CalRecycle inspectors.
–PRC 42993.3(a)(1/2)
- Register with a mattress recycling organization.
–PRC 42987(b)(1)
- Sell, distribute, or offer for sale only mattresses from manufacturers in compliance with the law (registered with MRC).
–PRC 42987(c), PRC 42987(d), 42993(f)
- Collect a recycling fee when selling a mattress to an end user. The fee must be clearly visible on the customer receipt or invoice.
–PRC 42989.1(a)
- Remit the fees collected through the process established during registration.
–PRC 42989.1(b)
- Offer pick-up of an old mattress for no additional charge when delivering a new mattress to an end user.
–PRC 42992
- Monitor CalRecycle's website for manufacturer compliance.
–PRC 42993(c)

Renovators and recyclers have an additional obligation to report quantitative information on the number of mattresses processed to the MRC and CalRecycle annually.

–PRC 42991(a), 14 California Code of Regulation 18965 & 14 18966.

Record Keeping

CalRecycle may ask a retailer, distributor, manufacturer, renovator, recycler, or manufacturer to provide timely access to records to verify compliance. Relevant records include invoices, functional equivalent billing documents, or other records showing:

- Manufacturers of mattresses offered for sale.
- Mattress retail sales to consumers or end users.
- Invoices of mattress purchases or wholesale transactions.
- Documentation of registration and fee remittance with the MRC.

Monitor Website for Product Compliance

Retailers that sell mattresses to an end-user in California are required to monitor CalRecycle's website to determine if the sale of these products is in compliance with the law.

CalRecycle's website maintains a listing of compliant manufacturers that are registered and approved for sale in California.

Recycling Fee

Mattress retailers are required by law to charge a recycling fee on mattress sales to consumers and to remit the collected fees to the MRC on a monthly basis. The fees, set by the MRC and approved by CalRecycle, fund the California mattress stewardship program.

MRC's website for California-specific recycling fee and remittance information is:

www.mattressrecyclingcouncil.org