

OCTOBER 2022



CPSC
California Product
Stewardship Councilsm

LEGISLATION UPDATE



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As we bring the 2021-22 California legislative session to a close, CPSC reflects on our successes over the last two years, and the value that our ever-growing network of supporters brings to our organization. CPSC will continue to carry out our mission to engage producers in complex solutions for hard-to-manage products and with your ongoing support, we persevere in creating effective change in how we manage these materials in California!

Bills co-sponsored by CPSC:

[AB 2440 \(Irwin\)](#) – Signed into law 9/16/22 - Enacts the Responsible Battery Recycling Act of 2022, which requires producers to establish, fund, and operate a stewardship program for the collection and recycling of:

- Covered batteries
- And covered battery-embedded products

The bill will require a producer or stewardship organization to develop and submit a stewardship plan and will prescribe the elements required in a stewardship plan for covered batteries and in a stewardship plan for covered battery-embedded products.

[SB 1215 \(Newman\)](#) - Signed into law 9/16/2022 - Expands the definition of “covered electronic device” to include a “covered battery-embedded product”. Beginning in 2026, the bill requires a consumer to pay a covered electronic waste recycling fee, as determined by CalRecycle, upon the purchase of a new or refurbished covered battery-embedded product.

Bills sponsored by CPSC:

[SB 1256 \(Wieckowski\)](#) - Vetoed on 9/29/22 - This bill would have prohibited the sale or offer for sale of disposable propane cylinders and would make the violation of this provision subject to specified civil penalties. The bill would have authorized a city attorney or county counsel to impose these civil penalties. The Governor’s veto message indicated an EPR solution. **Hearing:** [June 13, 2022](#)

CPSC provided lead testimony:

[SB 1187 \(Kamlager\)](#) - Signed into law 9/27/22 - This bill will require a pilot project of up to 3 years in the Counties of Los Angeles and Ventura to be established in partnership with garment manufacturers in order to study and report on the feasibility of recycling fabric. The pilot project operator will be required to annually report the amount of textiles that were collected and diverted from disposal in the prior year of the pilot project. The pilot project will conclude no later than January 1, 2027. **Hearings:** [April 27, 2022](#) | [June 20, 2022](#)

There were dozens of bills related to solid waste and recycling and green product design that were addressed this session. Here are a number of important bills that CPSC followed closely during this session:

Signed bills:

AB 649 (Bennett) - Signed into law 9/23/22 - Establishes the Office of Environmental Justice and Tribal Relations within the Department of Resources Recycling and Recovery. The bill prescribes the duties of the office, including, among others, ensuring that the department's programs effectively address the needs of disadvantaged communities, low-income communities, California Native American tribes, and farmworkers.

AB 661 (Bennett) - Signed into law 9/25/22 - Requires a state agency to purchase recycled products instead of nonrecycled products whenever recycled products are available at no more than 10% greater total cost than nonrecycled products, and specified circumstances exist. The bill requires the Department of Resources Recycling and Recovery to update a list of products and minimum recycled content percentages. The bill requires the Department of Resources Recycling and Recovery and the DGS to incorporate the updated list of products and minimum recycled content requirements into the State Contracting Manual, the Financial Information System for California, and the financial system of any department not utilizing the Financial Information System for California. The bill establishes product categories, minimum content, and recyclability requirements, effective 2023 until updated.

AB 732 (Quirk) - Signed into law 9/29/22 - Imposes a sales ban on the thermostats of every manufacturer not in compliance with the [Mercury Thermostat Collection Act of 2021 \(AB 707\)](#), notwithstanding good faith effort. The bill would require manufacturers to provide collection bins to wholesalers for out-of-service mercury-added thermostats. The bill imposes a state-mandated local program and will make other technical and nonsubstantive changes to the act.

[AB 1817 \(Ting\)](#) - Signed into law 9/29/22 - Beginning in 2025, prohibits any person from manufacturing, distributing, selling, or offering for sale in CA any textile articles that contain regulated PFAS, and requires a manufacturer to use the least toxic alternative when removing regulated PFAS in textile articles to comply with these provisions. The bill requires a textile article manufacturer to provide persons that offer the product for sale or distribution in CA with a certificate stating that the article is in compliance and does not contain any regulated PFAS.

[AB 2208 \(Kalra\)](#) - Signed into law 9/18/22 - Beginning in 2024, prohibits screw or bayonet base type compact fluorescent lamps, pin-base type compact fluorescent lamps, and linear fluorescent lamps from being offered for final sale, sold at final sale, or distributed in CA as a new manufactured product. The bill will exempt various lamps from prohibition, including lamps used for image capture and projection, and lamps used for disinfection.

[AB 2771 \(Friedman\)](#) - Signed into law 9/29/22 - Beginning in 2025, prohibits any person or entity from manufacturing, selling, delivering, holding, or offering for sale in commerce any cosmetic product that contains intentionally added perfluoroalkyl and polyfluoroalkyl substances PFAS.

[SB 54 \(Allen\)](#) - Signed into law 6/30/22 - Establishes the Plastic Pollution Prevention and Packaging Producer Responsibility Act, which covers certain single-use packaging and plastic single-use food service ware. Beginning in 2032, the bill requires producers to:

- Source reduce plastic covered material
- Ensure that covered material offered for sale, distributed, or imported in or into CA is recyclable or compostable
- And ensure that plastic covered material meets specified recycling rates

The bill requires not less than 65% of plastic covered material to be recycled beginning in 2032, authorizes changing recycling rates, and requires certain material types and forms to be considered recyclable in CA, and will authorize those to be labeled as recyclable. The bill also requires the producer responsibility organization to establish and impose on its participant producers an environmental

mitigation surcharge to be deposited into California Plastic Pollution Mitigation Fund, which the bill passage creates.

[SB 1013 \(Atkins\)](#) - Signed into law 9/27/22 - Requires wine direct shipper permitholder to register as a beverage manufacturer and distributor before sending any shipment to a resident of CA. The bill requires shipper permitholders to comply with the California Beverage Container Recycling and Litter Reduction Act, and would authorize the Department of Alcoholic Beverage Control to suspend or revoke permits if the holder fails to comply with provisions. The bill requires the Dept. of Resources Recycling and Recovery and the Dept. of Alcoholic Beverage Control to enter into a contract concerning the implementation of redemption payments.

[SB 1046 \(Eggman\)](#) - Signed into law 9/30/22 - Beginning in 2025, prohibits a store from providing a precheckout bag to a customer if the bag is not either a compostable bag, or a recycled paper bag.

Vetoed bills:

[AB 2247 \(Bloom\)](#) - Vetoed on 9/29/22 - Would have required the Department of Toxic Substances Control to contract with an existing multistate chemical data collection entity that is used by other states and jurisdictions to implement a publicly accessible data collection interface to collect information about perfluoroalkyl and polyfluoroalkyl substances (PFAS) and products or product components containing intentionally added PFAS. The bill would have required a manufacturer of PFAS, or a product or a product component containing intentionally added PFAS, that is sold, offered for sale, distributed, or offered for promotional purposes in, or imported into CA to register on the collection interface.

[SB 1255 \(Portantino\)](#) – Vetoed on 9/28/22 - Would have established the Dishwasher Grant Program for Waste Reduction in K–12 Schools, to provide grants to school districts and charter schools for the purchase and installation of commercial dishwashers in school kitchens. The bill would have required the department to award grants of up to \$40,000 per kitchen of a school of an applicant school district or charter school. The bill would have required the department to develop administrative guidelines for implementation of the program. The bill would

have required the department to develop materials and conduct outreach to those local educational agencies about the program.

CPSC tracks all waste-related, product stewardship-related, and extended producer responsibility-related bills in California. We host regular calls for our funders and provide them with critical updates regarding state legislation, local ordinances, and other impactful proposed solutions. Sponsor CPSC to stay up-to-date!

CPSC Annual Meeting

Every year, CPSC hosts an open Annual Meeting to summarize our organization's highlights from the past year. This year's Annual Meeting will be held virtually via Microsoft Teams on the following date:

[Tuesday, December 13, 2022](#)

[10 AM to 11 AM PST](#)

Stay tuned to CPSC's social media channels
for additional meeting access details.

We hope that you will join us in celebrating our organization's many exciting accomplishments over this past year. We'll also share some insights on what the next year has in store for CPSC. 2023 is looking to be another exciting year for us, so we hope you'll join us for this preview!

Press Featuring CPSC



yahoo!

Follow These Simple Rules When You Want to Recycle Your Bike

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Featuring CPSC Special Projects Manager Nate Pelczar



KALW
KALW Public Media 91.7 FM Bay Area

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WASTEDIVE

California legislature advances battery EPR to avert facility fires

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San Francisco Chronicle

CALIFORNIA COULD BE THE FIRST STATE TO BAN SINGLE-USE 1-POUND PROPANE CYLINDERS

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Los Angeles Times

California went big on rooftop solar. Now it needs better reuse and recycling options for solar panels

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SN&R
Sacramento News & Review

Q&A: DOUG KOBOLD DISCUSSES HOW PROPER DISPOSAL OF PRODUCTS AND MORE!

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CPSC is a 501(c)(3) nonprofit organization and relies on your tax-deductible donations to continue our research and education on producer responsibility policy in California. Your donation helps move the needle in achieving a circular economy. Donations of any amount are welcomed and are typically tax deductible.



Consider [donating](#) a tax-deductible contribution this year.
Donations of any size encouraged; everything helps.

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