

ASSEMBLY BILL

No. 2730

Introduced by Assembly Member Leno

February 22, 2008

An act to amend Section 14514.7 of the Public Resources Code, relating to beverage containers.

LEGISLATIVE COUNSEL'S DIGEST

AB 2730, as introduced, Leno. Beverage containers: nonprofit convenience zone recyclers.

Under existing law, the California Beverage Container Recycling and Litter Reduction Act (act), every beverage container sold or offered for sale in this state is required to have a minimum refund value. A distributor is required to pay a redemption payment for every beverage container sold or offered for sale in the state to the Department of Conservation and the department is required to deposit those amounts in the California Beverage Container Recycling Fund. The money in the fund is continuously appropriated to the department for the payment of refund values and processing fees, and, among other things, for the payment of handling fees to supermarket sites, nonprofit convenience zone recyclers, and rural region recyclers for every beverage container redeemed by those entities.

Existing law defines the term “convenience zone” for the purposes of the act and requires every convenience zone to be served by at least one certified recycling center. The Director of Conservation is authorized to grant an exemption from these convenience zone requirements based on specified factors. The act also defines the term “nonprofit convenience zone recycler” as a recycling center that meets certain

requirements, including that the recycling center is located within a convenience zone, but is not necessarily a supermarket site.

This bill would delete the requirement that a nonprofit convenience zone recycler be located within a convenience zone and would instead require a nonprofit convenience zone recycler to either be located within one mile of a supermarket that is in a convenience zone that is unserved by a recycling center, or require that the existence of that recycling center be the basis for an exemption from the requirement that there be a certified recycling center or location within every convenience zone.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 14514.7 of the Public Resources Code
2 is amended to read:

3 14514.7. “Nonprofit convenience zone recycler” means a
4 recycling center that meets all of the following criteria:

5 (a) The recycling center is operated by an organization
6 established under Section 501(c) or 501(d) of Title 26 of the United
7 States Code.

8 (b) The recycling center is certified by the department pursuant
9 to Section 14538.

10 (c) ~~The recycling center is located within a convenience zone,~~
11 ~~but is not necessarily a supermarket site.~~ *meets one of the following*
12 *requirements:*

13 (1) *The recycling center is located within one mile of a*
14 *supermarket that is in a convenience zone that is unserved by a*
15 *recycling center.*

16 (2) *The existence of that recycling center is the basis for an*
17 *exemption from the requirement of subdivision (a) of Section*
18 *14571.*