

AMENDED IN SENATE AUGUST 22, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2675**

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**Introduced by Assembly Member Lowenthal**

February 21, 2014

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An act to amend ~~Section~~ *Sections 12203 and 12211* of the Public Contract Code, relating to state contracts.

LEGISLATIVE COUNSEL'S DIGEST

AB 2675, as amended, Lowenthal. State agency: public contracts.

Existing law requires each state agency to ensure that at least 50% of reportable purchases, which are goods and materials that may be reported or categorized within a specified product category, are recycled products.

This bill would require each state agency to ensure that at least 75% of reportable purchases are recycled products on and after January 1, 2020, *except for paint, antifreeze, and tires which would remain at the 50% requirement.*

*Existing law requires a state agency, except the Department of Forestry and Fire Protection, to annually report its progress in meeting recycled product purchasing requirements, as specified.*

*This bill would remove the exception pertaining to the Department of Forestry and Fire Protection.*

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

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

1 SECTION 1. Section 12203 of the Public Contract Code is  
2 amended to read:

3 12203. Each state agency shall ensure each of the following:

4 (a) (1) Before January 1, 2020, at least 50 percent of reportable  
5 purchases are recycled products.

6 (2) On and after January 1, 2020, at least 75 percent of reportable  
7 purchases are recycled ~~products~~. *products, except for paint,*  
8 *antifreeze, and tires.*

9 (3) *On and after January 1, 2020, at least 50 percent of*  
10 *reportable purchases of paint, antifreeze, and tires are recycled*  
11 *products.*

12 (b) The requirements specified in this article apply to all  
13 reportable purchases of state agencies for product categories listed  
14 in this article.

15 (c) The reportable purchases of state agencies shall meet each  
16 requirement for, and be applied to the total dollar amount of, each  
17 specified product category as defined in this article. The purchase  
18 of a recycled product from one category may not be applied toward  
19 the requirements for, or the total dollar amount of, any other  
20 category listed in this article.

21 (d) Each state agency shall require the businesses with whom  
22 it contracts to use, to the maximum extent economically feasible  
23 in the performance of the contract work, recycled products.

24 *SEC. 2. Section 12211 of the Public Contract Code is amended*  
25 *to read:*

26 12211. (a) ~~(1) Except as provided in paragraph (2), a~~ A state  
27 agency shall report annually to the board its progress in meeting  
28 the recycled product purchasing requirements using the SABRC  
29 report format provided by the Department of Resources Recycling  
30 and Recovery.

31 ~~(2) The reporting requirement in paragraph (1) does not apply~~  
32 ~~to the Department of Forestry and Fire Protection.~~

33 (b) On or before October 31 of each year, the department shall  
34 provide to the Department of Resources Recycling and Recovery  
35 the following information:

36 (1) A list, by category, of individual reportable recycled  
37 products, materials, goods, and supplies that were available for

1 purchase by state agencies from a statewide-use contract,  
2 agreement, or schedule during the previous fiscal year.  
3 (2) A list, by category, of all reportable products, materials,  
4 goods, and supplies that were available for purchase by state  
5 agencies from a statewide-use contract, agreement, or schedule,  
6 including contract, agreement, or schedule tracking numbers,  
7 during the previous fiscal year.

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