

AMENDED IN ASSEMBLY AUGUST 1, 2016

AMENDED IN ASSEMBLY JUNE 30, 2016

AMENDED IN ASSEMBLY JUNE 21, 2016

AMENDED IN SENATE AUGUST 31, 2015

AMENDED IN SENATE JULY 6, 2015

AMENDED IN SENATE JUNE 3, 2015

SENATE BILL

No. 423

Introduced by Senator Bates

February 25, 2015

An act to add Section 25218.14 to the Health and Safety Code, relating to hazardous waste.

LEGISLATIVE COUNSEL'S DIGEST

SB 423, as amended, Bates. ~~Consumer~~ *Surplus household consumer* product waste: management.

Existing law requires the Department of Resources Recycling and Recovery, in consultation with the Department of Toxic Substances Control, to develop and implement a public information program to provide uniform and consistent information on the proper disposal of hazardous substances found in and around homes. Existing law provides for regulation of the disposition of hazardous waste by the Department of Toxic Substances Control.

This bill would require the Department of Toxic Substances Control to convene a Retail Waste Working Group, as prescribed, to consider and make *findings and* recommendations relating to requirements for the management of *surplus household* consumer ~~products that are~~

wastes, products, waste reduction opportunities for ~~consumer~~ *those* products, and hazardous waste management requirements in the retail industry, *requirements*, as specified. The bill would require the working group to report these *findings and* recommendations to the Legislature by June 1, 2017.

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 25218.14 is added to the Health and
2 Safety Code, to read:

3 25218.14. (a) The department shall convene a Retail Waste
4 Working Group comprised of representatives of large retailers,
5 small retailers, district attorneys, certified unified program
6 agencies, nongovernment organizations, other relevant state
7 agencies as determined by the department, manufacturers, reverse
8 distributors, and other stakeholders to consider and make *findings*
9 *and* recommendations on the following:

10 (1) Regulatory and ~~policy~~ *statutory* requirements that may be
11 considered confusing or may need clarification or specification
12 when applied to the overall management *by manufacturer,*
13 *distributor, supplier, vendor, retail, and reverse logistics facilities*
14 *of surplus household consumer products that are wastes, products,*
15 *including those products that are can be considered hazardous*
16 *wastes when the waste or pharmaceutical waste once a waste*
17 *determination is made.*

18 (2) ~~Consensus policy or Statutory~~ *or* regulatory
19 recommendations to facilitate and increase *the donation,*
20 *liquidation, and sale of surplus household consumer products and*
21 *waste reduction opportunities for consumer those* products and to
22 clarify ~~hazardous waste management requirements in the retail~~
23 ~~industry~~ *to encourage safe and efficient options for managing waste*
24 *and the management of surplus household consumer products.*
25 *products by manufacturer, distributor, supplier, vendor, retail,*
26 *and reverse logistics facilities in a manner that is protective of*
27 *public health and the environment.*

28 (b) *For purposes of this section, “surplus household consumer*
29 *product” means a household consumer product that cannot or will*
30 *not be sold to a consumer through that product’s primary market.*

1 ~~(b)~~
2 (c) By June 1, 2017, the Retail Waste Working Group shall
3 report the *findings and* recommendations made pursuant to
4 subdivision (a) to the Legislature.

O