



# Consideration of Completeness of PaintCare's Revised Annual Report

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# Presentation covers...

- Background
  - Overall Finding
  - Overview of Completeness Items
  - Next Steps
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- Public notice available at:  
<http://www.calrecycle.ca.gov/Actions/PublicNoticeDetail.aspx?id=1110&aiid=1015>

# Paint Stewardship (AB 1343)

- One of first product stewardship laws in California, and the first permanent paint stewardship law in the country
- **PaintCare** is the stewardship organization, operating on behalf of paint manufacturers

# PaintCare's Role

- **Develop plan and implement program in California**
- **Collect and distribute funds** according to a stewardship plan, approved by CalRecycle
- **Report on progress in Annual Reports**

# CalRecycle's Role

## Oversight and Enforcement

- Review and **approve stewardship plans**
- **List compliant manufacturers** and brands at website
- **Review Annual Reports** and check progress
- Ability to **assess civil penalties** to anyone in violation of any provision

# Implementation History

- September 2010: Assembly Bill 1343, CA Paint Stewardship Law passed
- June 2012: Architectural Paint Recovery Program Regulations finalized
- July 2012: PaintCare's Program Plan approved
- October 2012: PaintCare Program roll-out in CA
- September 2013 (annually thereafter): PaintCare's Annual Report due

# Items CalRecycle Requested in Revised Annual Report

- **Baseline** from which goals were measured
- **Total volume of architectural paint sold, by type** (oil-based and latex paint)
- **End-of-life materials management costs** (% of total program cost, with line items for reuse, transportation, recycling, fuel incineration, and proper disposal)

# Baseline

- **CalRecycle requested:** Explanation of reporting period to be used for baseline and timeline for providing baseline data
- **PaintCare included:** Year 2 collection volumes will be used as a baseline
- **CalRecycle staff considers this complete.** Baseline will be provided in the year 2 Annual Report

# Paint sales, by type

- **CalRecycle requested:** The total volume of paint sales for latex paint and the total volume of paint sales for oil-based paint
- **PaintCare included:** California paint sales by container size, not by type (oil and latex)
- **CalRecycle staff considers this incomplete.** CalRecycle staff will continue to work with PaintCare to try to obtain this information for inclusion in future Annual Reports

# Disposition Costs/%

- **CalRecycle requested:** (a) Estimated cost and percentage of total program cost for each disposition method, and (b) an explanation of disposition methods reported as “beneficial use”
- **PaintCare included:** (a) Estimated cost and percentage of total program cost for fuel incineration, reuse, paint to paint recycling, beneficial use, and landfill in a letter, and (b) clarified the disposition methods categorized as “beneficial use” in the Revised Report
- **CalRecycle staff considers this complete**

# Consideration of Completeness

## Overall finding:

Staff recommends finding the California Paint Stewardship Program Year 1 Revised Annual Report **incomplete**

## Outstanding Issue:

Sales data by paint type was not provided

- *Staff will continue working with PaintCare to determine whether such information acceptable to both parties can be provided in future reports*

# Next Steps

## CalRecycle Staff will:

- Commence the **compliance review**
- **Make a recommendation regarding the compliance of the Revised Report** at a future public meeting
- **Continue to work with PaintCare** to obtain all information reasonably necessary for CalRecycle to evaluate the effectiveness of the paint stewardship program in CA

# PaintCare Contacts

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