

Beverage Manufacturer and Distributor Regulations

TITLE 14. NATURAL RESOURCES DIVISION 2. DEPARTMENT OF CONSERVATION CHAPTER 5. DIVISION OF RECYCLING

SUBCHAPTER 3. MANUFACTURERS

Article 3. Accounting and Reporting Requirements for Beverage Manufacturers

Underline: Proposed Permanent Additions

~~Strikeout:~~ Proposed Permanent Deletions

§2245. PAYMENTS.

(a) Each beverage manufacturer, except as provided in section 2230(b), shall pay to the Division all applicable processing fees for the beverage containers that the beverage manufacturer sells or transfers to the following entities located in California: distributors, dealers, or consumers.

~~(a) Timing of payment. The payment is due on the same date as the report.~~

(b) Calculation of payment. A beverage manufacturer shall pay to the Division for each month the processing fee reported for that month pursuant to section 2240(a).

~~(c) Documentation. A beverage manufacturer shall submit a report as required by section 2240 with each payment.~~

Authority: Sections 14530.5 and 14536, Public Resources Code. Reference: Sections 14506, 14530.5 and 14575(h), Public Resources Code.

SUBCHAPTER 4. DISTRIBUTORS

Article 1. Distributor Requirements

§2320. PAYMENTS.

(a) The distributor shall pay to the Division the total redemption payment for all beverage containers, including all containers which bear the message as required in Section 14561 of the Act, sold or transferred to dealers or consumers, less the administrative fee authorized in Section 14574 of the Act. Notwithstanding any other provisions of this subchapter, this administrative fee shall not be deducted from the calculated redemption payment, if the Division calculates the redemption payment owed by the distributor to the Division.

(b) Redemption Payments. The distributor shall compute total redemption payment, by material type, by multiplying the number of beverage containers, including all containers which bear the message as required in Section 14561 of the Act, reported pursuant to section 2310(a), by the currently effective redemption payment per container for that material type. The currently effective redemption payment shall also be applicable for all containers which bear the message as required in Section 14561 of the Act.

Beverage Manufacturer and Distributor Regulations

(c) The redemption payment per container is determined by the Division pursuant to section 14560 of the Act and section 2900(b) of subchapter 12 of these regulations.

(d) The sum of the individual redemption payments by material type computed pursuant to subsection (b), shall equal the total redemption payment for the reporting period.

(e) Total Payment Due. The total payment due to the Division for each reporting period is calculated by subtracting the administrative fee computed pursuant to ~~subsection (e)~~ Section 14574 (a) of the Act from the total redemption payment computed pursuant to subsection (b). ~~The distributor shall submit to the Division the total payment due, accompanied by the reports required pursuant to section 2310.~~

(f) Recycling Center Handling Fee. The distributor shall negotiate a handling fee with each recycling center which returns or causes to be returned empty refillable beer or other refillable malt containers.

Authority: Sections 14530.5 and 14536, Public Resources Code. Reference: Sections 14561, 14572.5 and 14574, Public Resources Code.