

## INITIAL STATEMENT OF REASONS

### SIGNATURE DEFINITION AND ELECTRONIC REPORTING PERMANENT REGULATIONS

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

The Department of Conservation (Department) proposes to amend sections 2000, 2090, 2516, 2530, 2620, 2630, 2660, 2670, 2720 and 2730 of Title 14 of the California Code of Regulations (CCR). Proposed permanent amendments to the CCR are necessary to allow the Division to define “signature” as being an original handwritten signature or an electronic signature. The Division is also amending Section 2090 to update the language in the text for the electronic submission of documents. The Division is updating several sections in the text to replace the term “postmarked” with “submitted” to allow for electronic submission of documents. The Division will continue to allow program participants to submit paper copies of all required documents indefinitely.

#### SUBCHAPTER 1. DEFINITIONS

##### § 2000. DEFINITIONS

New Subsection 2000 (a) 45.5: This subsection has been added to the regulations to allow “signature” or “signed” to mean either an original handwritten signature or an electronic signature. An electronic signature is defined to include an electronic sound, symbol or process. An electronic signature shall consist of a unique username and password. An electronic signature is as binding as a handwritten signature for all purposes under the law.

#### SUBCHAPTER 2. GENERAL REQUIREMENTS

##### Article 4. General Accounting Requirements

##### § 2090. REPORTS, NOTICES AND CLAIMS SUBMITTED TO THE DIVISION

Subsection 2090 (a): This subsection has been amended to add that “applicable supporting data” along with any reports, notices and claims shall be prepared and submitted in the form designated by the Division. The statement that “all information shall be complete and accurate” has been added to this subsection.

Old Subsection 2090 (b) (1) and (2): This subsection has been deleted because the language in this subsection is obsolete.

New Subsection 2090 (b) (1) and (2): This subsection has been updated to reflect current technology in electronic reporting and the submission of

documents to the Division electronically. This subsection states that any electronically filed report, notice, claim or other document shall be as valid as the original document. This subsection also requires all program participants to comply with the recordkeeping and record retention provisions required by these regulations.

Subsection 2090 (c): This subsection has been amended to remove the phrase “Except as provided in subsection (b) above”. The new phrase “When using paper forms” has been added to replace the former text. This new phrase clarifies that paper forms, along with reports, notices, claims and all applicable supporting data shall be accurate, complete, and typed or legibly handwritten in English using permanent ink. The word “Department” has been deleted and replaced with “Division” to be consistent with the rest of the section.

## SUBCHAPTER 6. RECYCLING CENTERS

### Article 2. Handling Fees

#### § 2516. ELIGIBILITY CRITERIA

Subsection 2516 (e): The word “postmarked” has been deleted and “submitted” has been added to this section to allow for electronic reporting.

### Article 3. Accounting and Reporting Requirements.

#### § 2530. REPORTING

Subsection 2530 (h): The word “postmarked” has been deleted and “submitted” has been added in this section to allow for electronic reporting.

## SUBCHAPTER 7. DROPOFF OR COLLECTION PROGRAMS

### Article 3. Individual Commingled Rate

#### §2620. OBTAINING DIVISION APPROVAL

Subsection 2620 (c) (8): The word “postmarked” has been deleted and “submitted” has been added in this section to allow for electronic reporting.

#### §2630. SURVEY APPLICATION PROCESSING TIME

Subsection 2630 (a): The word “postmarked” has been deleted and “submitted” has been added in this section to allow for electronic reporting.

## SUBCHAPTER 8. CURBSIDE PROGRAMS

### Article 2. Individual Commingled Rate

#### §2660. OBTAINING DIVISION APPROVAL

Subsection 2660 (c)(8): The word “postmarked” has been deleted and “submitted” has been added in this section to allow for electronic reporting.

#### §2670. SURVEY APPLICATION PROCESSING TIME

Subsection 2670 (a): The word “postmarked” has been deleted and “submitted” has been added in this section to allow for electronic reporting.

## SUBCHAPTER 9. COMMUNITY SERVICE PROGRAMS

### Article 3. Individual Commingled Rates

#### §2720. OBTAINING DIVISION APPROVAL

Subsection 2720 (c)(8): The word “postmarked” has been deleted and “submitted” has been added in this section to allow for electronic reporting.

#### §2730. SURVEY APPLICATION PROCESSING TIME

Subsection 2730 (a): The word “postmarked” has been deleted and “submitted” has been added in this section to allow for electronic reporting.