



CALRECYCLE COMPLIANCE VISITS, CALRECYCLE SURVEY, PRODUCT NOTICES

CALRECYCLE VISITS TO PAINT DROP-OFF LOCATIONS

PaintCare has been contacted by a few California paint retailers and paint manufacturers regarding visits to retail stores conducted by compliance staff from CalRecycle, the state agency that oversees the paint stewardship program in California. We would like to explain the nature of these visits.

CalRecycle compliance staff members have been conducting visits as required by state statute for more than a year; they are intended to make sure that all retailers, manufacturers, wholesalers, distributors, and importers that sell architectural paint in California are in compliance with the paint stewardship law. The intent of the visits is to ensure a level playing field for all companies selling paint in the state.

Inspections are conducted on a random basis throughout California. There are specific areas of focus for statutory compliance during inspections covering requirements of the law as follows:

Record Keeping Requirement: Are invoices, or functionally equivalent billing documents, accessible?

Assessment Collection: Is the assessment added to the purchase price of all architectural paint sold to, and by, retailers and distributors?

Manufacturer or Brand Compliance: Is the manufacturer or retailer selling any architectural paint that is not in compliance with the approved list of manufacturers or brands?

Website Monitoring: Is the wholesaler or retailer monitoring the manufacturer and brand registration lists for new registrations?

CALRECYCLE SURVEY TO GATHER INFORMATION FROM DROP-OFF LOCATIONS

In addition to making compliance visits to paint drop-off locations, CalRecycle staff is conducting a programmatic survey during site visits or by phone to gather information about the retail drop-off component of the program (i.e., what is the maximum volume of paint accepted, are there any problems with customers dumping non-program products?). It should be made clear that the programmatic survey is being asked only at a limited number of PaintCare drop-off sites and that it is distinct from the compliance areas noted above.

PAINTCARE "PRODUCT NOTICES"

We have also discussed with CalRecycle the need for PaintCare to continue to periodically issue "Product Notices" that address questions about certain products and whether or not they are covered by the program's definition of architectural paint. The product notices are primarily intended for manufacturers, but they are also made available to retailers, CalRecycle, and other stakeholders so that they might better understand which products are covered by PaintCare. Copies of the product notices are posted on PaintCare's website.

To address products that may still need clarification, PaintCare will publish three additional product notices explaining: (1) grout sealers are not program products [even though non-industrial maintenance (IM) tile and masonry sealers are program products], (2) glazes are not program products because they are arts and crafts coatings, and (3) furniture polishes and oils, such as linseed, tung, and lemon oil, are not program products because they are primarily used for furniture. These notices will help clarify program product determinations for all parties involved in the PaintCare program.

PaintCare California Newsletter

September 2015

Page 2 of 2



It is important to emphasize that the feedback received from CalRecycle regarding their sites visits has been uniformly positive, and that the level of helpfulness, knowledge and understanding among retailers is appreciated.

We will continue to stay in close communication with CalRecycle on your behalf to monitor and inform developments such as these, and we welcome any questions you might have in response. Please feel free to contact your regional PaintCare representative.

CONTACT

Jeremy Jones
West Coast Program Manager
(415) 590-0259
jjones@paint.org

PaintCare Inc.
1500 Rhode Island Ave NW
Washington, DC 20005
www.paintcare.org