

ASSEMBLY BILL

No. 844

Introduced by Assembly Member Berryhill
(Coauthor: Senator Cogdill)

February 22, 2007

An act to amend Section 22755 of the Business and Professions Code, relating to recycling businesses.

LEGISLATIVE COUNSEL'S DIGEST

AB 844, as introduced, Berryhill. Recycling businesses.

Existing law requires any person or entity who is in the business of recycling, shredding, or destruction of plastic bulk merchandise containers, as defined, to obtain a proof of ownership record and other identifying information from a person selling 5 or more containers, and to retain the required record for a specified time.

This bill would make a technical, nonsubstantive change to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 22755 of the Business and Professions
2 Code is amended to read:
3 22755. (a) For purposes of this section, a plastic bulk
4 merchandise container means a plastic crate or shell used by a
5 product producer, distributor, or retailer, or an agent of the product
6 producer, distributor, or retailer as a means for the bulk

1 transportation, storage, or carrying of retail containers of milk,
2 eggs, or bottled beverage products.
3 (b) Any person or entity purchasing plastic bulk merchandise
4 containers, who is in the business of recycling, shredding, or
5 destruction of plastic bulk merchandise containers, shall obtain a
6 proof of ownership record from a person selling five or more plastic
7 bulk merchandise containers ~~that shows~~ *showing* that the person
8 selling the containers has lawful possession or ownership of the
9 containers, and shall also verify the seller's identity by a driver's
10 license or other government-issued photo identification. The proof
11 of ownership record shall include all of the following information:
12 (1) The name, address, telephone number, and signature of the
13 seller or the seller's authorized representative.
14 (2) The name and address of the buyer or consignee if not sold.
15 (3) A description of the product including number of units.
16 (4) The date of transaction.
17 (c) The information required to be collected by this section shall
18 be kept for one year from the date of purchase or delivery,
19 whichever is later.
20 (d) Any person who violates the provisions of this section is
21 guilty of a misdemeanor.