

AMENDED IN SENATE JULY 2, 2008  
AMENDED IN SENATE JUNE 10, 2008  
AMENDED IN ASSEMBLY MAY 6, 2008

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2730**

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**Introduced by Assembly Member Leno**

February 22, 2008

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An act to amend Section 14514.7 of the Public Resources Code, relating to beverage containers.

LEGISLATIVE COUNSEL'S DIGEST

AB 2730, as amended, Leno. Beverage containers: nonprofit convenience zone recyclers.

Under existing law, the California Beverage Container Recycling and Litter Reduction Act, every beverage container sold or offered for sale in this state is required to have a minimum refund value. A distributor is required to pay a redemption payment for every beverage container sold or offered for sale in the state to the Department of Conservation and the department is required to deposit those amounts in the California Beverage Container Recycling Fund. The money in the fund is continuously appropriated to the department for the payment of refund values and processing fees, and, among other things, for the payment of handling fees to supermarket sites, nonprofit convenience zone recyclers, and rural region recyclers for every beverage container redeemed by those entities.

Existing law defines the term "convenience zone" for the purposes of the act and requires every convenience zone to be served by at least one certified recycling center. The Director of Conservation is authorized

to grant an exemption from these convenience zone requirements based on specified factors. The act also defines the term “nonprofit convenience zone recycler” as a recycling center that meets certain requirements, including that the recycling center is located within a convenience zone, but is not necessarily a supermarket site.

~~This bill would delete the requirement that a nonprofit convenience zone recycler be located within a convenience zone and would instead require a nonprofit convenience zone recycler to be located within one mile of a supermarket that is in a convenience zone that is unserved by a recycling center and that the existence of that recycling center be the basis for an exemption from the requirement that there be a certified recycling center or location within every convenience zone. The bill would add that it has operated in the same location for not less than 5 years to the existing requirements for a nonprofit convenience zone recycler, in the alternative, require that a nonprofit convenience zone recycler has operated in the same location for not less than 5 years and is located within one mile of a supermarket that is in a convenience zone that is exempt from the requirement that there be a certified recycling center or location within every convenience zone.~~

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 14514.7 of the Public Resources Code
- 2 is amended to read:
- 3 14514.7. “Nonprofit convenience zone recycler” means a
- 4 recycling center that meets all of the following criteria:
- 5 (a) ~~The recycling center is operated by an organization~~
- 6 ~~established under Section 501(e) or 501(d) of Title 26 of the United~~
- 7 ~~States Code and has operated in the same location for a period of~~
- 8 ~~not less than five years.~~
- 9 (b) ~~The recycling center is certified by the department pursuant~~
- 10 ~~to Section 14538.~~
- 11 (c) (1) ~~The recycling center is located within one mile of a~~
- 12 ~~supermarket that is in a convenience zone that is unserved by a~~
- 13 ~~recycling center.~~
- 14 (2) ~~The existence of the recycling center, as specified in~~
- 15 ~~paragraph (1), is the basis for an exemption from the requirement~~

1 ~~of subdivision (a) of Section 14571.~~ *recycling center that meets*  
2 *the criteria described in subdivision (a) or (b):*

3 *(a) The recycling center is all of the following:*

4 *(1) Operated by an organization established under Section*  
5 *501(c) or 501(d) of Title 26 of the United States Code.*

6 *(2) Certified by the department pursuant to Section 14538.*

7 *(3) Located within a convenience zone, but is not necessarily a*  
8 *supermarket site.*

9 *(b) The recycling center is all of the following:*

10 *(1) Operated by an organization established under Section*  
11 *501(c) or 501(d) of Title 26 of the United States Code and has*  
12 *operated in the same location for a period of not less than five*  
13 *years.*

14 *(2) Certified by the department pursuant to Section 14538.*

15 *(3) Located within one mile of a supermarket that is in*  
16 *convenience zone that is exempt from the requirement of*  
17 *subdivision (a) of Section 14571.*

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