



December 2, 2024

SB 54 Plastic Pollution Prevention and Packaging Producer Responsibility Act Regulations

NOTICE OF SECOND 15-DAY CHANGES TO PROPOSED RULEMAKING

The Department of Resources Recycling and Recovery (CalRecycle) proposes to revise regulations relative to the SB 54 Plastic Pollution Prevention and Packaging Producer Responsibility Act Regulations. The proposed regulations establish and clarify requirements related to the Plastic Pollution Prevention and Packaging Producer Responsibility Act. CalRecycle intends to adopt the proposed regulations described herein after considering all recommendations, alternatives, comments, and objections regarding the proposed action.

On December 2, 2024, CalRecycle will initiate a second 15-day written comment period for the proposed revisions to the SB 54 Plastic Pollution Prevention and Packaging Producer Responsibility Act Regulations. An initial 61-day public comment period began on March 8, 2024, and ended on May 8, 2024. On April 23, 2024, CalRecycle held a public hearing to receive public comments. After considering the comments received from interested parties, CalRecycle made revisions to the proposed regulatory language that were made available for a 21-day public comment period that began on October 14, 2024, and ended on November 4, 2024.

A copy of the proposed revised regulations is available on the [SB 54 Plastic Pollution Prevention and Packaging Producer Responsibility Act Permanent Regulations - CalRecycle Home Page](#) and attached to this notice.

15-DAY WRITTEN COMMENT PERIOD

The 15-day written comment period permits any interested person, or their authorized representative, to submit written comments addressing the proposed amendments to CalRecycle. Written comments, which offer a recommendation and/or objection, or support the proposed amendment, should indicate the amended section or subsection to which the comment or comments are directed. CalRecycle will only consider written comments sent to CalRecycle and received during the **15-day written comment period which begins on December 2, 2024, and ends on December 17, 2024.** Written comments received by CalRecycle after the close of the 15-day public comment

period will not be responded to in the rulemaking file. CalRecycle is only required to respond to comments received during this 15-day public comment period that are related to the newly proposed changes to the regulations.

Please submit your written comments by mail to:

Claire Derksen
SB 54 Plastic Pollution Prevention and Packaging Producer Responsibility Act
Regulations
Department of Resources Recycling and Recovery, Regulations Unit
1001 "I" St., MS-24B, Sacramento, CA 95814

OR

Electronic submittal: [SB 54 Regulations \(Second 15-Day Comment Period\)](#)

In the Final Statement of Reasons, CalRecycle will respond to all relevant comments received during the initial 61-day comment period, the 21-day comment period, and this new 15-day comment period.

Please note that under the California Public Records Act (Government Code section 7920.000 et seq.), your written comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request.

CHANGES TO THE PROPOSED REGULATIONS

The originally proposed regulatory language that was made available during the 21-day comment period is shown in plain, clean text because it is not being made available for public comment by this Notice.

The newly revised regulatory language that is being made available via this Notice is shown in ~~strikeout~~ to indicate deletions and underline to indicate additions.

AVAILABILITY STATEMENTS

Availability of Initial Statement of Reasons, Text of Proposed Regulations, Information Upon Which this Proposal is Based, and Rulemaking File

CalRecycle will have the entire rulemaking file, the express terms of the proposed regulations, and all information that provides the basis for the proposed action, available for public inspection and copying during normal business hours at the address provided above. As of the date this Notice is published, the rulemaking file consists of the original Notice of Proposed Action and original text of proposed regulations that were published for a 61-day public comment period, the revised text of proposed regulations and Notice that were published for a 21-day public comment period, the Initial Statement of Reasons, the documents relied upon for the proposed action, the economic and fiscal impact statement, standardized regulatory impact assessment, and this Notice and proposed revised text of the regulations. Copies may be obtained by contacting the contact persons at the address, email, or phone number listed below.

Availability of Modified Text

CalRecycle may adopt the proposed regulations substantially as described in this Notice. If CalRecycle makes modifications that are sufficiently related to the originally proposed text, it will make the modified text, with the changes clearly indicated, available to the public for at least fifteen (15) days before CalRecycle adopts the regulations as revised. Requests for the modified text should be made to the contact persons named above. CalRecycle will transmit any modified text to all persons who testify at the scheduled public hearing, all persons who submit a written comment at the scheduled public hearing, all persons whose comments are received during the comment period, and all persons who request notification of the availability of such changes. CalRecycle will accept written comments on the modified regulations for fifteen (15) days after the date on which they are made available.

Availability of the Final Statement of Reasons

Upon its completion, copies of the Final Statement of Reasons may be obtained by request from the contact persons identified in this Notice or accessed through CalRecycle's website at www.calrecycle.ca.gov/Laws/Rulemaking.

UPDATE TO DOCUMENTS INCORPORATED BY REFERENCE

CalRecycle has removed JAMS Streamlined Arbitration Rules & Procedures, 6/1/2021 from the regulation text and rulemaking file.

INTERNET ACCESS

For more timely access to the rulemaking file, and in the interest of waste prevention, interested parties are encouraged to access CalRecycle's Internet webpage for the rulemaking at www.calrecycle.ca.gov/Laws/Rulemaking. All rulemaking files published through CalRecycle's internet website will be available on that page.

CONTACT PERSONS

Inquiries or comments concerning the proposed rulemaking action may be addressed to:

Claire Derksen
1001 I Street, MS-24B
Sacramento, CA 95814
E-Mail: Regulations@calrecycle.ca.gov
Telephone: (916) 327-0089

The backup contact person is:

Craig Castleton
1001 I Street, MS-24B
Sacramento, CA 95814
E-Mail: Regulations@calrecycle.ca.gov
Telephone: (916) 327-0089