



California Beverage Container Recycling and Litter Reduction Act

SB 1013-Wine & Distilled Spirit Expansion
SB 353- Additional Changes

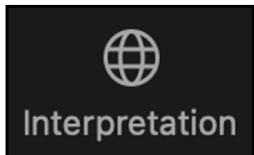
Lead Presenter:

Stacie Carder
Supervisor, Registration Unit Team 1

November 8, 2023



Interpretation Services | Servicios de Interpretación



Zoom – Select your language on the Interpretation icon
Zoom - Seleccione su idioma en el icono Interpretación

Today's Topics

1. Introductions and Opening Remarks
2. How to submit questions or comments
3. Overview of SB 1013 and SB 353 Changes
4. Program Basics
5. Registration Form and Process
6. Labeling Requirements
7. Account Maintenance, Report and Payment Basics
8. Questions and Answers

1. Introductions

Opening Remarks

Amy Cameron, Assistant Director, Division of Recycling

SB 1013 & SB 353 Changes, Program Overview and Registration of Beverage Manufacturers and Distributors

Stacie Carder, Registration Unit 1 Supervisor

Labeling Requirements and Examples

Rachel Manford, Registration Unit 2 Supervisor

Account Maintenance, Report and Payment Basics

Shamila Tooker, Participant Management Unit Supervisor

Questions and Feedback

Moderated by Rachel Manford & Jennifer Akins



Assistant Director for Division of Recycling

Opening Remarks

Amy Cameron



2. How to Submit Questions and Comments

- Please keep comments on topics related to beverage manufacturers, distributors and CRV labeling.
- At the end of the presentation, you may raise your hand and we will unmute you for you to ask a question or make a comment.
- Use the Q&A button to submit questions during the presentation.



3. Overview of **SB 1013** and **SB 353** Changes



SB 1013 Approved by Governor Newsom on September 27, 2022

This legislative bill:

- **Effective January 1, 2024 - Brings wine and distilled spirits into the California Beverage Container Recycling Program (BCRP)**
- **Adds Wine and Distilled Spirit *Coolers* with any percent ABV**
- **Adds new container materials and corresponding CRV rate**
- **Outlines when all new beverages must have a CRV message**



SB 353 Approved by Governor Newsom on October 13, 2023

This legislative bill:

- **Brings in all fruit and vegetable juice regardless of size – January 1, 2024**
- **Exempts Tasting Room Bottles from CRV**
- **Exempts specific beverage containers from CRV labeling - indefinitely**
- **Change to the definition of Beverage Manufacturer**



Effective January 1, 2024

The CA Beverage Container Recycling & Litter Reduction Act will include:

- New Beverages **SB 1013**:
 - Wine, including sparkling or carbonated
 - Wine from which alcohol has been removed in whole or in part
 - Distilled Spirits
 - Wine Coolers/Distilled Spirit Coolers with any percentage of alcohol by volume (RTD Mixed Cocktails)
- New Beverages **SB 353**:
 - 100% Fruit Juice 46 oz or more
 - 100% Vegetable Juice above 16oz

PRC14504(a)

PRC14528.5



Effective January 1, 2024

SB 1013 - The Act will include:

New Containers:

- Includes Wine or Distilled Spirits packaged in box, bladder, pouch, or similar container - PRC14504(a)(12)
- 25 cent CRV deposit - regardless of size – PRC14560(c)



SB 353 Beverage Manufacturer Definition Change

PRC 14506(a) Except as provided in subdivision (b), “beverage manufacturer” means any person who bottles, cans, or otherwise fills beverage containers, or imports filled beverage containers, for sale to distributors, dealers or consumers.

(b) For a beverage container containing beer, wine, or distilled spirits, the “beverage manufacturer” is the person who holds the license from the Department of Alcoholic Beverage Control authorizing the manufacture of the beer, wine, or distilled spirits, regardless of whether that person contracts with a third party to bottle, can, or otherwise fill the beverage container, so long as the beverage container is provided for sale to a distributor, dealer, or consumer by the holder of the license.

PRC 14575(g)(2)(A) Notwithstanding Section 14506, with respect to the payment of processing fees for beer and other malt beverages manufactured outside the state, the beverage manufacturer shall be deemed to be the person or entity named on the **certificate of compliance** issued pursuant to Section 23671 of the Business and Professions Code. With respect to the payment of processing fees for beverages manufactured outside the state and sold directly to consumers within the state with a **direct shipper permit**, the beverage manufacturer shall be deemed to be the person or entity named on the direct shipper permit issued pursuant to Section 23661.3 of the Business and Professions Code...



SB 353- CRV Tasting Room Exemption

**CRV Not Required
On Bottles Opened and Poured For Tastings**

PRC14560(a)(3)(B)



CRV Labeling and SB 353 Exemptions

SB 1013

Required all wine and distilled spirits, offered for sale, to be labeled with a CRV message by 7/1/2025

SB 353

Creates Limited Exemptions to the SB 1013 Labeling Requirement

PRC14561(f)(1)(A)-(B)-

(C)

SB 353 CRV Labeling – For All New Beverage Categories

PRC14561(f)(1) Notwithstanding any other requirement of this section, all of the following shall apply:

(A) A beverage container that is included within the scope of this division beginning on January 1, 2024, but that was not subject to this division before that date, shall be exempt from the labeling requirements of this section until July 1, 2025.

What does this mean?

- A CRV labeling message is optional, but **not** required January 1, 2024 through June 30, 2025 - Transition Period
- Except for the exclusions outlined in section (B) and (C), **Most** wine and distilled spirits containers will need to have a CRV label by 7/1/2025



SB 353 CRV Labeling Exemptions- Wine and Distilled Spirits

*PRC14561(f)(1)(B) A beverage container that is included within the scope of this division beginning on January 1, 2024, but that was not subject to this division before that date, and that was **filled and labeled before January 1, 2024**, shall be exempt from the labeling requirements of this section.*

What does this mean?

- Wine and Distilled Spirits bottled prior to January 1, 2024 do not require a CRV label - Ever.
- Library Wines, old stock- Do not require a CRV message added

SB 353 CRV Labeling Exemptions- Large Fruit and Vegetable Juice

*PRC14561(f)(1) C) A beverage container containing a beverage described in paragraph (7) or (9) of subdivision (a) of Section 14504 that is included within the scope of this division beginning on January 1, 2024, but that was not subject to this division before that date, and that was **filled and labeled before July 1, 2024**, shall be exempt from the labeling requirements of this section.*

What does this mean?

- Large format Fruit and Vegetable juice bottled prior to July 1, 2024 do not require a CRV message - Ever.
- Previously bottled stock- Doesn't need the CRV message added



SB 353 CRV Labeling Requirement Changes

Summary

- **CRV labeling is not required for older stock:**
 - Wine/Distilled Spirits bottled prior to 1/1/2024
 - Large Fruit/Vegetable Juice bottled prior to 7/1/2024
- **Remember, product that don't qualify for a labeling exemption **MUST** have a CRV message on or after 7/1/2025.**
- **Suggestions for Labeling Best Practices -**
 - Wine and Distilled Spirits: Add CRV message to products bottled in 2024
 - Large Fruit/Vegetable Juice: Add a CRV message to product bottled during the second half of 2024



4. Program Basics



A Company may be a Program Participant as:



- **Beverage Manufacturer**
or
- **Beverage Distributor**
or
- **Both**
or
- **None**

Depending on your business practices regarding manufacturing, importing and sales of beverages in CA.



A person or entity who meet one or more of the following five criteria:

**Beverage
Manufacturer**

**PRC 14506(a)+(b)
In State**

- For beer, wine, or distilled spirits beverages, the entity who holds the CA Department of Alcoholic Beverage Control (ABC) manufacturing license
- OR**
- For water, soft drinks, sports drinks, juice, coffee/tea, the entity who bottles, cans or fills beverage containers in California
- OR**
- Imports beverages into California for sale to:
 - Distributors/ Dealers/ Consumers

**PRC14575(g)(2)(A)
Out Of State**

- OR**
- Holds a Certificate of Compliance with ABC- (Beer/Malt only)
- OR**
- Out of state entity, holding a Wine Direct Shippers Permit with ABC- (direct to CA consumer- Wine Club & online sales)

Distributor (DS) - PRC 14511 CCR 2320

A Distributor is anyone who:

- Sells beverage containers to a dealer in CA.
OR
- Person importing beverages from outside CA for sale to dealers or consumers in the state.
OR
- Out of state entity Holding an ABC Wine Direct Shippers Permit (direct to consumer)
OR
- Beverage Manufacturer or Brand Owner selling direct to a consumer in CA



Beverage Manufacturers Pay Processing Fees:

- What are Processing Fees?
- Processing Fee rates vary based on container material
- Change each calendar year
- Size does not matter

2023 Rates <https://www2.calrecycle.ca.gov/Docs/Web/118404>

- Glass \$0.00452
- Plastic 1 PETE \$0.00005
- Box Equivalent \$0.00762



**Distributors
Collect and Submit CRV
(minus 1.5% Administrative Fee Discount):**

- What is CRV?

Glass, Plastic, Aluminum, Bimetal rates:

- 5¢ under 24 ounces
- 10¢ 24 ounces and above

Box, Bladder, Pouch rates - Wine & Distilled Spirits beverages only:

- 25¢ regardless of size



5. Registration

Registration Form

State of California
CalRecycle 751

Department of Resources Recycling and Recovery (CalRecycle)

BEVERAGE MANUFACTURER / DISTRIBUTOR REGISTRATION FORM

Please complete and return both pages to Reg_CRVLabeling@CalRecycle.ca.gov or mail to
CalRecycle - Registration Unit, 801 K Street, MS 17-03, Sacramento, CA 95814 or via fax at (916) 319-7400

Doing Business As (DBA) Name:

Legal Name:

Federal Tax ID (Employer Identification Number):

**ABC Certificate of Compliance or Direct Shippers
Permit #** (Out-of-state Beer Manufacturers & Wineries only)

Physical Business Address

Mailing Address (if different from physical address)

Street:

Street:

City, State Zip:

City, State Zip:

California Warehouse Location(s) (if applicable)
(Attach additional sheets if necessary)

Other California Address (if applicable)
(Examples: Company owned bottling facility or sales office)
(describe) _____

Check one: Rented Leased Owned

Street:

Street:

City, State Zip:

City, State Zip:

Primary Point of Contact

Secondary Point of Contact

Mr. Mrs. Ms. Other: _____

Mr. Mrs. Ms. Other: _____

Name:

Name:

Title:

Title:

Phone:

Phone:

Email:

Email:

Ownership Structure: Corporation Limited Liability Company Other: _____

This company is a (check all that apply): Brewery Distilled Spirit Manufacturer Winery None of these

Date company began sales or transfers of beverages in single use containers in California: _____ (month/year)

Are free beverage product samples offered or donated in California? Yes No

Are you selling direct through your website or other E-commerce platforms? Yes No

State of California
CalRecycle 751 (Revised 11/2022)
Page 2

Provide the types of beverage products, their container types, and container sizes offered for sale or transfer, or proposed to be offered for sale or transfer in California: (Check all that apply)

Product Line:

Beer or Malt Beverages Distilled Spirits Wine Wine/Distilled Spirit Coolers Coffee/Tea Drinks
 Carbonated Soft Drinks Non-Carbonated Soft Drinks Carbonated Water Non-Carbonated Water
 Sport Drinks 100% Vegetable Juice (Size in oz) _____ 100% Fruit Juice (Size in oz) _____
 Carbonated Fruit Drinks Non-Carbonated Fruit Drinks Other (Describe): _____

Container Material Type:

Aluminum Glass Bi-Metal
 Wine or Distilled Spirit in Box, Bladder or Pouch
Plastic: #1 PET #2 HDPE #3 PVC
 #4 LDPE #5 PP #6 PS #7 Other
 Other Material (Describe): _____

Refillable:

(Empty beverage containers which are returned to your place of business to be refilled and resold)
 All None Some

Sizes:

Under 24 ounces 24 ounces or over

Do you bottle or can your own beverages? (Canning includes taproom sealed crowlers) All None Some

If None or Some, provide the name and contact information for your beverage suppliers, co-packers and/or bottlers
(Attach additional sheets if needed):

Company Name	Contact Person	Phone	Address
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Who do you sell or transfer beverages directly to in California? (Check all that apply)

Retailers Restaurants/Bars Consumers Common Carriers (Planes, trains, etc.)
 Distributors (Provide information below) Other Describe: _____

Company Name	Contact Person	Phone	Address
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Provide any additional information regarding your business practice or products in the space below:

- When should I complete the form? **Now**
- Date company began sales = **Reporting Start Date 1/1/2024**



Finding the Registration Form



calrecycle registration



All

News

Images

Videos

Books

More

Tools

About 752,000 results (0.27 seconds)

<https://calrecycle.ca.gov> › bevcontainer › bevdistman

Registration for Beverage Distributors & Manufacturers

If you have any questions regarding **registration**, please contact the **Registration** Unit via phone at (916) 323-1835 or via email at reg.crvlabelling@calrecycle.ca ...

or

<https://calrecycle.ca.gov/bevcontainer/bevdistman/registration/>



Registration for Beverage Distributors & Manufacturers

Distributors and manufacturers of beverages covered by the [California Beverage Container Recycling and Litter Reduction Act](#) are required to register with CalRecycle in order to meet the reporting and payment requirements (CCR 2231, 2301).

Definitions

“Beverage manufacturer” means:

“Distributor” means:

Registration Process

To determine if your company is a beverage manufacturer and/or beverage distributor, as defined above, you may

- [Complete the registration form on line](#) or
- [Download and complete the pdf version](#) of the form and submit it via fax or mail as noted on the top of the form.

After your registration form is received, a Recycling Specialist will be in contact with you. If your company is determined to be a beverage manufacturer and/or distributor, you will receive reporting identification number(s) and can begin reporting and paying processing fees and/or CRV.

If you have any questions regarding registration, please contact the Registration Unit via phone at (916) 323-1835 or via email at reg.crvlabeling@calrecycle.ca.gov.



- Registration Form will be reviewed. Staff will ask additional questions for clarification
- If you meet one or both definitions, you will be assigned account numbers & account representative
- The Registration Unit will continue to assist with CRV Labeling questions
- Account File moved to Participant Management Unit



6. Labeling Requirements



CRV Labeling

- All beverage manufacturers, including wine and spirit manufacturers, must meet the labeling requirements of PRC14561 and CCR2200
- Wine and distilled spirit manufactures:
 - Not required to submit labels for approval
 - May request assistance and/or label review to ensure compliance

If you are in doubt or just want verification that your labels comply, we encourage you to request assistance.

We are here to help!



****CRV Labeling is Optional
for new beverages
January 1, 2024 to June 30, 2025 ****

Transition Period



Five CRV Message Options

- ❖ California Redemption Value
- ❖ CA Redemption Value
- ❖ California Cash Refund
- ❖ CA Cash Refund
- ❖ CA CRV

PRC 14561(a)



CRV Labeling Size & Location Requirements

The CRV Message must be clearly, prominently and indelibly marked:

- Glass & Plastic - Message must be on the container body label or secondary label
 - A text height of 3/16", or
 - A minimum text height of 1/8" and in a contrasting color to the background and nearby text
- Aluminum Cans- Message must be on the top lid
 - Tops over two inches in diameter- message must be 3/16" in height
 - Tops two inches or less in diameter- message must be 1/8" in height

CCR 2200(b)

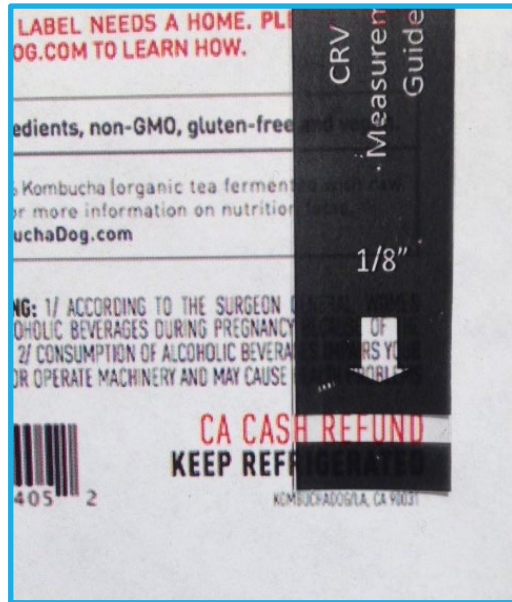
- Requirements for box, bladder, pouch to be determined



CRV Labeling



Text height of 3/16"



Minimum Text Height of 1/8" with Contrasting Color



On lid of aluminum container



Clearly & Prominently

Examples of Approved labels:

GOVERNMENT WARNING: (1) ACCORDING TO THE SURGEON GENERAL, WOMEN SHOULD NOT DRINK ALCOHOLIC BEVERAGES DURING PREGNANCY BECAUSE OF THE RISK OF BIRTH DEFECTS. (2) CONSUMPTION OF ALCOHOLIC BEVERAGES IMPAIRS YOUR ABILITY TO DRIVE A CAR OR OPERATE MACHINERY, AND MAY CAUSE HEALTH PROBLEMS.

INGREDIENTS: Carbonated Water, Wine, Cane Sugar, Natural Flavors, Malic Acid, Potassium Sorbate, Sulfiting Agents (to preserve freshness)

750 ML (24.5 FL. OZ)

ME-VT-HI-IA-NY 5¢

MI 10¢

CA CRV
PLEASE RECYCLE

2020 CABERNET SAUVIGNON
CELLARED AND BOTTLED BY
OAKVILLE CALIFORNIA USA

GOVERNMENT WARNING: (1) ACCORDING TO THE SURGEON GENERAL, WOMEN SHOULD NOT DRINK ALCOHOLIC BEVERAGES DURING PREGNANCY BECAUSE OF THE RISK OF BIRTH DEFECTS. (2) CONSUMPTION OF ALCOHOLIC BEVERAGES IMPAIRS YOUR ABILITY TO DRIVE A CAR OR OPERATE MACHINERY, AND MAY CAUSE HEALTH PROBLEMS.

CA CRV

1.5 L ALC 14.5% BY VOL CONTAINS SULFITES





Acceptable Temporary Options



Stickers (not on cans)

Ink Jet

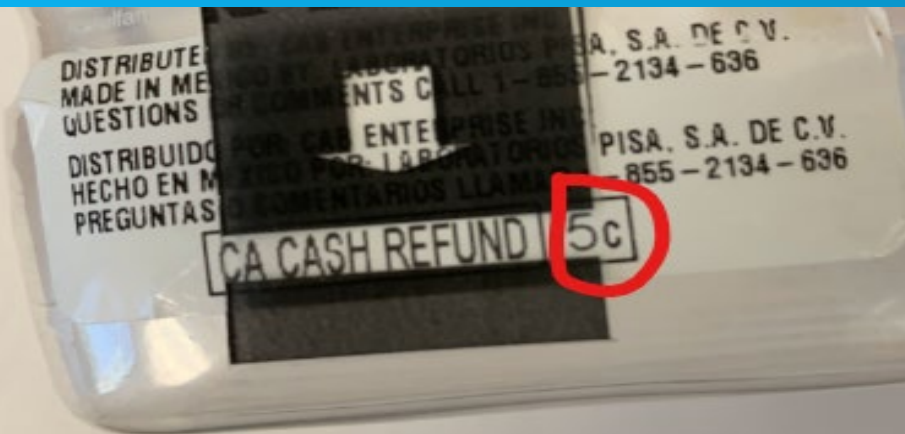
Stamp



The CRV Message must be **clearly, prominently and indelibly** marked.

CCR 2000(a)(27) “Indelibly” means that the redemption message is permanently affixed on the beverage container from the point of purchase until the point of redemption and cannot be smeared or removed during regular use.

Not Acceptable CRV Messages



No Monetary Value



Entire message must be on a single line



Must be Prominent from surrounding text



No Stickers on Can Lids



Font size must be 1/8" not Text Box



CRV Labeling Reviews

PDF or JPG digital images can be emailed

- The best images are the die line artwork/proof sheets in 300 ppi resolution that specifies the exact height/width dimensions.
- Non die line images: include exact height/width dimension of the label.
- Plastic containers: include additional picture of the resin code triangle.
- Aluminum cans: include additional picture of the can lid, & lid diameter.



CRV Labeling & QR Codes

SB 1013 allows QR codes to meet the CRV Labeling requirements. CalRecycle will be promulgating regulations in early 2024; however, because many wineries, distilleries and others are designing labels for use in late 2025 and beyond, we are providing guidance for QR Codes using the current statute:

§14561 (a) A beverage manufacturer shall clearly indicate on all beverage containers sold or offered for sale by that beverage manufacturer in this state the CA-CRV message, by either printing or embossing the beverage container or by securely affixing a clear and prominent stamp, label, or other device to the beverage container.



CRV Labeling & QR Codes

The QR Code must be **clearly, prominently and indelibly** marked and permanently affixed to the container.

- The QR Code must be in a contrasting color to the label/container.
- The QR Code image, before scanning, must be clear that it has information about the container's recyclability.
- When an individual opens the QR Code, it must immediately take the consumer to one of the 5 approved messages without having to scroll:

*California Redemption Value

*California Cash Refund

*CA CRV

*CA Redemption Value

*CA Cash Refund



For labeling assistance
Please contact the Registration Units:

Registration Units

(916) 323-1835

reg.crvlabeling@calrecycle.ca.gov



7. Account Maintenance, Report and Payment Basics – Participant Management Unit



Participant Management Unit & Your Account Representative

- Primary contact after registration
- Introductory phone call to review reporting and payment responsibilities
- Assists with Division of Recycling Integrated Information System (DORIIS) access
- Provides any training needed

Portal Access Request Form

State of California Department of Resources Recycling and Recovery (CalRecycle)
DORIIS BEVERAGE MANUFACTURER/DISTRIBUTOR WEB PORTAL ACCESS REQUEST FORM CalRecycle

ITEM 1: EMPLOYEE INFORMATION

Name: _____
Last First

Company Name: _____ Email Address: _____

Company Address: _____
Street City ZIP Code

Work Phone: () _____ Fax: () _____

ITEM 2: SUBMIT REPORTS AND PAYMENTS FOR ACCOUNT(S)

LIST ACCOUNTID#S

BEVERAGE MANUFACTURER (BM) ID#	DISTRIBUTOR (DS) ID#
(EXAMPLE) BM 9999	(EXAMPLE) DS 9999

ITEM 3: DEACTIVATE PRIOR EMPLOYEE ACCESS

Name: _____

Email Address: _____ Deactivates email address from ALL accounts.

ITEM 4: DECLARATION AND SIGNATURES

By signing and submitting this form, I certify that I have read, understand, and accept the DORIIS Access Terms and Conditions of Use printed on this form.

I declare under penalty of perjury under the laws of the State of California that all the information on this request form is true and correct.

Authorized User: SIGNATURE _____ (Signature) _____ (Printed Name/Title) _____ (Date)

By signing and submitting this form, I certify that I have read, understand, and accept the DORIIS Access Terms and Conditions of Use printed on this form.

As a responsible party, I authorize this person to access the web portal account of the above-named entity and acknowledge that I am responsible for all use of the DORIIS portal and electronic submissions made by this person.

I declare under penalty of perjury under the laws of the State of California that all the information on this request form is true and correct, that I represent the above-named entity, and I am duly authorized to sign this request.

Responsible Party: SIGNATURE _____ (Signature) _____ (Printed Name/Title) _____ (Date)
 _____ (Email address) _____ (Contact Phone Number)

Mail or Email Completed Form to:
 CalRecycle
 Participant Management Unit
 1001 I Street MS 10C
 Sacramento, CA 95814
 ParticipantManagementUnit@CalRecycle.ca.gov

For State Use Only:			
Receipt Date:	Person Registry ID #:	QC Complete Date:	
Reviewed by Initials:	Company Registry ID #:	Organization Contact ID #:	
Sent to Operations Date:	Representative:		
DORIIS Account Created Date:	Username/Password sent Date:		



- Purpose: Access to the DORIIS system for reporting and payment of CRV and Processing Fees.
- When: After registration, an introductory email will include the Portal Access Request Form
- How: DORIIS Help Desk will send a username and password after form is submitted.



Reporting Deadlines

Distributor Reports and associated redemption payments must be received by the last day of the month following the month of sales.

Beverage Manufacturer Reports and associated processing fees must be submitted by the 10th day of the second month following the month of sales.

Distributor	Charge and Collect CRV	January 2024 Report & Payment DUE: 2/29/2024 (leap year)
Beverage Manufacturer	Track Sales and Transfers	January 2024 Report & Payment DUE: 3/10/2024



For registration or labeling questions:

Registration Units

(916) 323-1835

reg.crvlabeling@calrecycle.ca.gov

Participant Management General Contact:

participantmanagementunit@calrecycle.ca.gov

Online registration form:

<https://calrecycle.ca.gov/bevcontainer/bevdistman/registration/>

Please enroll in CalRecycle's Listservs for future workshop or seminar announcements regarding SB 1013

<https://www2.calrecycle.ca.gov/Listservs/>



8. Questions and Answers

Q & A Button
or
Raise Your Hand