Department of Finance

STATE OF CALIFORNIA MANUAL OF STATE FUNDS

<u>Legal Title</u>

California Beverage	Container	Recycling Fund
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Legal Citation/Authority

Chapter 1290, Statutes of 1986

Governmental/Special Revenue Funds

Public Resources Code (PRC) section 14580

Fund Classification

GAAP Basis

Fund Classification Legal Basis

Governmental/Other Governmental Cost Funds

Purpose

A depository for processing fees, fines, and redemption values paid by the distributors to the department as a result of the California Beverage Container Recycling and Litter Reduction Act.

Administering Agency/Organization Code

Department of Resources Recycling and Recovery/Org 3970

Major Revenue Source

Redemption values paid by the distributors, processing fees, and fines.

Disposition of Fund (upon abolishment)

Any balance remaining in the fund shall be deposited in the Redemption Bonus Account (Fund 134), which is a subaccount in the California Beverage Container Recycling Fund.

Appropriation Authority

Notwithstanding Government Code section 13340, PRC section 14580(a) provides that the money in the fund is continuously appropriated to the department for expenditure without regard to fiscal year. However, PRC section 14580(b) requires a Budget Act appropriation for money to be expended for administration.

State Appropriations Limit

Excluded - Revenues in this fund are not proceeds of taxes, however, when transferred, may become proceeds of taxes. These revenues are used to regulate the activities engaged in by the payers.

Comments/Historical Information

An appropriation of \$5,000,000 from the General Fund as a loan for the initial costs incurred between the effective date of the Act and October 1, 1987. The loan was repaid as of June 30, 1988.

Chapter 21, Statutes of 2009 (SB 63) Section 9 changed Administering Org from the California Integrated Waste Management Board/Org 3910 to the Department of Resources Recycling and Recovery/Org 3500 per Public Resources Code section 40401(a)(1).

Pursuant to the Governor's Reorganization Plan 2, the Administering Agency's Organization Code changed from Org 3500 to Org 3970, effective July 1, 2013.