

Department of Finance		Fund: 0100
STATE OF CALIFORNIA MANUAL OF STATE FUNDS		PAGE 1 Renumbered From:
<u>Legal Title</u> California Used Oil Recycling Fund		
<u>Legal Citation/Authority</u> Chapter 817, Statutes of 1991 (AB 2076) Article 6 Public Resources Code section 48653		
<u>Fund Classification</u> <u>GAAP Basis</u> Governmental/Special Revenue Funds	<u>Fund Classification</u> <u>Legal Basis</u> Governmental/Other Governmental Cost Funds	
<u>Purpose</u> The Department of Resources Recycling and Recovery shall deposit all amounts paid pursuant to Public Resources Code section 48650 by manufacturers, civil penalties, or fines paid pursuant to this chapter, and all other revenues received pursuant to this chapter. The fees will be used to pay for specific activities such as recycling incentives, block grants for oil collection programs, and administration.		
<u>Administering Agency/Organization Code</u> Department of Resources Recycling and Recovery/Org 3970		
<u>Major Revenue Source</u> Public Resources Code section 48652 provides that the board shall set the recycling incentive amount at not less than ten cents (\$0.10) per quart. The amount may be set at an amount higher than ten cents (\$0.10) if the board determines that a higher amount is necessary to promote recycling of used lubricating oil and sufficient funds are available in the fund. The board shall not raise the recycling incentive amount unless it finds that the raise will not adversely affect funding required pursuant to sections 48631, 48653, and 48660.5.		
<u>Disposition of Fund (upon abolishment)</u> Pursuant to Government Code section 16346, in the absence of language that identifies a successor fund, any balance remaining in this fund upon abolishment, shall be transferred to the General Fund.		
<u>Appropriation Authority</u> Continuously appropriated to the board for expenditure for the following purposes pursuant to Public Resources Code section 48653(a).		
<u>State Appropriations Limit</u> 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.		
<u>Comments/Historical Information</u> Chapter 822, Statutes of 1995 (AB 1103) Amendments: (1) substituted "money in the fund is to be appropriated" for "moneys in the fund are hereby continuously appropriated, without regard to fiscal year," in the introductory clause of the first paragraph. 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).

Chapter 353, Statutes of 2009 (SB 546), section 15 amended Public Resources Code section 48653(a)(3) (A). Included in the chapter was changing the total annual amount from \$10,000,000 to \$11,000,000.

Chapter 353, Statutes of 2009 (SB 546), section 14 amended the recycling incentive to “not less than \$0.10 per quart” compared to the previous \$0.04 per quart.

Chapter 504, Statutes of 2010 (SB 579), section 7 substituted “January 1, 2013” for “January 1, 2014”. As of January 1, 2013, the board shall set the refining incentive at not less than \$0.02 per gallon.

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.