

# Notice of Exemption

## Appendix E

**To:** Office of Planning and Research  
P.O. Box 3044, Room 113  
Sacramento, CA 95812-3044

**From: (Public Agency):** Department of Resources Recycling and Recovery  
1001 "I" Street, MS-24B, Sacramento, CA 95814

County Clerk

County of: Sacramento

(Address)

Project Title: SB 1113 Pilot Project Emergency Regulations

Project Applicant: Department of Resources Recycling and Recovery (CalRecycle)

Project Location - Specific:

Statewide

Project Location - City: N/A

Project Location - County: N/A

Description of Nature, Purpose and Beneficiaries of Project:

SB 1113 (Newman, Chapter 182, Statutes of 2024) (SB 1113) became law effective January 1, 2025. SB 1113 made changes to PRC section 14571.9 to extend the sunset date of the program and emergency regulations to January 1, 2034; extended the time the department may approve pilot projects from June 30, 2025 to January 1, 2034; and beginning January 1, 2027, provides that pilot projects will no longer serve convenience zones in the jurisdictions which they operate. The amended emergency regulations incorporate and harmonize the regulations with the requirements of SB 1113.

Name of Public Agency Approving Project: Department of Resources Recycling and Recovery

Name of Person or Agency Carrying Out Project: Department of Resources Recycling and Recovery

Exempt Status: **(check one):**

☐ Ministerial (Sec. 21080(b)(1); 15268);

☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));

☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));

☒ Categorical Exemption. State type and section number: Class 8 & Common Sense (Cal. Code of Regs., tit. 14, section 15308 & 15061(b)(3))

☐ Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:

The adoption of the regulation is exempt because it falls under the "Class 8" exemption as defined in section 15308. Extending pilot projects to January 1, 2034 and allowing projects that use innovative methods of redemption for consumers increases participation in recycling and reduces both landfilling and litter. Pilot projects were implemented to increase participation in recycling and made it convenient for consumers to recycle beverage containers, which qualifies as a measure to improve the environment. The maximum number of pilot projects is 10 and all projects were awarded prior to the effective date of SB 1113.

The adoption of the regulation falls under the commonsense exception as described in section 15061(b)(3). Allowing pilot projects to continue operations until January 1, 2034 will not result in a significant effect on the environment. The 10 pilot projects allowed under the law are already awarded and operating. SB 1113 does not expand the number of pilot projects, but only the period they are permitted to operate. Therefore, CalRecycle determined there are no significant impacts on the environment and use of the commonsense exemption is appropriate.

Lead Agency

Contact Person: Donnet McFarlane

Area Code/Telephone/Extension: (916) 327-0089

**If filed by applicant:**

1. Attach certified document of exemption finding.

2. Has a Notice of Exemption been filed by the public agency approving the project? **Yes** **No**

Signature: Donnet McFarlane Date: 10/27/26 Title: Regulations Unit Supervisor

Signed by Lead Agency

Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.  
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: \_\_\_\_\_