

*Californians Against Waste  
Inland Empire Disposal Association  
Los Angeles County Waste Management Association  
Recology  
Regional Council of Rural Counties  
Republic Services Inc.  
Solid Waste Association of Orange County  
Waste Management*

Douglas Hepper, DVM, Chief  
Department of Food and Agriculture  
Meat, Poultry and Egg Safety Branch  
1220 N Street  
Sacramento, CA 95814

Re: PROPOSED REGULATIONS FOR RENDERERS, COLLECTION CENTERS, DEAD ANIMALS, AND TRANSPORTERS OF INEDIBLE KITCHEN GREASE

Dear Dr. Hepper,

The above listed stakeholders offer the following comments on the California Department of Food and Agriculture's (CDFA) proposed Phase 1 Regulations dated August 24, 2011.

First, we appreciate this opportunity to comment and CDFA's ongoing efforts to include stakeholders in the development of the aforementioned regulations. We appreciate CDFA's efforts to restrict these Phase 1 Regulations to noncontroversial issues specifically related to CDFA's traditional rendering and kitchen grease authority. We look forward to working with CDFA and other impacted agencies on the Phase 2 and 3 proposed regulations.

**Comment 1:** New language added to Section 1180.28 specifies that public entities storing certain amounts of inedible kitchen grease (IKG) will not be subject to regulation as a "collection center" if the grease is delivered to a licensed renderer or a conversion facility permitted pursuant to the Integrated Waste Management Act. Conversion facilities are yet undefined in statute so we would suggest that the language be revised to include facilities that are authorized to receive inedible kitchen grease pursuant to the Integrated Waste Management Act.

**Comment 2:** We are concerned that Section 1180.28 defines collection center and exempts temporary storage from the definition. Temporary storage however is limited to IKG collected and stored at a facility operated by a public entity storing IKG derived from or delivered from households before delivery to a licensed renderer or a conversion facility permitted under authority of CalRecycle. That facility may store no more than 165 gallons on site. This section also appears to limit collection centers that temporarily store “other animal products” before being shipped to a licensed renderer.

Since the solid waste industry receives small amounts of household kitchen grease mixed in our household and commercial solid waste and we may not be delivering animal products to a licensed renderer, are we exempt? Why is the temporary storage of IKG limited to a public entity, households, and 165 gallons? While this comment was submitted on the initial draft of these regulations, we still have not received a response these concerns. As mentioned in earlier comments, we strongly believe that this section has potentially significant impact on solid waste handling, potentially extends CDFA authority over solid waste facilities regulated by CalRecycle, and is controversial in nature. Therefore, this section should be removed and handled during Phase 3.

In addition, there is a growing trend for solid waste facilities and household hazardous waste facilities to accept small amounts of grease from the public as a separate public service. Also, some residential household hazardous waste collection services are required to also collect small amount of grease (i.e. five gallons) and deliver it to the facility. Some of these facilities are operated by private contractors for a jurisdiction. These public service collection programs should also be covered under an exemption

**Comment 3:** We Are also requesting clarification that the provisions under Section 1180.1 (i) only apply to those activities required to have a license and registration and not apply to individuals hauling their own dead animals or grease to an approved facility. We recommend the revision below”

**Section 1180.1. Licensing and Registration Requirements**

(i) It is a violation to haul dead animals, transport inedible kitchen grease, transport parts or products of animals not intended for human food, or operate a collection center or rendering establishment without a current and valid license or registration, **if required.**

***Nick Lapis***  
***Californians Against Waste***

***Rachel Oster***  
***Recology***

***Mary Pitto***  
***Regional Council of Rural Counties***

***Chuck White  
Waste Management***

***Chuck Helget  
(For) Republic Services Inc.***

***Paul Ryan  
Inland Empire Disposal Association***

***Kelly Astor  
Los Angeles County Waste Management Association and the Solid Waste  
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