Notice of Determination
Product Stewardship Plan Review
San Francisco Safe Drug Disposal Stewardship Ordinance
(San Francisco Environment Code, Chapter 22, Section 2200 through 2219)

PLAN NAME: MED-Project, A Product Stewardship Plan for Household Pharmaceutical Waste, City and County of San Francisco, California, dated March 24, 2023

PLAN OPERATOR: MED-Project LLC
Victoria Travis, National Program Director
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DETERMINATION:
MED-Project’s proposed updated stewardship plan titled “A Product Stewardship Plan for Household Pharmaceutical Waste” (Stewardship Plan) dated March 24, 2023 is APPROVED subject to the following conditions:

1. The Producers represented by MED-Project shall provide to the Department a complete list of all Producers participating in MED-Project’s stewardship plan for San Francisco that contains all information required in Section 2204(a) of Environment Code, Chapter 22, including contact name and email, upon request within 10 business days.

2. Notification of non-substantive changes in program operation described in Section 2212(c) of Environment Code, Chapter 22 which are made at the discretion of MED-Project on behalf of the Producers they represent, including closure of any of the Participating Mail-Back Distribution Locations listed in Appendix C of the Stewardship Plan, shall be made in writing to the Department 15 days in advance of the change. Notification of changes in program operation due to closure or withdrawal from the program by a participating Kiosk Drop-Off Site or Mail-Back Distribution Location shall be made in writing within 15 days of MED-Project’s knowledge.

3. For each type of Mail-Back Services included in MED-Project’s Stewardship Plan, the Producers represented by MED-Project shall report the total of actual, not average, weights of Mail-Back Packages received by the disposal vendor in future Annual Reports required in Section 2209 of Environment Code, Chapter 22.

4. The Producers represented by MED-Project shall report the numerical results of the Stewardship Plan’s Education & Public Outreach short term goals as described in Section VI. (page 18) of MED-Project’s November 1, 2018 approved stewardship plan in future Annual Reports required in Section 2209 of Environment Code, Chapter 22.
5. Within 30 days of posting of the results of a biennial survey of San Francisco residents as required in Section 2206(a)(4) of Environment Code, Chapter 22, the Producers represented by MED-Project shall submit a proposal to the Department to undertake additional outreach activities to raise public awareness of the MED-Project program if that residential biennial survey reports less than 50% public awareness based on the established survey compliance question.

6. A Kiosk Drop-Off Site that desires to utilize the On-Demand Collection Service method shall provide written confirmation to the Department that their staff have received training in the procedures established for the On-Demand Collection Service method and identify the specific Federal Department of Transportation Special Permit they will be party to while utilizing the On-Demand Collection Service method. Such written confirmation to the Department shall be provided at least 15 days before a change to the On-Demand Collection Service method.

7. Within 10 business days of the end of each calendar quarter, the Producers represented by MED-Project shall report in writing to the Department the number of Kiosk Drop-Off Sites that utilized the On-Demand Collection Service method in the preceding quarter.

8. Within 10 business days of each calendar quarter, the Producers represented by MED-Project shall report in writing to the Department whether any new Pre-Filled Injector Products and/or Inhaler Products brought to market contain Schedule II to V Controlled Substances, and accordingly require handling by a DEA-registered reverse distributor.

9. Within 10 business days of the end of each calendar quarter, the Producers represented by MED-Project shall report in writing to the Department a summary of Help Desk requests by type received in the previous quarter, including the number of each type, average days to close and the range (min./max. days) in length of time to close.

10. By July 15, 2023, the Producers represented by MED-Project shall submit a written proposal for Department review and approval that describes how MED-Project will provide interested San Francisco pharmacies, health care facilities, veterinarians, and veterinary clinics printed copies of the brochure in Appendix H of the Stewardship Plan in each of the required languages. The proposal shall address how MED-Project will inform each entity of brochure availability and how interested entities can reply with desired quantities.

11. Within 30 calendar days of provision of a list of San Francisco pharmacies, health care facilities, veterinarians, and veterinary clinics by the Department, the Producers represented by MED-Project shall contact each entity listed to inform them of brochure availability and how to reply with desired quantities. MED-Project shall provide interested entities brochures in the desired quantities within 60 calendar days of the entity’s reply.

12. The following waste disposal facilities included in Section X.D. of the Stewardship Plan and MED-Project’s May 10, 2023, letter titled “Re: Disposal Facilities’ Compliance History” are approved for disposal of Unwanted Medicine without conditions:
   - Curtis Bay Energy, LP
   - Lancaster County Waste to Energy Facility
   - Ross Incineration Services, Inc.
   - Stericycle, Inc., Warren, Ohio Facility
13. The following waste disposal facilities included in Section X.D. of the Stewardship Plan and MED-Project’s May 10, 2023, letter titled “Re: Disposal Facilities’ Compliance History” are approved for disposal of Unwanted Medicine, subject to Condition #14 of this Notice of Determination:
   - Clean Harbors Aragonite, LLC
   - Heritage Thermal Services – Ohio
   - Indianapolis Resource Recovery Facility in Indiana, operating as Covanta Indianapolis

14. By August 1, 2023, and within 10 business days of the end of each calendar quarter thereafter, the Producers represented by MED-Project shall provide compliance information in a format prescribed by the Director for each of the three waste disposal facilities identified in Condition #13 of this Notice of Determination. The Department may amend this reporting requirement if the Director determines the compliance information provided demonstrates a waste disposal facility is in compliance with all local, state, and federal requirements applicable to that waste disposal facility.

15. In the event that MED-Project submits a proposed change to add additional waste disposal facilities in accordance with Section 2212(a) of the Environment Code, Chapter 22, the proposed change submission shall include compliance information in a format prescribed by the Director for each additional waste disposal facility. If any of the additional waste disposal facilities have been issued a notice finding a violation by the facility in the preceding 12-month period, the Director may require MED-Project to provide compliance information within 10 business days of the end of each calendar quarter thereafter. The Department may amend this reporting requirement if the Director determines the compliance information provided demonstrates a waste disposal facility is in compliance with all local, state, and federal requirements applicable to that waste disposal facility.

16. The Producers represented by MED-Project shall submit an updated product stewardship plan by October 25, 2025 and every four years thereafter.

Signed: ________________________________  Date: ______________
Tyrone Jue, Acting Director

June 21, 2023