

SYNOPSIS OF PROPOSED ALAMEDA COUNTY SAFE DRUG DISPOSAL ORDINANCE

Draft

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- Establishes product stewardship program for the safe disposal of unwanted drugs by Alameda County residents.
- Manufacturers and producers of drugs are required to finance and operate the collection of unwanted prescription and other drugs for proper disposal.
 - Manufacturers and producers must pay for all costs associated with complying with the ordinance.
 - Manufacturers and producers cannot charge consumers fees for this program.
- Each product stewardship program must:
 - Establish in detail how the unwanted drugs will be collected and disposed.
 - Establish public education and outreach activities to the public.
 - Publicize collection locations on a website or toll-free number.
 - Receive certification from the Alameda County Department of Environmental Health.
- Manufacturers must submit annual reports to the Department of Environmental Health including:
 - The amount of unwanted drugs collected.
 - Description of the degree of success in meeting performance goals established by Department of Environmental Health.
 - Description of the collection system used.
 - Description of any safety or security problems occurring during collection.
- Department of Environmental Health may establish fees to implement, administer and enforce the ordinance.
- Establishes enforcement provisions for violations of the ordinance:
 - Department of Environmental Health can issue citations and penalties.
 - Up to \$1,000 civil penalty per day for violations.
 - Contains due process and appeal rights for challenging citations and penalties to be administered by the Department of Environmental Health.
- Permits County to obtain injunction to compel compliance with requirements of the ordinance.
- Makes knowing and willful violators of the ordinance guilty of a misdemeanor.
- Establishes implementation in phases.
 - Prescription drugs are scheduled to be collected in the first phase.
 - Over the counter medications are included in the second phase.
 - Controlled substances are scheduled in the third phase, if permitted by federal laws and regulations.

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