

# MATTRESS PRODUCERS

## California's Used Mattress Recovery & Recycling Act

### What's Required of Manufacturers, Importers and Distributors

#### The Law & Program

California's Used Mattress Recovery & Recycling Act (SB 254) required the mattress industry to create and manage a statewide mattress recycling program. The Mattress Recycling Council (MRC) is the nonprofit organization created by the mattress industry and certified by CalRecycle to administer this program. This program, known as Bye Bye Mattress to consumers, is funded through a \$10.50 recycling fee collected on all purchases of new, used and renovated mattresses and box springs.

#### Program Update — Futons Now Included in Mattress Definition

As a result of amendments to the law (AB 187), on January 1, 2020, the definition of a mattress expanded to include futons. This means futon mattresses are included products, but not futon frames or bases. Retailers, manufacturers, distributors, importers and renovators of futon mattresses are affected by this change.

#### Obligations

If you are manufacturing, distributing or importing a product that is sold or offered for sale in California and fits the law's definition of mattress or box spring, you must register your company and provide the brand names or URNs of these items.

If you are selling or offering a product for sale in California that fits the law's definition of mattress or box spring to an end user (a California consumer or contract purchaser such as a hotel, hospital or university) then you must collect the fee and remit it to MRC.

If you are renovating products that are sold or offered for sale in California, see Mattress Renovators.

#### Fee Collection

A \$10.50 fee applies to each mattress, futon mattress and box spring sold directly to California consumers or contract purchasers (hotels, hospitals, universities, etc.). The fee is:

- A flat rate regardless of mattress size or type.
- Charged per unit. Each mattress and each box spring is considered a separate unit.
- Listed on the invoice or sales receipt as "Recycle Fee" followed by the amount.

The fee does not apply to:

- Wholesale sales to retailers. Retailers will collect the fee when they sell to the end user. The fee must only be collected from the end user.

#### Registration & Fee Remittance

Producers must register in order for retailers to continue selling or offering your products for sale in the state. Registration includes disclosing the brands or URNs of these products.

Producers that sell to an end user (a California consumer or contract purchaser) must also collect the fee at each sale and remit it to MRC monthly.

Registration and fee remittance is easy and free of charge on **MRCreporting.org**.

Guidelines and step-by-step videos that explain each of these processes are available in the resources area.

## RESOURCES

#### Definitions

<https://www.mrcreporting.org/Pages/Definitions.aspx>

#### Included and Excluded Products

<https://www.mrcreporting.org/Pages/InclExclProducts.aspx>

#### FAQs

<https://www.mrcreporting.org/Pages/FAQ.aspx>

#### California's Program

<https://mattressrecyclingcouncil.org/programs/california/>

#### CalRecycle

<https://www.calrecycle.ca.gov/mattresses>



**For more information:**

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**MattressRecyclingCouncil.org**