



**GAIL FARBER  
CHAIR**

**LOS ANGELES COUNTY  
SOLID WASTE MANAGEMENT COMMITTEE/  
INTEGRATED WASTE MANAGEMENT TASK FORCE  
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September 25, 2009

The Honorable Arnold Schwarzenegger  
Governor of the State of California  
State Capitol Building  
Sacramento, CA 95814

Dear Governor Schwarzenegger:

**ASSEMBLY BILL 274 (ENROLLED SEPTEMBER 22, 2009)  
VOLUNTARY STATE SOLID WASTE POSTCLOSURE TRUST FUND**

The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force) respectfully requests that you **veto** Assembly Bill 274 (AB 274). If enacted, AB 274 establishes a landfill voluntary State Solid Waste Postclosure and Corrective Action Trust Fund at the expense of local governments and without any protection to local rate payers.

Pursuant to Chapter 3.67 of the Los Angeles County Code and the California Integrated Waste Management Act of 1989 (Assembly Bill 939, as amended), the Task Force is responsible for coordinating the development of all major solid waste planning documents prepared for the County of Los Angeles and its 88 cities in Los Angeles County with a combined population in excess of ten million. Consistent with these responsibilities and to ensure a coordinated and cost-effective and environmentally-sound solid waste management system in Los Angeles County, the Task Force also addresses issues impacting the system on a Countywide basis. The Task Force membership includes representatives of the League of California Cities-Los Angeles County Division, County of Los Angeles Board of Supervisors, City of Los Angeles, waste management industry, environmental groups, the public, and a number of other governmental agencies.

If enacted, AB 274 would establish a dedicated trust fund by initially collecting \$0.12 for every ton of waste disposed from participating solid waste landfill operators. The Fund would be used to cover postclosure maintenance and corrective actions, and attempts to address the potential financial liability that the State may incur when a facility operator fails to maintain the landfill facility after closure and/or to perform the necessary corrective actions. The Task Force is very concerned that AB 274 does not

address how the Waste Board (or subsequent agency) will recover expended funding in the event a private landfill owner/operator files for bankruptcy. Unlike a public landfill owner/operator, a private landfill owner/operator could conceivably walk away from such responsibility leaving the State unable to recover the funds **except** from those cities and counties that had used the facility before its closure.

Therefore, the Task Forces **respectfully requests that you veto** AB 274. Should you have any questions, please contact Mr. Mike Mohajer of the Task Force at (909) 592-1147.

Sincerely,



Margaret Clark, Vice-Chair  
Los Angeles County Solid Waste Management Committee/  
Integrated Waste management Task Force and  
Mayor, City of Rosemead

SK/LL:as

cc: Senate President Pro Temp Darnell Steinberg  
Assembly Speaker Karen Bass  
Senator Dennis Hollingsworth, Minority Leader  
Assembly Member Sam Blakeslee, Minority Leader  
Assembly Member Anthony Portantino  
Each Member of the Los Angeles County Legislative Delegation  
Each Member of the County of Los Angeles Board of Supervisors  
Each City Mayor in Los Angeles County  
California State Association of Counties  
League of California Cities  
League of California Cities, Los Angeles County Division  
San Gabriel Valley Council of Governments  
South Bay Cities Council of Governments  
Southern California Association of Governments  
Gateway Cities Council of Governments  
Each Member of the County Sanitation Districts of Los Angeles County  
Each City Recycling Coordinator in Los Angeles County  
Each Member of the Los Angeles County Integrated Waste Management Task Force