

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE
2007-2008 SESSION
May 08, 2008**

Bill	Author	Status	Summary	Task Force Position
AB 6	Houston	Dead	Existing Law: California's Global Warming Solutions Act (AB 32, 2006 Statutes) requires the State Air Resources Board (SARB) to develop regulations to achieve the Act's greenhouse gas emission reduction targets. SARB has the discretion to incorporate market-based options.	
			Proposed Law: This bill would allow a taxpayer to take a deduction for depreciation for qualified capital expenditures such as an existing engine, boiler, generator, or other tangible personal property, that measurably reduces greenhouse gas emissions for the production, generation, or the storing of renewable energy from biomass, solar, wind, and hydrogen sources over a 3-year period.	
AB 35	Ruskin	Vetoed 10-14-07	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.	
			Proposed Law: This bill would require a state agency that constructs or renovates a state building on or after July 1, 2010, to meet a minimum gold standard for the U.S. Green Building Council's Leadership in Energy and Environmental Design.	
AB 48	Saldana	Vetoed 10-13-07	Existing Law: The Department of Toxic Substances Control (DTSC) regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). State law requires DTSC to adopt regulations by January 1, 2007 prohibiting the sale of CEDs if they are banned in the European Union.	
		Reintroduced from 2006 Legislative Session (AB 2202)	Proposed Law: This bill prohibits electronics producers from manufacturing electronic devices for sale in California that are prohibited from sale in the European Union by the reduction of hazardous substances directive, effective January 1, 2010.	
AB 118	Nunez	Chaptered 10-14-07	Existing Law: Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources.	
			Proposed Law: This bill enacts the California Alternative and Renewable Fuel, Vehicle Technology, Clean Air, and Carbon Reduction Act of 2007, funded through fees on vehicle owners and electric utility ratepayers, which would pay for various programs intended to improve air quality and to increase the use of alternative fuels and advanced vehicle technology.	

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AB 218	Saldana	Amended 5-06-08 In Senate Environmental Quality Committee	<p>Existing Law: Existing law requires the Department of Toxic Substances Control to adopt regulations to prohibit an electronic device from being sold or offered for sale in this state if the electronic device is prohibited from being sold or offered for sale in the European Union on and after its date of manufacture.</p> <p>Proposed Law: This bill would phase out the use of specified hazardous materials consistent with the European Union's RoHS Directive, in the production of consumer electronics within the state by January 1, 2010, unless an exemption is made.</p>	
AB 258	Krekorian	Chaptered 10-14-07	<p>Existing Law: The California Coastal Commission, in partnership with local governments, plans and regulates development and natural resource use along the coast.</p> <p>Proposed Law: This bill would require the State Water Board and other regional boards to implement a program by January 1, 2009 for the control of discharges of preproduction plastics from point and nonpoint sources.</p>	
AB 484	Nava	Vetoed 10-11-07	<p>Existing Law: Existing law requires the Department of Transportation, and any other state agency that provides construction and repair services, to contract for construction items that utilize recycled materials used in paving or paving subbase.</p> <p>Proposed Law: This bill would prohibit CalTrans, or any contractee with the department, from disposing of asphalt concrete or Portland cement concrete in a solid waste landfill, unless the department makes a specified determination that no other means of using or disposing the material is feasible or that it will be used for beneficial reuse in the construction or operation of a solid waste landfill.</p> <p><i>Previously</i>, this bill would have required CalTrans to increase the use of recycled aggregate base to at least 50 percent by January 1, 2008, and at least 75 percent by January 1, 2009, unless it determines that the use of the materials is not cost effective.</p>	Letter of Support sent 6-21-07 for 2-20-07 version
AB 501	Swanson	Amended 5-06-08 In Senate Health Committee 2 year bill	<p>Existing Law: It is prohibited for a person to dispose of home-generated sharps waste after September 1, 2008.</p> <p>Proposed Law: This bill would require pharmaceutical manufacturers, at the request of a consumer of specified injection devices, to provide either a prepaid mail-back sharps container, or a sharps container for the safe storage and transport to a sharps consolidation location or other specified locations.</p>	Letter of Support sent for 4-30-07 and 1-07-08 versions, and Support and Amend for 3-13-08 version

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AB 546	Brownley	Vetoed 10-14-07	<p>Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.</p> <p>Proposed Law: Beginning July 1, 2008, this bill would require a retailer that sells a covered electronic device to provide a customer through either a sign, written material, or on the sales receipt with the Waste Board's Internet website, which describes where and how to return, recycle, and dispose of a covered electronic device, as well as the locations for its collection or return.</p>	Watch
AB 548	Levine	Vetoed 10-14-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would require on or after July 1, 2008, that an owner of a multifamily dwelling consisting of five or more units, provide recycling services that are consistent with any other state or local law or requirement governing the collection, handling, or recycling of solid waste.</p>	Watch
AB 656	Plescia	Dead	<p>Existing Law: Effective February 8, 2006, households can no longer dispose universal waste into the trash. Universal waste includes electronic waste, household batteries, fluorescent tubes, mercury waste, and aerosol cans.</p> <p>Proposed Law: This bill would require the Waste Board and Water Resources Control Board to prepare and forward a report to the Legislature by July 1, 2008 on whether the incidental disposal of alkaline batteries at landfills cause any environmental impacts.</p>	Watch
AB 679	Benoit	Chaptered 10-10-07	<p>Existing Law: Current law carries various penalties, including fines and/or imprisonment for littering or illegal dumping.</p> <p>Proposed Law: This bill would require the court to impose an assessment in addition to any other penalty or fine, in the amount of \$100 for an infraction or \$200 for a misdemeanor, for use by the City or County for illegal dumping enforcement.</p> <p><i>Previously,</i> this bill would have required the court system to impose a civil assessment on violators that is equal to the actual cost of cleanup incurred by the city or county that results from littering or illegal dumping offenses.</p>	Letter of Support for 5-03-07 version sent 6-11-07

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AB 712	De Leon	Amended 7-12-07 In Senate Appropriations Committee 2 year bill	<p>Existing Law: Existing law requires each operator of a solid waste disposal facility to pay a quarterly fee to the State Board of Equalization.</p> <p>Proposed Law: This bill would impose a new tipping fee of \$0.50/ton of waste disposed in California beginning April 1, 2008, in order to fund air quality compliance for off-road diesel vehicles that dispose, transfer, or process solid waste or recyclable materials. This bill would also provide up to four million dollars in grants for projects that reduce greenhouse gas emissions from landfills through organic material diversion (excluding "thermal technologies").</p>	Letter of Opposition sent 6-12-07 for 5-02-07 version
AB 722	Levine	Dead	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: Starting July 1, 2010, this bill would phase in minimum energy efficiency requirements for general purpose light bulbs over a six-year period. It would require that after the phase-in, most general purpose lights achieve 50 lumens per watt standard.</p>	Watch
AB 729	Mullin	Dead	<p>Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.</p> <p>Proposed Law: This bill would require the Waste Board to develop regulations for authorized CED collectors to legally donate CEDs to non-profit organizations for reuse.</p>	
AB 769	Aghazarian	Dead	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would exempt all fuel used to transport biomass, including the organic fraction of municipal solid waste, from the State's Sales and Use Tax.</p>	
AB 800	Lieu, Brownley and Krekorian	Chaptered 10-10-07 Related bill AB 1391	<p>Existing Law: State law requires the State Office of Emergency Services to be immediately notified when hazardous substances or sewage is discharged into the waters of the State.</p> <p>Proposed Law: This bill would expand the notification requirements and associated penalties for discharging hazardous substances, sewage, or other wastes into the waters of the State.</p>	Watch

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AB 820	Karnette	Dead	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would prohibit the selling, use, or distribution of polystyrene food containers at University of California campuses, State Mental Hospitals, and California prisons on condition it is approved by the Board of Regents or the Department of Corrections.</p>	Letter of Support sent 5-17-07
AB 822	Levine	Amended 1-07-08 In Assembly Natural Resources Committee Reintroduction related bill AB 548	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would require on or after July 1, 2009, that an owner of a multifamily dwelling consisting of five or more units, provide recycling services that are consistent with any other state or local law or requirement governing the collection, handling, or recycling of solid waste.</p>	
AB 904	Feuer	Amended 1-29-08 In Assembly Natural Resources Committee	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill enacts the Plastic and Marine Debris Reduction, Recycling, and Composting Act, and prohibits a take-out food provider, on and after July 1, 2012, from distributing single use single-use food service packaging to a consumer, unless the single-use food service packaging is either compostable or recyclable.</p>	Letter of Support for 4-11-07 version sent 6-11-07
AB 1018	Emerson	Dead	<p>Existing Law: Any unauthorized discharge of waste into the waters of the State must be abated in compliance with the local Regional Water Quality Control Board or the State Water Resources Control Board requirements.</p> <p>Proposed Law: This spot bill would make technical non-substantive changes relating to the above issue.</p>	
AB 1023	Desaulnier	Chaptered 7-27-07	<p>Existing Law: Manufacturers of specified plastic trash bags (excluding grocery bags) must incorporate post consumer plastic material in their bags (10% of the bag weight) or in all its plastic products (30% of the total weight).</p> <p>Proposed Law: Exempts manufacturers of compostable and biodegradable trash bags from California's recycled-content requirements for plastic trash bags.</p>	

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AB 1058	Laird	Vetoed 10-14-07	<p>Existing Law: Existing law sets forth various requirements for energy and design efficiency in the construction and renovation of state buildings.</p> <p>Proposed Law: This bill requires the Department of Housing and Community Development to develop and promote green building standards for residential occupancies and submit them to the Building Standards Commission for review, adoption, approval and publication by July 1, 2009.</p>	
AB 1075	Cook	Amended 1-17-08 In Assembly Appropriations Committee 2 year bill	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Up to 10% of the 50% diversion requirement can be met through biomass conversion provided certain conditions are met, including sending hazardous waste ash to a Class I Hazardous Waste Disposal Facility.</p> <p>Proposed Law: This bill would revise the definition of "transformation" to exclude anaerobic digestion. It would define composting operation and composting facility.</p> <p><i>Previously</i>, this bill would have also defined the term gasification as "solid waste conversion".</p>	Letter of Support sent 1-08-08
AB 1109	Huffman and Feuer	Chaptered 10-12-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would create the California Lighting Efficiency and Toxics Reduction Act which would prohibit, on or after January 1, 2010, a person from manufacturing or selling specified general purpose and incandescent lights that contain levels of hazardous substances prohibited by the European Union.</p>	Watch
AB 1183	Hancock	Dead	<p>Existing Law: DTSC regulates hazardous waste in California.</p> <p>Proposed Law: This bill updates the means by which information maintained by the Department of Toxic Substances Control and the State Water Resources Control Board on contaminated sites throughout the state is made available to the public.</p>	
AB 1193	Ruskin	Dead	<p>Existing Law: Existing law prohibits a person from selling, offering to sell, or distributing for promotional purpose a mercury-added thermostat.</p> <p>Proposed Law: This bill would require manufacturers to create a collection and recycling program for mercury added thermostats.</p>	

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AB 1195	Torrico	Amended 4-15-08 In Senate Appropriations Committee 2 year bill	<p>Existing Law: The Waste Board administers used oil recycling incentive program which provides used oil collection centers/programs \$0.16/gallon for recycling used oil, and electric utilities \$0.16/gallon for generating electricity from used oil.</p> <p>Proposed Law: This bill would require a used oil generator, transporter, or transfer facility to analyze the oil by an accredited laboratory prior to shipment or recycling, and ship the oil only to a recycling facility certified by the Waste Board. It would require the Waste Board to pay a recycling incentive for any oil burned or used for energy recovery that meets recycled oil purity standards.</p>	
AB 1207	Smyth	Dead	<p>Existing Law: The State Water Resources Control Board and the Regional Water Quality Control Board regulates the land application of biosolids.</p> <p>Proposed Law: This bill would require the Waste Board, in consultation with the State Water Resources Control Board, to adopt regulations for the land application of biosolids by July 1, 2010.</p>	Letter of Opposition sent 6-4-07
AB 1237	Hancock	Dead	<p>Existing Law: The Local Enforcement Agency and the Waste Board are required to conduct regular inspections of solid waste facilities. In addition, the Waste Board has 60 days to determine whether to concur or object to the issuance of a Solid Waste Facilities Permit.</p> <p>Proposed Law: This bill would require the LEA and Waste Board inspections to be unannounced. In addition, the Waste Board's 60-day review period would be extended to 90-days. No action taken would be considered tacit objection.</p>	Letter to Oppose unless Amended sent 5-17-07
AB 1391	Brownley	Amended 1-07-08 In Assembly Appropriations Committee Related Bill: AB 546 2 year bill	<p>Existing Law: The Electronic Waste Recycling Act of 2003 requires a retailer selling a covered electronic device in this state to collect a covered electronic waste recycling fee from the consumer.</p> <p>Proposed Law: Beginning July 1, 2009, this bill would require a retailer that sells a covered electronic device (CED) to provide a customer information through a sign, written material or information labeled on the device, included in the packaging, or accompanying the CED sale with the Waste Board's Internet website, which describes where and how to return, recycle, and dispose of a covered electronic device, as well as the locations for its collection or return.</p>	Support

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AB 1428	Galgiani	Amended 6-26-07 In Senate Environmental Quality Committee 2 year bill	<p>Existing Law: Under existing law, electrical corporations are required to provide eligible biogas digester customer-generators with net energy metering under a pilot program.</p> <p>Proposed Law: This bill would replace the existing pilot program for eligible biogas digester customer-generators with a net energy metering program for eligible customer-generators, which use agricultural residues, animal wastes, or animal renderings (excluding municipal waste) to generate electricity.</p>	
AB 1447	Calderon	Chaptered 10-14-07	<p>Existing Law: No person, other than a certified appliance recycler, can remove materials that require special handling from major appliances, or transport/sell discarded major appliances to a scrap recycling facility, unless specific conditions are met.</p> <p>Proposed Law: This bill makes several changes to provisions governing the handling of hazardous waste and other materials removed from a major appliance before recycling or disposal of the appliance. It would allow appliance service technicians to remove refrigerants from major appliances, and expand the requirements for a certified appliance recycler.</p>	
AB 1473	Feuer	Chaptered 10-12-07	<p>Existing Law: A solid waste facility cannot operate without a Solid Waste Facilities Permit. If the LEA determines that a facility is in violation of this requirement, the LEA must issue a cease and desist order.</p> <p>Proposed Law: This bill requires the CIWMB to adopt emergency regulations to authorize an enforcement agency, upon CIWMB's concurrence, to issue a temporary solid waste facilities permit to an operating solid waste transfer or processing station or a composting facility, which, as of January 1, 2008, is required under the act to have a solid waste facilities permit but for which a permit has not been obtained. The bill sunsets July 1, 2010.</p>	Letter of Support for 4-11-07 version sent 5-17-07
AB 1535	Huffman	Dead	<p>Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.</p> <p>Proposed Law: This bill would change the point of collection for the Electronic Waste Recycling Fee (fee) from the consumer to the manufacturer on every new or refurbished covered electronic device sold or offered for sale in this state. It would also require the Waste Board to review and make adjustments to the fee, as applicable.</p>	Letter of Support sent 6-21-07

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AB 1610	Nunez	Dead	<p>Existing Law: The Waste Board currently imposes a \$1.40 per ton fee (maximum rate authorized by law) on each solid waste disposed to fund most of their activities.</p> <p>Proposed Law: This bill would require an owner or operator of an oil refinery facility in the state to submit information to the Energy Commission relating to the capacity and operational status of the facility.</p>	Letter of Opposition for 2-23-07 version sent 4-19-07
AB 1860	Huffman	Amended 4-29-08 In Assembly Appropriations Committee	<p>Existing Law: Existing state law provides for the establishment and enforcement of various product safety standards for certain consumer products.</p> <p>Proposed Law: This bill would enact the Product Recall Safety and Protection Act, which requires immediate removal from the market, disposal, and notice to consumers for products subject to recall or warnings, as specified. It would require manufacturers to ensure that their recalled products are properly disposed.</p>	Support
AB 1972	DeSaulnier	Amended 3-24-08 In Assembly Natural Resources Committee	<p>Existing Law: Existing law prohibits a person from selling a plastic bag that is labeled as "compostable," "biodegradable," or "degradable," unless the bag meets the current American Society for Testing and Materials (ASTM) standard specification for the term used on the label.</p> <p>Proposed Law: This bill would expand this exemption to include containers that meet the ASTM Standard Specification for biodegradable plastics used as coatings on paper and other compostable substrates</p>	
AB 2058	Levine	Amended 5-05-08 In Assembly Appropriations Committee	<p>Existing Law: Existing law requires an operator of a store, as defined, to establish an at-store recycling program that provides customers the opportunity to return clean plastic carryout bags to that store.</p> <p>Proposed Law: This bill would require supermarkets and retail stores over 10,000ft to demonstrate 70% diversion of plastic bags by December 31, 2010. If this goal is not met, retailers will provide a fee not to be less than .25 for each plastic bag distributed. Funds collected would be used for plastic bag and other litter reduction and recycling activities. On or after July 1, 2011 a store may provide paper bags at the cost of .25 per bag.</p>	
AB 2071	Karnette	Introduced 2-19-08 In Assembly Appropriations Committee	<p>Existing Law: Existing law prohibits a person selling a plastic bag labeled with "compostable", "biodegradable" or "degradable" unless the plastic bag meets specified standards.</p> <p>Proposed Law: This bill would authorize local and state government to impose a civil liability (\$500 first infraction, \$1000 second infraction) should a plastic bag be sold in violation of existing law.</p>	

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AB 2347	Ruskin	Amended 4-03-08 In Assembly Appropriations Committee	<p>Existing Law: Existing law prohibits, on and after January 1, 2006, a person from selling, offering to sell, or distributing for promotional purposes a mercury-added thermostat unless it meets specified criteria.</p> <p>Proposed Law: The bill would require a collection and recycling program on and after January 31, 2010, for out-of-service mercury-added thermostats, including information as to how to obtain pre-paid mail-in labels for their return to authorized recyclers, the development of educational materials that provide adequate incentives and education to contractors, service technicians, and homeowners to encourage return of thermostats to established recycling collection points.</p>	
AB 2415	Fuentes	Introduced 2-21-08 In Assembly Natural Resources Committee	<p>Existing Law: The California Integrated Waste Management Act of 1989 requires a person who proposes to operate a solid waste facility to file with the enforcement agency having jurisdiction over the facility.</p> <p>Proposed Law: This bill would require the Waste Board, in the case where a proposed or existing solid waste facility is located in multiple jurisdictions to obtain the approval of the local enforcement agency of each jurisdiction in which the facility is located before the issuance or revision of the permit, and would take effect immediately.</p>	Letter of Support sent 3-17-08
AB 2505	Brownley	Amended 4-22-08 In Assembly Appropriations Committee	<p>Existing Law: The Toxics in Packaging Prevention Act, prohibits a manufacturer or supplier from offering for sale or for promotional purposes in this state a package or packaging component that includes specified regulated metals.</p> <p>Proposed Law: This bill would prohibit, on and after January 1, 2010, the sale or promotional distribution a polyvinyl chloride (pvc) packaging container, with certain exceptions. A person violating the prohibition would be subject to a fine not to exceed \$2500 daily.</p>	
AB 2610	Davis	Amended 5-06-08 In Assembly Judiciary Committee	<p>Existing Law: Existing law makes it unlawful for any association of persons to engage, directly or indirectly, in the soliciting of donations or in selling salvageable personal property obtained by soliciting, except qualified charitable organizations.</p> <p>Proposed Law: This bill would authorize a county to prohibit, by ordinance, a person or entity from placing, using, or employing a collection box for solicitation purposes without a permit and would limit the issuance of permits under these provisions to qualified charitable organizations. It would exempt a jurisdiction that has enacted a permit process for collection boxes prior to January 1, 2009.</p>	

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AB 2625	Strickland	Amended 4-07-08 In Assembly Transportation Committee	<p>Existing Law: Existing law exempts developmental engine fuels authorized by the Department of Food and Agriculture from various restrictions.</p> <p>Proposed Law: This bill would define "renewable diesel" to include that which is derived from non-petroleum renewable resources, including municipal solid waste and other sources.</p>	Support in concept letter sent 3-17-08
AB 2640	Huffman	Amended 4-08-08 In Assembly Suspense File	<p>Existing Law: AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would, beginning January 1, 2010, make greenwaste used as ADC subject to the State's \$1.40/ton fee, to be deposited by the Waste Board in an account to fund grants and loans for compostable organics management projects. Moreover, it would require the Board to adopt and develop policies to reduce by half the amount of greenwaste deposited in landfills (including greenwaste ADC) by 2020, based on 2008 calendar year figures.</p>	Letter of Opposition sent 3-27-08
AB 2679	Ruskin	Amended 5-08-08	<p>Existing Law: AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would authorize a local enforcement agency (LEA) to fund illegal dumping abatement, prevention, and public awareness activities. The bill would also grant the Waste Board the ability to take enforcement action available to an LEA, and would make other technical and clarifying changes.</p>	
AB 2695	Nielo	Amended 4-22-08 In Assembly Appropriations Committee	<p>Existing Law: Current law prohibits any person from unauthorized dumping or littering materials upon public or private property.</p> <p>Proposed Law: This bill would provide solid waste local enforcement agencies (LEAs) with the authority to inspect illegal dumping activities, and establishes an illegal dumping grant and loan program by the Waste Board.</p>	Support

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AB 2730	Leno	Amended 5-06-08 In Assembly Natural Resources Committee	Existing Law: Existing Law requires that every beverage container sold in the state is required to have a minimum refund value. Proposed Law: This bill would require a nonprofit convenience zone recycler to be located within one mile of a supermarket that is in a convenience zone unserved by a recycling center, and for that to be the basis for an exemption from the current requirements that require a certified recycling center or location within every convenience zone.	
AB 2829	Davis	Dead In Assembly Natural Resources Committee	Existing Law: Existing law requires an operator of a store to establish an at-store recycling program. Proposed Law: This bill would require each plastic carryout bag provided by the store to have printed or displayed on the bag an environmental awareness statement describing the negative environmental and wildlife impacts caused by littered plastic carryout bags and encouraging the use of reusable bags. It requires, on and after July 1, 2009, a person to pay specified stores a plastic carryout bag impact fee of \$0.25 per bag. Fees collected would be deposited in the California Plastic Carryout Bag Impact Fund, to be available to local governments on a per-capita basis for various plastic bag cleanup and reduction activities.	Letter of Support sent 3-17-08
AB 2866	De Leon	Amended 4-23-08 In Assembly Natural Resources Committee	Existing Law: The California Integrated Waste Management Act of 1989, requires an operator of a solid waste disposal facility to pay a fee of \$1.40 for each ton of solid waste disposed to the State Board of Equalization. Proposed Law: This bill would, commencing on or after July 1, 2009, increase the current solid waste disposal fee to \$2 per ton, of which 25% would go toward financing fund the commercialization of hybrid refuse trucks between July 1, 2009 and June 30, 2020, and 50% to be used to divert compostable organics from land disposal between July 1, 2009 and June 30, 2020. A project that utilizes thermal technologies is not eligible. On or after July 1, 2009, 25% will be deposited in the State Solid Waste Closure Trust Subaccount (maintained at \$50 million) to pay for any future liability of the state resulting from the failure of a landfill operator to meet its responsibilities for landfill closure and postclosure care.	Oppose Unless Amended Letter sent 3-17-08
AB 2868	De Leon	Amended 4-03-08 In Assembly Transportation Committee	Existing Law: The California Alternative and Renewable Fuel, Vehicle Technology, Clean Air, and Carbon Reduction Act of 2007 makes eligible for funding workforce training programs related to alternative and renewable fuels and workforce training initiatives related to advanced energy technology designed to reduce air pollution. Proposed Law: This bill would specify that any studies on how best to implement these provisions shall be eligible for funding.	

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AB 2939	Hancock	Amended 3-24-08 In Assembly Appropriations Committee	Existing Law: Existing law authorizes a city or county to make changes or modifications in the building standards proposed by the Department of Housing and Community Development and approved by the California Building Standards Commission. Proposed Law: This bill authorizes cities and counties to adopt stricter green building guidelines different from those otherwise established in the California Building Standards Code.	
AB 3018	Nunez	Introduced 2-22-08 In Assembly Labor and Employment Committee	Existing Law: Existing law contains various programs for job training and employment investment. Proposed Law: This bill would require a consortium of State agencies in conjunction with a variety of stakeholders to develop a comprehensive array of programs and strategies to assist the development of "clean and green technology sector" jobs and spur the development of the State's growing green economy.	
AB 3025	Lieber	Amended 5-06-08 In Assembly Natural Resources Committee	Existing Law: AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills. Proposed Law: This bill would prohibit, beginning January 1, 2010, a wholesaler from selling expanded polystyrene loosefill packaging material, unless the loosefill packaging material meets recycling content requirements.	

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May 08, 2008**

Bill	Author	Status	Summary	Task Force Position
SB 55	Florez	Dead	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would:</p> <ul style="list-style-type: none"> • Require a publicly owned treatment works (POTW) to submit certification to the regional water quality control board regarding any sewage sludge that is transferred from a facility for disposal or further processing; • Require the sludge be certified to meet the requirements and standards for any pollutants listed in the waste discharge requirements for the POTW issued by the regional board; • Require any POTW to submit additional certification to sludge haulers certifying that the waste product is non-hazardous. 	Letter of Opposition sent 5-23-07
SB 74	Florez	Dead	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would exempt, through January 1, 2014, Sales and Use taxes related to the sale, storage, use, or other consumption of biodiesel fuel wholly or partly derived from agricultural products, vegetable oils, recycled greases, or animal fats, or the wastes of those products or fats.</p>	
SB 140	Kehoe	Dead	<p>Existing Law: The Air Resources Board is required to conduct a comprehensive study on the impact of any regulations that establish a specification for motor vehicle fuel.</p> <p>Proposed Law: This bill would require the ARB to develop regulations requiring all diesel fuel sold to contain at least 2% renewable diesel (derived from vegetable oils, waste grease, or animal fat) no later than one year after a specified determination is made by the state Air Board. Within two years of the effective date of the regulations, at least 5% of all diesel fuel sold or offered for sale in the state for use in internal combustion engines would be required to contain renewable diesel fuel.</p>	Letter of Support for 5-01-07 version sent 5-23-07
SB 410	Simitian and Perata	Dead	<p>Existing Law: Utilities are required to obtain 20% of their delivered power from renewable sources by 2010. The Energy Commission administers a renewable energy program that provides “supplemental energy payments” to renewable energy producers to make renewable energy sources more competitive with nonrenewable sources.</p>	

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			Proposed Law: This bill requires the California Energy Commission (CEC), in making awards from the Existing Renewable Resource Account to establish a specified production incentive and to make payments depending upon the availability of funding. Deletes the requirement that an existing facility generating electricity from biomass is eligible for funding only if it reports certain information on fuel usage to the CEC.	
SB 411	Simitian	Amended 7-17-07 In Assembly Appropriations Committee 2 year bill	Existing Law: Utilities are required to obtain 20% of their delivered power from renewable sources by 2010. The Energy Commission administers a renewable energy program funded by a surcharge on consumers' energy bills. Proposed Law: This bill would require retail sellers of electricity, as specified, to increase their total procurement of eligible renewable energy so that at least 33% of retail sales are procured from eligible renewable energy resources no later than December 31, 2020.	
SB 429	Ducheny	Dead	Existing Law: Cal-EPA, the Waste Board, Water Board, each regional water quality control board, and the Department of Toxic Substances Control to maintain a list of all instruments and agreements restricting land uses imposed by those agencies and would require the list to provide specified information. Proposed Law: This bill would require state agencies, including Cal EPA, various local agencies, including a local solid waste enforcement agency, to notify the building, planning, or engineering department in the affected city or county if it takes certain actions with regard to approving a remedial action, removal action, closure, corrective action, or any other type of environmental cleanup action. The bill would authorize that department to refuse to issue a building, land use, or development-related permit unless the applicable entity reviews the permit application and approves the proposed activity, or proposes measures necessary to protect the public.	
SB 470	Ashburn	Vetoed 10-13-07	Existing Law: Existing law provides that any person who has the care or control of any animal that dies from any contagious disease shall immediately cremate or bury the animal. Proposed Law: This bill would require the Waste Board to convene a working group to draft regulations for the emergency disposal or rendering of animal carcasses/livestock during a state of emergency, which would be adopted no later than July 1, 2009	

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Bill	Author	Status	Summary	Task Force Position
SB 660	Perata	Vetoed 10-14-07	Existing Law: The California Global Warming Solutions Act of 2006 requires the State Air Resources Board to adopt regulations to require the reporting and verification of emissions of greenhouse gases.	
			Proposed Law: This bill would establish the Strategic Research Investment Council, which would prepare and adopt a strategic research, development, and demonstration plan that establishes priorities and key expenditure categories for clean technologies.	
SB 735	Wiggins	Vetoed 10-11-07	Existing Law: Existing law requires the Director of Transportation, in consultation with the California Integrated Waste Management Board, to review and modify bid specifications related to the purchase of paving materials, and base, subbase, and pervious backfill materials, using recycled materials.	
			Proposed Law: This bill would require CalTrans to track the use of recycled and virgin materials for subbase, base and lean concrete base. It would require that CalTrans report to the Legislature on January 1, 2010 and biennially thereafter on the use of recycled materials that it is required to track.	
SB 826	Padilla	Vetoed 10-13-07	Existing Law: The Waste Board establishes the State's minimum standards for solid waste facilities, including the design, operation, maintenance, and reuse of these facilities.	Letter of Concern with 4-12-07 version sent on 5-23-07
			Proposed Law: This bill would request the Regents of the University of California to carry out various projects with respect to Native American education assigned to the State Librarian under existing law. <i>Previously</i> , this bill would have required the Waste Board to adopt state minimum standards to identify and mitigate environmental justice impacts in disproportionately affected communities in which solid waste facilities are located.	

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Bill	Author	Status	Summary	Task Force Position
SB 842	Scott	Dead	<p>Existing Law: "Gasification" is the non-combustion thermal processing of waste using heat, pressure, and steam to convert materials directly into a gas for electricity generation.</p> <p>To qualify for diversion credit, a gasification facility must:</p> <ul style="list-style-type: none"> • Not use air or oxygen in the conversion process • Not discharge air contaminants or emissions • Not discharge to surface or groundwater • Not produce hazardous waste • Remove all recyclable materials and marketable green waste materials to the maximum extent feasible • Be in compliance with all applicable laws, regulations, and ordinances • Any jurisdiction using the facility must have a 30% diversion rate <p>Proposed Law: This bill would authorize a gasification facility's discharge of air contaminants or emissions to be regulated by the State Air Resources Board or Air Quality Management Districts rather than having an absolute zero threshold.</p>	Letter of Support sent 5-17-07
SB 898	Simitian	<p>Chaptered 10-13-07</p> <p>In Assembly Appropriations Committee</p>	<p>Existing Law: The Personal Income Tax Law provides for individual contributions to support specified funds.</p> <p>Proposed Law: This bill would extend the sunset dates for two voluntary contribution funds contained on the personal income tax return.</p> <p><i>Previously</i>, this bill would have clarified that the public entity would have conducted a program to prevent the recurrence of solid waste disposal into municipal storm sewers.</p>	
SB 899	Simitian	<p>Amended 3-26-07</p> <p>In Assembly Environmental Safety and Toxic Materials Committee</p> <p>2 year bill</p>	<p>Existing Law: Current law generally prohibits the manufacture, processing or distribution of products containing more than a specified amount of polybrominated diphenyl ether (PBDES).</p> <p>Proposed Law: This bill would phase out the use of plastic products that contain toxic materials such as styrene, bisphenol-A, perfluorocotanoic acid, vinyl chloride, nonylphenols, and alkyphenols. It would prohibit a person by June 1, 2008 from manufacturing, processing or distributing a product containing perfluorinated compounds or chemicals that degrade in the environment.</p>	

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Bill	Author	Status	Summary	Task Force Position
SB 966	Simitian and Kuehl	Chaptered 10-12-07	<p>Existing Law: AB 939 requires local jurisdictions to implement a plan to manage household hazardous waste, including unwanted pharmaceutical drugs.</p> <p>Proposed Law: This bill would require the Waste Board to develop model programs for the collection and proper disposal of pharmaceutical drug waste.</p> <p><i>Previously</i>, this bill would have authorized every drug retailer to conduct projects for the collection of drugs for proper disposal. If by January 1, 2011, less than 80 percent of the state's population has access to a collection opportunity within one mile of a retailer, the Department of Toxic Substances Control shall require every retailer to have a system in place for the acceptance and collection of drugs for proper disposal.</p>	Letter of Support for 4-30-07 version sent 6-21-07
SB 1016	Wiggins	Amended 4-10-07 In Assembly Natural Resources Committee 2 year bill	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. In determining compliance with AB 939, the State's diversion rate measurement system is used. The System has been found to be inaccurate, often resulting in non-representative diversion rates for jurisdictions.</p> <p>Proposed Law: This bill would authorize the Waste Board, if it determines that a city or county has diverted more than 50% of solid waste from landfill disposal to submit biennially information required in the Waste Board's annual report. If either the city or county subsequently fails to divert 50% of the solid waste, or if the Board rescinds the authorization, the city or county would be required to submit the report annually.</p>	Comment Letter on draft revisions sent 7-11-07 and 1-31-08
SB 1020	Padilla	Amended 6-26-07 In Assembly Appropriations Committee 2 year bill	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Failure to comply may subject the jurisdiction to penalties of up to \$10,000 per day.</p> <p>Proposed Law: Requires the Waste Board to adopt policies, programs, and incentives to ensure that the state achieves a 60% solid waste diversion rate by 2012 and a 75% diversion rate by 2020.</p>	Letter of Opposition for 4-09-07 sent 4-18-07
SB 1021	Padilla	Chaptered 10-12-07	<p>Existing Law: The California Beverage Container Recycling and Litter Reduction Act requires the Department of Conservation to implement a Statewide beverage container recycling program, including providing grant funding to local governments and non-profit agencies.</p> <p>Proposed Law: This bill would, for calendar year 2008, make available \$15 million in grant funding to place source separated beverage container recycling containers at multifamily homes.</p>	Watch

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SB 1036	Perata	Chaptered 10-14-07	<p>Existing Law: Existing law requires the Energy Commission to certify eligible renewable energy resources and to award production incentives and allocate and award supplemental energy payments from the New Renewable Resources Account to cover above-market costs of purchasing electricity from eligible renewable energy resources.</p> <p>Proposed Law: This bill would eliminate the CEC administration of funds available for award to new renewable energy facilities in the form of supplemental energy payments (SEPs) pursuant to the Renewable Portfolio Standard (RPS). This bill would authorize the Public Utilities Commission (PUC) to allow recovery of future above-market costs pursuant to its ratemaking authority.</p>	
SB 1321	Correa	Amended 4-23-08 In Senate Appropriations Committee	<p>Existing Law: Existing law requires the Waste Board to develop and implement a source reduction and recycling program for schools in which schools are encouraged, but not required to participate.</p> <p>Proposed Law: This bill would require a school district to operate its own beverage container recycling program, or have the containers collected by the Civilian Conservation Corps or other recycler, only if the district doesn't incur costs for its operation.</p>	
SB 1357	Padilla	Amended 4-23-08 In Senate Appropriations Committee	<p>Existing Law: The California Beverage Container Recycling and Litter Reduction Act requires a distributor of specified beverage containers to pay a redemption payment to the Department of Conservation.</p> <p>Proposed Law: This bill would allow up to 20 million dollars to be expended between January 1, 2009 to January 1, 2012, for grants for beverage container recycling and litter reduction programs. It would authorize the Department of Conservation on or after January 1, 2010 to use the actual cost of recycling specific beverage material types if the recycling rate is less than 5 percent, in determining the amount of processing payments; costs will be adjusted every other year. New guidelines will replace existing guidelines to be adopted by the Department to determine handling fees for various recyclers beginning July 1, 2009.</p>	

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SB 1426	Calderon	Amended 4-09-08 In Senate Environmental Quality Committee	<p>Existing Law: Existing law imposes specified requirements on state agencies with respect to purchasing and using recycled products, including minimum content requirements.</p> <p>Proposed Law: This bill would require the Department of General Services to post on its Internet Web site guidance to assist businesses in determining if their products, materials, goods, or supplies offered or sold to the state meet minimum content requirements.</p> <p><i>Previously</i>, this bill would have required in the case of carpet and related products, the Department of General Services to adopt at least two methods by which manufacturers may demonstrate compliance, as provided.</p>	
SB 1473	Calderon	Amended 4-21-08 In Senate Appropriations Committee	<p>Existing Law: The California Building Standards Law provides for the adoption of building standards by state agencies.</p> <p>Proposed Law: This bill would require the commission to adopt, approve, codify, update, and publish building standards that are designed to reduce direct and indirect environmental consequences, as specified, if no state agency has the authority or expertise to propose those standards. It would require each city or county to collect a fee from any applicant for a building permit, assessed at the rate of \$4 per \$100,000, which would be deposited in the fund and be available for the development, adoption, publication, and educational efforts associated with building standards.</p>	
SB 1625	Corbett	Amended 4-21-08 In Senate Appropriations Committee	<p>Existing Law: The California Beverage Container Recycling and Litter Reduction Act requires various beverage container sold or offered for sale in this state to be subject to a minimum refund value.</p> <p>Proposed Law: This bill would update California's Bottle and Can Recycling Law to expand the program to include all plastic bottles and end other exemptions from the State's CRV fees.</p>	
SB 1663	Denham	Amended 4-21-08 In Senate Appropriations Committee	<p>Existing Law: Existing law requires every person who engages in the transportation of waste or used tires to hold a valid waste and used tire hauler registration.</p> <p>Proposed Law: This bill would allow until June 30, 2012, a grant program for local governments and nonprofit entities that provide assistance to owners of farm properties to remove illegally disposed tires.</p>	

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SB 1672	Steinberg	Amended 5-06-08 In Senate Appropriations Committee	<p>Existing Law: Existing law provides various funding sources for energy efficiency projects and related purposes.</p> <p>Proposed Law: This bill enacts the Renewable Energy, Climate Change, Career Technical Education, and Clean Technology Creation Bond Act to be submitted to the voters at an unspecified statewide election in 2010. If approved by the voters, the Act would authorize the issuance of \$3 billion in general obligation bonds for investments in renewable energy, development of clean technology, and for businesses, jobs, and educational and worker training programs related to climate change.</p>	
SB 1723	Maldonado	Amended 4-30-08 In Senate Environmental Quality Committee	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Failure to comply may subject the jurisdiction to penalties of up to \$10,000 per day.</p> <p>Proposed Law: This bill would require a person who is the first to sell any agricultural or structural pesticide product for use in California, provide that it is packaged in a rigid, nonrefillable, high density polyethylene (HDPE) plastic containers of 55 gallons or less, and to establish or demonstrate participation in a recycling program.</p>	
SB 1781	Committee on Environmental Quality	Introduced 3-23-08 In Senate Environmental Quality Committee	<p>Existing Law: The California Beverage Container Recycling and Litter Reduction Act requires a beverage distributor to pay a redemption payment for every beverage container sold or offered for sale in the state.</p> <p>Proposed Law: This bill would, at the request of a local government, grant them enforcement authority over waste and tire haulers previously exercised by the waste board. It would not limit the Board's ability to take action, if deemed necessary. Moreover, it would remove a nonprofit drop-off program from the list of entities to which a refund is required to be paid and would delete the definition of, and all references to nonprofit drop-off programs.</p>	

SUMMARY OF SB 1357 AND SB 1625
Los Angeles County Integrated Waste Management Task Force

BACKGROUND

California Beverage Container Recycling and Litter Reduction Act

In 1986, California passed the Beverage Container Recycling and Litter Reduction Act (AB 2020), which established a recycling program that targets beverage containers for recycling with a goal to recycle 80 percent of all aluminum, glass, plastic, and bimetal beverage containers in the State.

The California recycling program is funded through redemption payments made to the Department of Conservation (DOC) by beverage distributors on each beverage container sold in the State. Redemption payment revenues are deposited in the California Beverage Container Recycling Fund (Fund). Payments are made out of the Fund to consumers in the form of California Refund Value (CRV) when they return empty beverage containers to certified recycling centers. Effective January 1, 2007, CRV paid to consumers when they recycle containers at recycling centers increased to 5¢ for each beverage container less than 24 ounces and 10¢ for each container 24 ounces or greater. Redemption payments paid by distributors increased to 5¢ and 10¢ effective July 1, 2007.

The unredeemed CRV refund amount remains with the DOC and is used to fund the following programs annually:

- Program Administration – Approx. \$35 million for support of the Division of Recycling
- Handling Fees – Approx. \$33 million to supermarket-sited recycling centers
- Curbside Supplemental Payments – Approx. \$15 million to curbside recycling programs
- Payments to Cities and Counties – \$10.5 million for beverage container recycling and litter cleanup activities, provided in block grants
- Grants to Local Conservation Corps – \$15 million plus a cost-of-living adjustment
- Competitive Grants, including Community Conservation Corps – \$21.5 million annually
- Quality Incentive Payments – \$15 million to curbside recycling programs and dropoff or collection programs to promote the recycling of glass, plastic and aluminum beverage containers that meet specified quality standards

Per recently adopted legislation, the fund also pays for the following limited time programs:

- Local Government/Non-Profit Agency Grants – \$5 million from 1/1/07-1/1/08 for the placement of recycling receptacles in multifamily housing in low-income communities
- Recycling Receptacles at State Parks – \$5 million on a one-time basis, effective 1/1/07
- Statewide Public Education and Information Campaign - \$5 million until 1/1/08

- Market Development Grants – Increases annual appropriation from \$10 million to \$20 million and extends sunset date from 1/1/07 until 1/1/12
- Market Development Payment Program for Plastics – \$5 million annually until 1/1/12 to certified entities or plastic manufacturers
- Recycling Incentive Payments – \$10 million annually until 1/1/10 to recycling centers or dropoff or collection programs that increase their volume of recycled beverage containers

Currently, the surplus of unredeemed consumer CRV fund hovers between \$85 and \$90 million annually.

Senate Bill 1357 – Limited Time Beverage Container Recycling Grants

SB 1357 would authorize the Department of Conservation expend up to \$20 million in additional funds, from January 1, 2009 through January 1, 2012, for either grants for beverage container recycling and litter reduction programs or focused, regional community beverage container recycling and litter reduction programs that meet specified requirements.

SB 1357 would also require the Department of Conservation, on or after January 1, 2010, to use the actual cost of recycling determined in the most recently conducted survey on processing payments of specific beverage material types if the recycling rate of that beverage container material type is less than five percent, in determining the amount of processing payments.

Senate Bill 1625 – Expansion and Revision of the Beverage Container Recycling and Litter Reduction Act

SB 1625 would significantly expand and revise the California Beverage Container Recycling and Litter Reduction Act. These revisions include:

- Adding **all plastic bottles** of one gallon or less to California's Bottle and Can Recycling Law, including nut, grain, or soy drinks, food product bottles, cosmetic product bottles and cleaning product bottles.
- Deleting the provision that allows calculating a potentially inflated "redemption rate" and instead relies upon the more accurate "recycling rate" for the purposes of calculating container recycling rates.
- For calendar years 2009 and 2010, requiring the Department of Conservation to suspend the requirement of manufacturers to pay the processing fee for any container type that meets specified recycling rates if the balance of the fund is more than \$150 million.
- Deletes obsolete provisions of the Act.