

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE
2009-2010 SESSION
MARCH 11, 2010**

BILL	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
AB 222	Adams	Amended 7-08-09 Senate Environmental Quality Committee	<p>Existing Law: Existing law requires the Energy Commission to use funds to develop, implement, and administer the Public Interest Research, Development, and Demonstration Program to develop technologies to, improve environmental quality, enhance electrical system reliability, increase efficiency of energy-using technologies, lower electrical system costs, or provide other tangible benefits to electric utility customers.</p> <p>Proposed Law: This bill would define "in-state renewable electricity generation facility" to include a facility that uses conversion technology at a biorefinery. The bill would define "biorefinery" to mean a facility that uses a nonincineration thermal, chemical, biological, or mechanical conservation process, or a combination of those processes, to produce clean burning fuel for generating electricity or a renewable fuel from carbonaceous materials not derived from fossil fuel or solid waste feedstock. This bill would authorize a jurisdiction, <i>should</i> state law require a solid waste diversion of more than 50%, to consider solid waste diverted to a biorefinery as disposal reduction in meeting the solid waste diversion requirement that is above 50%, if the jurisdiction makes a specified certification to the Waste Board. This bill would also limit renewable energy diversion credit to the biogenic (non-fossil) fraction of the waste stream.</p>	Letter of Support Sent 4-20-09 for 4-14-09 Version
AB 478	Chesbro	Amended 7-16-09 Senate Appropriations Committee	<p>Existing Law: Existing law requires the State Air Resources Board (ARB) to adopt greenhouse gas emissions limits and emission reduction measures. The ARB is required to approve a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions levels in 1990 to be achieved by 2020.</p> <p>Proposed Law: This bill would require CalRecycle to consult with the ARB to adopt rules and regulations relating to recycling and solid waste management to reduce greenhouse gas emissions, and would subject violators to civil and criminal penalties.</p>	Letter to Oppose Sent 3-18-09 for 2-24-09 Version

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AB 479	Chesbro	<p>Amended 8-17-09</p> <p>Senate Appropriations Committee</p>	<p>Existing Law: Existing law requires each city, county, and regional agency to develop a source reduction and recycling element of an integrated waste management plan containing specified components, including a source reduction component, a recycling component, and a composting component. With certain exceptions, the source reduction and recycling element of that plan is required to divert 50% of all solid waste from landfill disposal or transformation by January 1, 2000, through source reduction, recycling, and composting activities.</p> <p>Proposed Law: This bill requires that on January 1, 2020, and annually thereafter, the Waste Board ensures 75% of all solid waste generated is source reduced, recycled and composted. It also requires that by January 1, 2011, all jurisdictions implement a commercial recycling program and any owner or operator of a business that contracts for solid waste services and generates more than four cubic yards of material per week arrange for recycling services. The term 'business' is defined to include commercial businesses, multi-family residential units or five units or more, and self-haulers. This bill would remove oversight of the local enforcement agency to approve increases in the capacity of solid waste facilities. This bill would also remove the requirement for a local task force to review and comment on amendments to a NDFE.</p>	Letter to Oppose Sent 3-17-09 for 2-24-09 Version
AB 737	Chesbro	<p>Amended 9-4-09</p> <p>Senate Appropriations Committee</p> <p>Corresponds with AB 479</p>	<p>Existing Law: Existing law requires each city, county, and regional agency, if any, to develop a source reduction and recycling element of an integrated waste management plan containing specified components, including a source reduction component, a recycling component, and a composting component. With certain exceptions, the source reduction and recycling element of that plan is required to divert 50% of all solid waste from landfill disposal or transformation by January 1, 2000, through source reduction, recycling, and composting activities.</p> <p>Proposed Law: AB 737 as introduced dealt with drinking water standards but was gutted amended with key provisions from AB 479 on 9/4/09. This bill now requires that on January 1, 2020, and annually thereafter, the Waste Board ensures 75% of all solid waste generated is source reduced, recycled and composted. It also requires that by January 1, 2011, all jurisdictions implement a commercial recycling program and any owner or operator of a business that contracts for solid waste services and generates more than four cubic yards of material per week arrange for recycling services. The term 'business' is defined to include commercial businesses, multi-family residential units or five units or more, and self-haulers. This bill would remove oversight of the local enforcement agency to approve increases in the capacity of solid waste facilities. This bill also would remove the requirement for a local task force to review and comment on amendments to a NDFE.</p>	Letter to Oppose Sent 9-8-09 for 9-4-09 Version

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AB 747	Emmerson	Amended 5-5-09 Senate Rules Committee	Existing Law: Existing law regulates funding for construction and modernization of school facilities, including hardship funding and supplemental funding for site development and acquisition. Proposed Law: This bill would authorize school districts and campuses of the University of California, California State University, and California Community Colleges to establish and maintain a paper recycling program and a beverage container recycling program in those areas.	
AB 903	Chesbro	Amended 8-17-09 Senate Appropriations Committee Corresponds with SB 228	Existing Law: Existing law prohibits a person from selling a plastic bag that is labeled with the term "compostable" or "marine degradable" unless, at the time of sale, the plastic bag meets specified standards. Proposed Law: As introduced this bill related to the documentation of annual disposal reduction of electronic waste but was gut and amended on 8/17/2009 with key provisions from SB 228. This bill now requires that beginning July 1, 2010, a manufacturer of a compostable plastic bag ensure the compostable plastic bag is readily and easily identifiable from other plastic bags.	
AB 907	Chesbro	Amended 8-17-09 Senate Inactive File	Existing Law: Existing law requires every oil manufacturer to pay to the Waste Board an amount equal to \$0.04 for every quart, or \$0.16 for every gallon, of lubricating oil sold or transferred in the state, or imported into the state for use in the state. Proposed Law: This bill would define the term "rerefined oil," and authorize the Waste Board to provide financial incentives beginning July 1, 2010, to manufacturers of rerefined oil. This bill would exempt manufacturers of lubricant oils from fee payments on condition that the finished lubricant oil meets certain criteria, including that the oil contains at least 70% rerefined base lubricant. The bill would set the rerefining incentive to not be less than \$.02 per gallon, which may be increased at the Board's discretion at a later date.	
AB 925	Saldaña	Amended 6-30-09 Senate Inactive File	Existing Law: Existing law requires every rigid plastic packaging container, as defined, sold or offered for sale in this state, to generally meet one of specified criteria. Proposed Law: This bill would prohibit a retailer, on and after January 1, 2012, from selling a single-use plastic beverage container with a cap not tethered or affixed to the beverage container.	Letter of Support Sent 8-20-09 for 6-30-09 Version

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AB 983	Skinner	Amended 9-09-09 Senate Environmental Quality Committee	<p>Existing Law: Existing law requires that every 'beverage' container sold or offered for sale in this state is required to have a minimum refund value. A distributor is required to pay a redemption payment for every beverage container sold or offered for sale in the state to the Department of Conservation and the department is required to deposit those amounts in the California Beverage Container Recycling Fund.</p> <p>Proposed Law: This bill would revise the term 'beverage' to include vegetable, fruit, nut, grain, soy drinks, juices, noncarbonated drinks that contain any percentage of these drinks or juices, and would delete the requirement that a vegetable drink subject to the act be sold in a container of 16 ounces or less. These provisions would take effect April 1, 2010. This bill would also increase the amount of moneys for grants to certified community conservation corps for beverage container litter reduction programs and recycling programs.</p>	
AB 1004	Portantino	Amended 1-20-10 Senate Environmental Quality Committee Relates to AB 274 chaptered on 10-11-09	<p>Existing Law: The State Solid Waste Postclosure and Corrective Action Trust Fund (Trust Fund) enacted October 11, 2009, allows an operator of a landfill facility in operation on and after July 1, 2011, on a volunteer basis, to pay into in the Trust Fund a fee of \$0.12/ton of solid waste landfilled. The funds in the Trust Fund would be used by the state for postclosure and corrective action at any in-state landfill should the landfill operator not be able to conduct the required postclosure maintenance and/or corrective action activities. However, the fee will not be operative on or after January 1, 2012, unless the department receives, by July 1, 2011, letters of participation in the Trust Fund from landfill operators representing at least 50% of the total volume of waste disposed of in 2010. The Department of Resources Recycling and Recovery (Department) is also required to notify the State Board of equalization by August 31, 2011, if the increased fee will become operative and after January 1, 2015 to report annually on expenditures from the fund, the status of cost recovery actions, and any recommended statutory changes it deems necessary carry out the purpose of the Trust Fund.</p> <p>Proposed Law: This bill would extend deadlines imposed by the Trust Fund, and would require the Department to begin its annual reporting after January 1, 2016.</p>	
AB 1329	Brownley	Amended 9-04-09 Senate Appropriations Committee	<p>Existing Law: Existing law requires the Waste Board to administer the reduction, recycling, and reuse of solid waste generated in the state to the maximum extent feasible in an efficient cost-effective manner to conserve water, energy, and other natural resources.</p> <p>Proposed Law: As introduced this bill dealt with prohibiting the distribution of polyvinyl chloride plastic single use packaging containers but was gutted and amended on 9/4/09. This bill now proposes to delay the operative date of the abolishment of the California Integrated Waste Management Board from January 1, 2010 to January 1, 2011.</p>	Letter of Support Sent 8-20-09 for 7-01-09 Version

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AB 1343	Huffman	Amended 7-13-09 Held at Senate Appropriations Committee	<p>Existing Law: Existing law prohibits the disposal of latex paint in the land or waters of the state and authorizes certain persons to accept latex paint for recycling.</p> <p>Proposed Law: This bill would create an architectural paint recovery program and require architectural paint manufacturers to develop and implement strategies to reduce the generation, promote the reuse, and manage the end-of-life impact of post consumer paint through collecting, transporting, and processing. It would also prohibit manufacturers or retailers from selling architectural paint in this state, unless the manufacturer submits a paint stewardship plan individually or through a representative to the Waste Board.</p>	Letter of Support Sent 8-20-09 for 7-13-09 Version
AB 1581	Skinner	Amended 4-23-09 Senate Environmental Quality Committee	<p>Existing Law: Existing law authorizes a local governing body, to propose eligible parcels of property within its jurisdiction as a recycling market development zone, and to apply to the Waste Board for the designation. The Waste Board is authorized to designate or redesignate recycling market development zones for individuals. Property designated as a recycling market development zone must retain that designation for 10 years.</p> <p>Proposed Law: This bill would require a recycling market development zone to retain that designation for 10 years or until the local governing body repeals the designation, whichever is sooner.</p>	
AB 1789	Gilmore	Introduced 2-10-10 Assembly Desk	<p>Existing Law: Existing law authorizes the Department of Resources Recycling and Recovery to reduce the diversion requirements for rural cities and counties if the rural city or county demonstrates, and the department concurs, based on substantial evidence in the record, that achievement of the diversion requirements is not feasible due to 2 specified conditions.</p> <p>Proposed Law: This bill would make technical, nonsubstantive changes to these provisions by removing and replacing reference to the CIWMB (board) with reference to the Department of Resources Recycling and Recovery (department).</p>	

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AB 1793	Saldana Assembly Rules Committee	Introduced 2-10-10	<p>Existing Law: Existing law requires a local agency to adopt a specified updated model ordinance regarding water-efficient landscapes or a water-efficient landscape ordinance that is at least as effective in conserving water as the updated model ordinance. The Davis-Stirling Common Interest Development Act provides for the creation and regulation of common interest developments. That act provides that a provision of any of the governing documents of a common interest development is void and unenforceable if it prohibits, or includes conditions that have the effect of prohibiting, the use of low water-using plants as a group, or if it has the effect of prohibiting or restricting compliance with a local water-efficient landscape ordinance or water conservation measure</p> <p>Proposed Law: This bill would provide that a provision of any of the governing documents of a common interest development would be void and unenforceable if it prohibits, or includes conditions that have the effect of prohibiting, the use of artificial turf or any other synthetic surface that resembles grass.</p>	
AB 1858	Blumenfield	Introduced 2-12-10 Assembly Health Committee	<p>Existing Law: Existing law regulates the sale, possession, and disposal of hypodermic needles and syringes, and requires, with certain exceptions, a prescription to purchase a hypodermic needle or syringe for human use. Existing law, which sunsets December 31, 2010, authorizes a county or city to authorize a licensed pharmacist to sell or furnish 10 or fewer hypodermic needles or syringes to a person for human use without a prescription, if the pharmacy is registered with a local health department in the Disease Prevention Demonstration Project.</p> <p>Proposed Law: This bill would amend existing law to eliminate the sunset clause as well as restrictions imposed on the amount of sharps distributed to an individual. This bill would permit the State Department of Public Health to authorize entities to provide hypodermic needle and syringe exchange services. The bill would specify that prescribed provisions relating to syringe and needle exchange programs do not prevent a physician and surgeon from prescribing syringes and needles to patients. The bill would also require the department to establish a process to allow local entities to apply for authorization to provide hypodermic needle and syringe exchange services, and to establish reporting standards for such services.</p>	

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AB 1939	Fletcher	Introduced 2-17-10 Assembly Desk	<p>Existing Law: Existing law, the California Integrated Waste Management Act of 1989, requires a pharmaceutical manufacturer that sells or distributes medication that is self-injected at home through the use of hypodermic needles to annually submit a plan to the Department of Resources Recycling and Recovery that describes how the manufacturer supports the safe collection and proper disposal of the waste devices.</p> <p>Proposed Law: This bill would make technical, nonsubstantive changes to these provisions by removing and replacing reference to the CIWMB (board) with reference to the Department of Resources Recycling and Recovery.</p>	
AB 1981	Hill	Introduced 2-17-10 Assembly Natural Resources Committee	<p>The California Tire Recycling Act requires a person who purchases a new tire to pay a California tire fee and the revenue generated from the fee is deposited in the California Tire Recycling Management Fund, for expenditure by the Department of Resources Recycling and Recovery, upon appropriation by the Legislature, for programs related to the disposal of waste tires</p> <p>Proposed Law: This bill would exclude, from the tire fee, a tire on a vehicle that is below a specified weight and that is sold or leased by a dealer. The bill would instead require a person who purchases or leases those vehicles to pay a California vehicle tire fee and would require the retail vehicle seller, as defined, to collect the California vehicle tire fee and remit it to the state for deposit in the California Tire Recycling Management Fund.</p>	
AB 1998	Brownley	Introduced 2-17-10 Assembly Natural Resources Committee	<p>Existing Law: Existing law requires an operator of a store to establish an at-store recycling program that provides to customers the opportunity to return clean plastic carryout bags to that store. This requirement is scheduled to sunset on January 1, 2013.</p> <p>Proposed Law: This bill would, on and after July 1, 2011, prohibit a store, as defined, from providing a plastic carryout bag to a customer, and as a result repeal at-store recycling requirements. The bill would require a store, on and after July 1, 2011, to either make reusable bags available for purchase by the customer or provide a paper carryout bag that is subject to a \$0.25 fee.</p>	
AB 2106	Anderson	Introduced 2-18-10 Assembly Desk	<p>Existing Law: Under existing law the purpose of by the Department of Resources Recycling and Recovery, is to reduce, recycle, and reuse solid waste generated in the state to the maximum extent feasible.</p> <p>Proposed Law: This bill declares the intent of the Legislature to enact subsequent legislation to address landfill and waste disposal management.</p>	

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AB 2138	Chesbro	<p>Introduced 2-18-10</p> <p>Assembly Natural Resources Committee</p>	<p>Existing Law: Existing law, the California Integrated Waste Management Act of 1989, requires every rigid plastic packaging container sold or offered for sale in this state, to generally meet one of specified criteria. Existing law requires the operator of a store to establish an at-store recycling program for plastic carryout bags, until January 1, 2013.</p> <p>Proposed Law: This bill would enact the Plastic Ocean Pollution Reduction, Recycling, and Composting Act and would prohibit a food provider, after an unspecified date, but not after July 1, 2013, from distributing a disposable food service packaging or a single-use carryout bag, as defined, unless the packaging or bag meet the criteria for either compostable packaging or recyclable packaging. The bill would prohibit a food provider, on and after July 1, 2013, from distributing a disposable food service packaging or a single-use carryout bag to a consumer, unless the department determines the packaging or bag meet a specified composting or recycling rate.</p>	
AB 2139	Chesbro	Introduced 2-18-10	<p>Existing Law: Existing law, the California Integrated Waste Management Act of 1989, requires a pharmaceutical manufacturer that sells or distributes medication that is self-injected at home through the use of hypodermic needles and other similar devices to submit a plan to the department that describes how the manufacturer supports the safe collection and proper disposal of the waste devices.</p> <p>Proposed Law: This bill would create the California Product Stewardship Act and would define the term "covered product" as including medical sharps, containers used to contain pesticides intended for residential use, small personal use propane tanks, personal butane lighters, and single-use food packaging. The bill would require the department by July 1, 2011, to establish a baseline collection rate for the amount of those products that is discarded and subsequently collected by its respective producer or product stewardship organization. The bill would provide a procedure for determining the collection rate applicable commencing January 1, 2014.</p>	
AB 2176	Blumenfield	<p>Introduced 2-19-10</p> <p>Assembly Desk</p>	<p>Existing Law: Existing law, the California Lighting Efficiency and Toxics Reduction Act, administered by the Department of Toxic Substances Control, prohibits a person from manufacturing for sale or selling in the state specified general purpose lights that contain levels of hazardous substances prohibited by the European Union pursuant to the RoHS Directive.</p> <p>Proposed Law: This bill declares the intent of the Legislature to enact subsequent legislation to provide for the California Lighting Toxics Reduction and Recycling Act.</p>	

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AB 2179	Monning	Introduced 2-19-10 Assembly Desk	<p>Existing Law: Existing law imposes various powers and duties on the Department of Conservation relating to the enforcement and administration of various recycling and litter reduction programs.</p> <p>Proposed Law: This bill would state that it is the intent of the Legislature to enact legislation that would enhance recycling requirements in the state.</p>	
AB 2398	Perez	Introduced 2-19-10 Assembly Desk	<p>Existing Law: Existing law, the California Integrated Waste Management Act of 1989, is required to reduce, recycle, and reuse solid waste generated in the state to the maximum extent feasible in an efficient cost-effective manner to conserve water, energy, and other natural resources.</p> <p>Proposed Law: This bill would require the Department of Resources Recycling and Recovery, by January 1, 2012, to establish a baseline collection rate for the amount of carpet that is discarded and subsequently collected. The bill would provide a procedure for determining the collection rate for purposes of the bill, starting January 1, 2013 with a goal of 5 percent more than the baseline collection rate. On and after January 1, 2014, the collection rate shall increase by no less than 5 percent annually until a 95 percent collection rate is reached.</p>	
AB 2562	Fuentes	Introduced 2-19-10 Assembly Desk	<p>Existing Law: Existing law requires a person who produces, sells, supplies, or releases landfill gas for sale offsite to a gas corporation to sample and test, bimonthly, the gas at the point of distribution for chemicals known to the state to cause cancer or reproductive toxicity.</p> <p>Proposed Law: This bill would on and after January 1, 2011, restrict the above provisions to gas collected at a Class I landfill.</p>	

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SB 4	Oropeza	Amended 7-13-09 Assembly Appropriations Committee	<p>Existing Law: Existing law makes it an infraction for a person to smoke a cigarette, cigar, or other tobacco-related product within 25 feet of a playground or tot lot sandbox area.</p> <p>Proposed Law: This bill would extend this prohibition to state coastal beaches and parks. It would also make the infraction punishable by a \$100 fine. If chaptered, this bill will be enforceable once signs are posted prohibiting smoking in these areas.</p>	
SB 22	Simitian	Introduced 12-01-08 Assembly Environmental Safety and Toxic Materials Committee	<p>Existing Law: Existing law requires the Department of Toxic Substances Control, in the California Environmental Protection Agency to establish a Toxics Information Clearinghouse for the collection, maintenance, and distribution of specific chemical hazard trait and environmental and toxicological end-point data. The existing law also requires the Office of Environmental Health Hazard Assessment, by January 1, 2011, to evaluate the data that are to be included in the clearinghouse and authorizes the office to seek information from other states, the federal government, and other nations.</p> <p>Proposed Law: This bill would authorize the Department of Toxic Substances Control to recommend procedures for expediting the review and identification of hazard traits, including pending and proposed actions by other states, the federal government, and other nations to limit hazardous materials in products.</p>	
SB 25	Padilla	Amended 5-28-09 Assembly Natural Resources 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 the Waste Board, to develop a strategic and comprehensive plan to achieve a 60% and 75% diversion rate from landfill disposal or transformation by 2015 and 2020. The bill would also require the Waste Board, by January 1, 2011, to adopt a model ordinance, which may be utilized by jurisdictions, that establishes an enforcement program for residential refuse service providers. This bill would require the Waste Board object to a proposed issuance, modification, or revision of a solid waste facilities permit, in writing, within 60 days, or 90 days under specified circumstances, or the board would be deemed to have concurred in the issuance of the permit. This bill would increase the fee paid by operator of a disposal facility to be equal to \$2.13 per ton from \$1.40 per ton, on and after January 1, 2012, and require the Waste Board to adjust the fee not more than once every 2 years to reflect the cost of living during the prior 2 fiscal years. The bill would authorize the board to establish an illegal dumping prevention program to provide grants or loans to public agencies to fund illegal dumping programs. This bill would also require each jurisdiction with a population of 200,000 or more to adopt a commercial recycling ordinance.</p>	Letter of Oppose Sent 5-20-09 for 4-13-09 Version

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SB 26	Simitian	Amended 1-20-10 Held at Assembly Desk	<p>Existing Law: The California Oil Recycling Enhancement Act, administered by the Department of Resources Recycling and Recovery (Department), establishes the used oil recycling program. Starting January 1, 2013, the Department is required to pay a rerefining incentive to certain recycling facilities that produce rerefined base lubricants.</p> <p>Proposed Law: The bill previously dealt with the authorization of local enforcement agencies to approve a consolidation point for the collection of home-generated pharmaceutical waste, including but not limited to pharmacies, clinics, and government offices. As amended the bill would make technical nonsubstantive changes to the California Oil Recycling Enhancement Act.</p>	Letter of Support Sent 1-21-09 for 12-1-08 Version
SB 31	Pavley	Amended 1-25-10 Died in Senate Appropriations Committee	<p>Existing Law: Existing law requires the State Air Resources Board to adopt a schedule of fees to be paid by sources of greenhouse gas emissions. Fees collected would be deposited into the Air Pollution Control Fund and be available by legislative appropriation.</p> <p>Proposed Law: This bill previously would have allowed funds from the fee to be expended upon technologies that reduce greenhouse gas emissions, including research, development, demonstration, and deployment. As amended, the bill would provide the revenues generated from fees to fund expenditures beyond the administrative costs determined by the Legislature. Revenues generated from compliance mechanism shall be appropriated by the Legislature for purposes determined by the Legislature.</p>	Watch
SB 225	Florez	Amended 8-18-09 Senate Rules Committee	<p>Existing Law: Existing law prohibits the creation of an emission reduction credit from air pollution reductions funded by certain public programs. Air quality management districts and air pollution control districts and requires these districts, except as otherwise provided, to establish a system by which all reductions in the emission of air contaminants that are to be used to offset certain future increases in the emission of air contaminants are to be banked prior to use to offset future increases in emissions.</p> <p>Proposed Law: This bill would authorize a district to create an emission reduction credit from a marine vessel or locomotive emission reduction project that is funded from both public and private moneys if specified requirements are met.</p>	

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SB 228	DeSaulnier	<p>Amended 1-25-10</p> <p>Assembly Natural Resources Committee</p> <p>Corresponds with AB 903</p>	<p>Existing Law: Existing law prohibits a person from selling a plastic bag in this state that is labeled with the term "compostable" or "marine degradable" unless, at the time of sale, the plastic bag meets specified standards for those types of bags.</p> <p>Proposed Law: This bill would require manufacturers of a marine degradable or compostable plastic bag meeting specific standards to ensure that the bag is readily and easily identifiable from other plastic bags. The bill would also define "readily and easily identifiable." The bill would require the manufacturers or suppliers of compostable bags to submit a yearly report to the Waste Board. The bill would also prohibit a compostable plastic bag sold in the state from displaying a chasing arrow resin identification code or recycling type of symbol in any form.</p>	
SB 231	Lowenthal	<p>Amended 4-20-09</p> <p>Assembly Environmental Safety and Toxic Materials Committee</p>	<p>Existing Law: Existing law requires a generator of hazardous waste to pay the State Board of Equalization a generator fee for each generator site for each calendar year, unless the generator has paid a facility fee or received a specified credit for each specific site for that calendar year. The generator fee is determined pursuant to a base fee rate multiplied in a specified manner determined by the amount of waste generated during the prior calendar year. Existing law sets the base fee rate at \$2,748 for the 1997 calendar year and requires the board to adjust the base fee rate annually to reflect changes in the cost of living.</p> <p>Proposed Law: This bill would require each generator of five tons or more to pay a fee in an unspecified amount per ton of hazardous waste generated during the prior calendar year.</p>	
SB 309	Ducheny	<p>Amended 4-14-09</p> <p>Assembly Inactive File</p>	<p>Existing Law: Existing law requires the California Conservation Corps to select young men and women for participation in the corps program on the basis of motivation for hard work, personal development, and public service, and without regard to their prior employment or educational background.</p> <p>Proposed Law: This bill would require preference for inclusion in corps membership to be given to emancipated foster youth and at-risk youth.</p>	

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SB 346	Kehoe	Amended 6-24-09 Assembly Environmental Safety and Toxic Materials Committee	<p>Existing Law: Existing law prohibits the management of hazardous waste except in accordance with the hazardous waste control laws, including laws governing the removal of any mercury-containing vehicle light switch from a vehicle, and the regulations adopted by the Department of Toxic Substances Control (DTSC).</p> <p>Proposed Law: This bill would require the DTSC to conduct a baseline survey to determine the concentration levels of nickel, zinc, and antimony in motor vehicle brake friction materials, and to monitor concentration levels of those metals, allowing the DTSC to establish level limits and phase out the sale of certain friction materials and restrict the use of copper. Moreover, it would establish that brake pads exceeding prescribed concentration levels of listed materials be banned from sale within the state on or after January 1, 2014.</p>	
SB 390	Kehoe	Amended 1-25-10 Assembly Natural Resources	<p>Existing Law: Existing law establishes the Recycling Market Development Revolving Loan Program (program) and establishes a sunset date of January 1, 2012.</p> <p>Proposed Law: This bill would extend the program and the continuous appropriation to July 1, 2021. This bill would also authorize the Waste Board, until July 1, 2016, and if the funding for the program is in excess of \$5,000,000, to provide loans that do not exceed the lesser of \$5,000,000 or 3/4 of the cost of the project.</p>	Letter of Support Sent 3-31-09 for 2-26-09 Version
SB 450	Lowenthal	Amended 1-28-10 Assembly Committee of Education	<p>Existing Law: Existing law requires every air pollution control district or air quality management district in a federal nonattainment area to establish by regulation, a system by which all reductions in emissions of air contaminants that are to be used to offset certain future increases in the emission of air contaminants are banked prior to use.</p> <p>Proposed Law: This bill would have previously authorized the SCAQMD to issue permits for "essential public services," notwithstanding the decision of the court in Natural Resources Defense Council v. South Coast Air Quality Management District. As amended this bill would authorize the Superintendent of Public Instruction to approve funding for the Long Beach Unified School District and will be removed from future legislative tables.</p>	
SB 524	Correa	Amended 7-07-09 Assembly Inactive File	<p>Existing Law: Existing law, by regulation, authorizes auto shredder waste that is treated as required by regulation to be used as alternative daily cover if specified requirements are met.</p> <p>Proposed Law: This bill would require the California Environmental Protection Agency, on or before February 1, 2010, to establish an auto shredder residue working group to review and evaluate the use of treated auto shredder residue as alternative daily cover, and submit a report on or before December 31, 2010, to the Legislature on the findings of the working group, subject to the availability of funding.</p>	

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SB 531	DeSaulnier	Amended 4-29-09 Assembly Natural Resources Committee	<p>Existing Law: Existing law requires an operator of a store, as defined, to establish an at-store recycling program that provides to customers the opportunity to return clean plastic carryout bags to that store.</p> <p>Proposed Law: This bill would provide additional guidance to manufacturers regarding educational materials provided to stores for reducing, reusing, and the recycling of plastic bags on and after July 1, 2011. The bill authorizes the Waste Board to modify and approve those educational materials by January 1, 2012. The bill would also set minimum requirements for information to be included in the educational materials.</p>	Letter of Oppose Sent 3-31-09 for 2-27-09 Version
SB 579	Lowenthal	Amended 9-01-09 Held at Assembly Desk Corresponds with AB 1318, SB 450, SB 696, and SB 827	<p>Existing Law: Existing law requires every air pollution control district or air quality management district in a federal non-attainment area for any national ambient air to establish quality standard regulation, a system by which all reductions in emissions of air contaminants that are to be used to offset certain future increases in the emission of air contaminants are banked prior to use.</p> <p>Proposed Law: This bill provides that notwithstanding the decision of the court in Natural Resources Defense Council v. South Coast Air Quality Management District, the south coast district may issue permits, except for an electrical generation facility, to essential public services.</p>	
SB 624	Romero	Amended 4-13-09 Assembly Natural Resources Committee	<p>Existing Law: Existing law authorizes the formation of garbage and refuse disposal districts under certain conditions, including that if the district includes 2 or more cities that the legislative bodies of each city within the district appoint one member to the governing board to represent each incorporated city.</p> <p>Proposed Law: This bill would define the terms "anaerobic digestion." This bill would also define "composting operation" and "composting facility" as an operation or facility that produces compost, including but not limited to an entity that produces compost either aerobically or non-aerobically and an operation or facility that utilizes anaerobic digestion that does not process waste in excess of 140 degrees Fahrenheit. The bill would revise the definition of the term "transformation" to exclude anaerobic digestion.</p>	

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SB 696	Wright	<p>Amended 9-01-09</p> <p>Held at Assembly Desk</p> <p>Corresponds with AB 1318, SB 450, SB 579, and SB 827</p>	<p>Proposed Law: This bill would exempt from the requirements of California Environmental Quality Act the adoption and implementation of specified district rules, and the creation or the use of specified air emission reduction credits pursuant to a variety of projects within the district, including thermal power plants.</p> <p>Proposed Law: This bill would exempt from the requirements of California Environmental Quality Act the adoption and implementation of specified district rules, and the creation or the use of specified air emission reduction credits pursuant to a variety of projects within the district, including thermal power plants.</p>	Letter of Support sent 6-22-09 on 5-5-09 Version
SB 723	DeSaulnier	<p>Introduced 2-27-09</p> <p>Assembly Natural Resources Committee</p>	<p>Existing Law: Existing law requires the Waste Board, in collaboration with the Department of Toxic Substances Control, to establish on July 1, every two years, and an electronic waste recovery payment schedule to cover the net cost of an authorized collector in operating a free and convenient system for collecting, consolidating, and transporting covered electronic wastes.</p> <p>Proposed Law: This bill would require that the Waste Board establish an electronic waste recovery payment schedule on July 1 of every year.</p>	
SB 1029	Yee	<p>Introduced 2-12-10</p> <p>Senate Health Committee</p>	<p>Existing Law: The existing law, which sunsets December 31, 2010, authorizes a county or city to authorize a licensed pharmacist to sell or furnish 10 or fewer hypodermic needles or syringes to a person for human use without a prescription if the pharmacy is registered with a local health department in the Disease Prevention Demonstration Project.</p> <p>Proposed Law: This bill would amend eliminate the sunset clause as well as restrictions imposed on the amount of sharps distributed to an individual. This bill will require pharmacies that furnish nonprescription hypodermic needles and syringes to store the hypodermic needles and syringes in a manner that ensures that they are not accessible to unauthorized persons, and will require pharmacies to provide consumers with prescribed options for disposal of hypodermic needles and syringes.</p>	

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SB 1052	Oropeza	Introduced 2-16-10 Senate Environmental Quality Committee	<p>Existing Law: Existing law requires select state agencies to develop and adopt, in consultation with the Department of Resources Recycling and Recovery, an integrated waste management plan, to provide for the diversion at least 50% of the solid waste generated by the state agency from landfill disposal or transformation. The Department of Toxic Substances Control must also adopt regulations that identify electronic devices that are presumed to be, when discarded, a hazardous waste subject to the hazardous waste control laws.</p> <p>Proposed Law: This bill would require the Department of Toxic Substances Control, CalRecycle, and the Department of General Services to jointly collaborate to identify methods that state agencies shall adopt to properly handle and dispose of electronic waste, and would require each state agency to adopt an electronic waste management plan. The bill would require the plan to be submitted to the Department of Toxic Substances Control, by January 1, 2012, for review and approval, and would require each state agency to submit an annual report to the Department of Toxic Substances Control regarding the implementation of the plan.</p>	
SB 1100	Corbett	Introduced 2-17-10 Senate Environmental Quality Committee	<p>Existing Law: Existing laws requires the reduction, recycling, and reuse solid waste generated in the state to the maximum extent feasible in an efficient cost-effective manner to conserve water, energy, and other natural resources.</p> <p>Proposed Law: This bill would, among other things, require the department by January 1, 2012, to establish a baseline collection rate for the amount of household batteries that are discarded and subsequently collected. The bill would provide a procedure for determining the collection rate applicable commencing January 1, 2013.</p>	
SB 1401	Simitian	Introduced 2-19-10 Senate Desk	<p>Existing Law: Existing laws requires a distributor to pay a redemption payment for every beverage container sold or offered for sale in the state to the Division of Recycling in the Department of Resources Recycling and Recovery. The distributor is required to make these payments not later than the last day of the 3rd month following a sale, except for those distributors that display a pattern of compliance who may make a single annual payment, under specified circumstances with regard to the amount of the distributor's projected redemption payment</p> <p>Proposed Law: This bill would revise the amount of the projected redemption payment with regard to which a distributor is eligible to make an annual payment of redemption payments.</p>	

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SBX8 7	Committee on Budget and Fiscal Review	Amended 2-22-10 Assembly Budget Committee	<p>Existing Law: Existing law, the California Beverage Container Recycling and Litter Reduction Act (act), requires a distributor to pay a redemption payment no later than the 3rd month following the sale of a beverage container to the Division of Recycling in the Department of Resources Recycling and Recovery. The division is required to deposit those amounts in the California Beverage Container Recycling Fund. Under existing law, the money in the fund is continuously appropriated to the division to pay, among other things, handling fees to provide an incentive for the redemption of empty beverage containers in convenience zones. A violation of the act is a crime.</p> <p>Proposed Law: This bill would instead require, between February 1, 2010, and June 30, 2012, a distributor to submit the redemption payment to the department not later than the 2nd month following the sale, thereby imposing a state-mandated local program by changing the definition of a crime. The bill will freeze competitive grants offered through the act for the 2010-2011 fiscal years. The bill would require the department, on or before January 10, 2012, to submit to the relevant policy and budget committees of the Legislature an assessment of the effect of ending the bimonthly payment on the solvency of the fund. The bill would revise the conditions under which a distributor may make an annual payment of redemption payments. This bill contains other related provisions and other existing laws.</p>	

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Federal Legislation				
H.R. 907	Terry (NE-R)	Introduced 2-4-09 House Ways and Means Committee	<p>Existing Law: Energy Policy Act of 2005 (H.R. 6) and Energy Independence and Security Act of 2007: A percentage of our nation's fuel supply will be provided by renewable, domestic fuels including ethanol and biodiesel, with the aim of doubling the use of ethanol and biodiesel by 2012 and increase the volume of renewable fuel required to be blended into gasoline from 9 billion gallons in 2008 to 36 billion gallons by 2022.</p> <p>Proposed Law: This bill would amend the Internal Revenue Code to allow a business-related tax credit for the production, sale, or use of renewable energy produced from qualified energy feedstock, including a variety of organic and livestock wastes other than solid waste.</p>	
H.R. 1158	Higgins (NY-D)	Introduced 2-24-09 House Ways and means Committee Corresponds with S. 306	<p>Existing Law: Energy Policy Act of 2005 (H.R. 6) and Energy Independence and Security Act of 2007: A percentage of our nation's fuel supply will be provided by renewable, domestic fuels including ethanol and biodiesel, with the aim of doubling the use of ethanol and biodiesel by 2012 and increase the volume of renewable fuel required to be blended into gasoline from 9 billion gallons in 2008 to 36 billion gallons by 2022.</p> <p>Proposed Law: This bill, known as the Biogas Production Incentive Act of 2009, would allow for a business-related tax credit for the production, sale, or use of biogas. The term "biogas" would be defined as a gas that is derived by from qualified energy feedstock (such as landfill, sewage, food industry, animal, or agricultural waste) using anaerobic digesters or other biological, chemical, or thermal processes.</p>	Letter of Support Sent 11-05-09 for 2-24-09 Version
HR. 2091	Moran (VA-D)	Introduced 4-23-09 Subcommittee on National Parks, Forests and Public Lands	<p>Existing Law: Current California State law (AB 2449) prohibits local governments from imposing fees on plastic bags or "interfering" with at-store plastic bag recycling programs.</p> <p>Proposed Law: This bill, known as the Plastic Bag Reduction Act of 2009, would impose a retail tax on single-use carryout bags in the amount \$0.05 beginning January 1, 2010, and a \$0.25 on and after January 1, 2015. The bill would also establish the Single-Use Carryout Bag Trust Fund where the impending fees will be collected for allocation.</p>	Watch

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H.R. 2454	Waxman (CA-D) & Markey (MA-D)	Amended 7-6-09 Senate Rules Committee	<p>Existing Law: Energy Policy Act of 2005 (H.R. 6) and Energy Independence and Security Act of 2007: A percentage of our nation's fuel supply will be provided by renewable, domestic fuels including ethanol and biodiesel, with the aim of doubling the use of ethanol and biodiesel by 2012 and increase the volume of renewable fuel required to be blended into gasoline from 9 billion gallons in 2008 to 36 billion gallons by 2022.</p> <p>Proposed Law: This bill, known as the American Clean Energy and Security Act of 2009, would establish emission caps that reduce aggregate greenhouse gas emissions for all covered entities to 3% below their 2005 levels in 2012, 20% below 2005 levels in 2020, 42% below 2005 levels in 2030, and 83% below 2005 levels in 2050. The legislation also defines the term 'qualified waste-to-energy', and requires that facilities converting waste-to-energy be in compliance with all federal and state standards and require local governments serving the areas which the municipal solid waste for waste-to-energy is generated offer recycling services.</p>	Letter of Support Sent 6-15-09 for 5-15-09 Version
S. 306	Nelson (NE-D)	Introduced 1-22-09 Senate Finance Committee Corresponds with H.R.1158	<p>Existing Law: Energy Policy Act of 2005 (H.R. 6) and Energy Independence and Security Act of 2007: A percentage of our nation's fuel supply will be provided by renewable, domestic fuels including ethanol and biodiesel, with the aim of doubling the use of ethanol and biodiesel by 2012 and increase the volume of renewable fuel required to be blended into gasoline from 9 billion gallons in 2008 to 36 billion gallons by 2022.</p> <p>Proposed Law: This bill, known as the Biogas Production Incentive Act of 2009, would allow for a business-related tax credit for the production, sale, or use of biogas. The term "biogas" would be defined as a gas that is derived by from qualified energy feedstock (such as landfill, sewage, food industry, animal, or agricultural waste) using anaerobic digesters or other biological, chemical, or thermal processes.</p>	Letter of Support Sent 11-5-09 for 1-22-09 Version
S. 1172	Brown (OH-D)	Introduced 6-3-09 Senate Committee on Energy and Natural Resources	<p>Existing Law: Energy Policy Act of 2005 (H.R. 6) and Energy Independence and Security Act of 2007: A percentage of our nation's fuel supply will be provided by renewable, domestic fuels including ethanol and biodiesel, with the aim of doubling the use of ethanol and biodiesel by 2012 and increase the volume of renewable fuel required to be blended into gasoline from 9 billion gallons in 2008 to 36 billion gallons by 2022.</p> <p>Proposed Law: This bill, known as the Rubbish to Renewables Act of 2009, would direct the Secretary of Energy to establish a grant program by providing federal funds up to \$10 million for eligible projects, with the total appropriation being \$250 million for each fiscal year between 2010-2013, to facilitate the production of clean, renewable energy from municipal solid waste, and additional purposes.</p>	Letter of Support Sent 7-13-09 for 6-3-09 Version

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S. 1462	Bingaman (NM –D)	Introduced 7-16-09 Senate Legislative Calendar	<p>Existing Law: Energy Policy Act of 2005 (H.R. 6) and Energy Independence and Security Act of 2007: A percentage of our nation's fuel supply will be provided by renewable, domestic fuels including ethanol and biodiesel, with the aim of doubling the use of ethanol and biodiesel by 2012 and increase the volume of renewable fuel required to be blended into gasoline from 9 billion gallons in 2008 to 36 billion gallons by 2022.</p> <p>Proposed Law: This bill would establish the Clean Energy Investment Fund, a revolving fund to develop clean energy technology and the Clean Energy Deployment Administration in the Department of Energy (DOE) to provide financial support for deploying clean energy technologies. It would establish a Working Group on Energy Markets and a standard that requires utilities to obtain an increasing percentage of their base quantity of electricity that they sell to consumers from renewable energy or energy efficiency (3% in 2011-2013, 6% in 2014-2016, 9% in 2017-2018, 12% in 2019-2020, and 15% in 2021-2039). This bill is related to H.R. 2454. Sets forth provisions to establish energy efficiency standards for lights, appliances, and buildings and revise the Energy Star program. The legislation also defines the term 'qualified waste-to-energy', and requires that facilities converting waste-to-energy be in compliance with all federal and state standards and defines it as renewable energy.</p>	Letter of Support Sent 11-18-09 for 7-16-09 Version
S. 1733	Kerry (MA-D) & Boxer (CA-D)	Introduced 9-30-09 Senate Legislative Calendar Corresponds with HR 2454	<p>Existing Law: Energy Policy Act of 2005 (H.R. 6) and Energy Independence and Security Act of 2007: A percentage of our nation's fuel supply will be provided by renewable, domestic fuels including ethanol and biodiesel, with the aim of doubling the use of ethanol and biodiesel by 2012 and increase the volume of renewable fuel required to be blended into gasoline from 9 billion gallons in 2008 to 36 billion gallons by 2022</p> <p>Proposed Law: This bill would create a "Pollution Reduction and Investment" program aimed at setting up an economy-wide cap-and-trade program for reducing greenhouse gas emissions (GHGs). This bill would also expand funding for renewable electricity under state renewable portfolio standards, and define the term "renewable energy" to mean electric energy generated from solar, wind, biomass, landfill gas, ocean (including tidal, wave, current, and thermal), geothermal, municipal solid waste, or new hydroelectric generation capacity achieved from increased efficiency or additions of new capacity at an existing hydroelectric project.</p>	Watch