

# Assembly Bill 1826 (Chesbro)

April 17, 2014

## Key Provisions – as amended 3/24/2014

- Requires certain businesses and multifamily residential properties to “recycle” organics
- Requires jurisdictions to develop and enforce an organics collection program
- Requires CalRecycle to review Jurisdictions’ compliance thru existing annual review process
- Requires CalRecycle and other agencies to reduce barriers to organics recycling and “cooperate with local gov’t” to provide assistance and incentives

# Affected Entities

- Businesses include commercial or public entities, non-profits, and multifamily residential dwellings
- Creates 3 Tiers of affected businesses
- Requirement would be phased in over 3 years
  - January 1, 2016: 8 Cubic Yards of organic waste per week
  - January 1, 2017: 4 Cubic Yards of organic waste per week
  - January 1, 2019: 1 Cubic Yard of organic waste (per week not specified)

# Definitions

- Does not define “organic waste recycling”
- “Organic waste” definition is open ended:
  - “Organic waste” includes, *but is not limited to*, food waste, green waste, landscape and pruning waste, and wood waste

# Organics Waste Recycling Program

- Program may include:
  - Implementing a local policy or ordinance
  - Requiring franchise contracts or agreements to include organics collection
  - Establishing a source separated or mixed processing system that diverts material from disposal
  - Certification requirements for self haulers
  - Exemptions on a case by case basis
    - Zoning requirements
    - Lack of space at for bins
    - Non-generation of organic materials
  - Enforcement/Penalties
  - Charging fees

# Reporting Requirements

- Jurisdictions must provide CalRecycle with the number of affected businesses and the number that are recycling organic waste.
- Must provide justification for all exemptions
- After August 1, 2017, jurisdictions must provide a progress report on education, outreach, identification, and monitoring
- Information would be part of Jurisdictions' annual report to CalRecycle

## “Good Faith Effort”

- Amount of disposal diverted from the businesses
- Organic waste recovery rate from MRFs
- Extent of education and outreach
- Extent of monitoring and notification to businesses
- Appropriateness of exemptions
- Availability of markets for collected organic waste recyclables
- Budgetary constraints
- Rural Jurisdictions – small geographic size, low population density, or distance to markets

# Remove Organic Recycling Barriers

- Requires CalRecycle and CalEPA and other agencies to reduce barriers to siting and encourage continued viability of the state's organic waste processing and recycling infrastructure
- CalRecycle is required to work with stakeholders to provide assistance and incentives by promoting opportunities and the development of infrastructure of sufficient capacity and develop end-use markets throughout the state

# Questions?

