

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE
2013-2014 SESSION
JUNE 13, 2013**

Staff will present an update on the status of bills that the Task Force has previously discussed:

Bill	Author	Topic	Page #	TF Position	Status of Bill
<u>AB 5</u>	Ammiano	Homelessness	3	Oppose	Assembly Appropriations (2-year bill)
<u>AB 8</u>	Perea/Skinner	AB 118 Funding	3	Support	Assembly (2-year bill)
<u>AB 153</u>	Bonilla	AB 32: Offsets	4	Support	Assembly Appropriations (2-year bill)
<u>AB 158</u>	Levine	Single-use plastic bags ban	4	Support if Amended	Assembly Appropriations (2-year bill)
<u>AB 323</u>	Chesbro	ADC: Green Materials	5	Oppose	Assembly Appropriations (2-year bill)
<u>AB 371</u>	Salas	Sewage Sludge: Kern County	6	Oppose	Assembly (2-year bill)
<u>AB 403</u>	Stone/Eggman	Sharps EPR	6	Support	Assembly Appropriations (2-year bill)
<u>AB 416</u>	Gordon	State Air Resources Board: Local Emission Reduction Program	7	Support	Assembly Appropriations (2-year bill)
<u>AB 488</u>	Williams	Household Batteries EPR	7	Support	Assembly Appropriations (2-year bill)
<u>AB 513</u>	Frazier	Tire Recycling: Rubberized Asphalt	8	Support	Senate Rules Committee
<u>AB 521</u>	Hueso/Stone	Marine Plastic Pollution: Gasification: Transformation	8	Oppose	Assembly Appropriations (2-year bill)
<u>AB 794</u>	Gorell	CEQA Exemption: Use of Landfill and Organic Waste	10	Oppose	Natural Resources (2-year bill)

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<u>AB 997</u>	Chesbro	Composting: Anaerobic Digestion	11	Support	Senate EQ
<u>AB 1001</u>	Gordon	Beverage Containers	11	Support if Amended	Senate Rules Committee
<u>AB 1021</u>	Eggman	Alternative Energy: Recycled Feedstock	12	Support if Amended	Senate Rules Committee
<u>AB 1023</u>	Eggman	Air Resources: Greenhouse Gas Emissions	12	Watch	Assembly Appropriations (2-year bill)
<u>AB 1126</u>	Gordon/Mullin	Biomass Conversion: MSW Conversion	13	Oppose	Senate Rules Committee
<u>AB 1337</u>	Allen	Plastic Bags Local Ordinance Enforcement	14	Oppose	Died in Assembly
<u>SB 11</u>	Pavley/Rubio	AB 118 Funding	16	Support	Assembly
<u>SB 254</u>	Hancock	Used Mattresses	17	Watch	Assembly
<u>SB 405</u>	Padilla	Single-use Plastic Bags Ban	17	Support if Amended	Senate (2-year bill)
<u>SB 529</u>	Leno	Fast Food Facilities Packaging	18	Support if Amended	Senate Appropriations (2-year bill)
<u>SB 700</u>	Wolk	Parks: Carryout Bags	18	Oppose	Senate Appropriations (2-year bill)
<u>SB 715</u>	Lara	Renewable Energy: MSW Combustion	19	Support and Amend	Senate EUC (2-year bill)
<u>SB 727</u>	Jackson	Pharmaceuticals: EPR	19	Support	Senate EQ (2-year bill)
<u>SB 804</u>	Lara	Solid Waste: Energy	20	Support	Assembly

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BILL	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
AB 5	Ammiano	Amended April 30, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: Existing law provides that no person in the state shall, on the basis of race, national origin, ethnic group identification, religion, age, sex, sexual orientation, color, genetic information, or disability, be unlawfully denied full and equal access to the benefits of, or be unlawfully subjected to discrimination under, any program or activity that is conducted, operated, or administered by the state or by any state agency, is funded directly by the state, or receives any financial assistance from the state.</p> <hr/> <p>Proposed Law: This bill would enact the Homeless Person's Bill of Rights and Fairness Act, which would provide that no person's rights, privileges, or access to public services may be denied or abridged because he or she is homeless. The bill would provide that every homeless person has the right, among others, to move freely, rest, eat, share, accept, or give food or water, and solicit donations in public spaces, as defined, and the right to lawful self-employment, including, but not limited to, junk removal and recycling that requires the collection, possession, redemption, and storage of goods for reuse and recycling, without being subject to criminal or civil sanctions, harassment, or arrest by law enforcement, public or private security personnel, or BID agents because he or she is homeless.</p>	Oppose
AB 8	Perea/Skinner	Amended May 13, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: Existing law, until January 1, 2016, increases vehicle registration fees, vessel registration fees, and specified service fees for identification plates by a specified amount. Existing law requires the revenue generated by the increase in those fees to be deposited in the Alternative and Renewable Fuel and Vehicle Technology Fund, and either the Air Quality Improvement Fund or the Enhanced Fleet Modernization Subaccount, as provided. Existing law, until January 1, 2016, imposes on certain vehicles a smog abatement fee of \$20, and requires a specified amount of this fee to be deposited in the Air Quality Improvement Fund and in the Alternative and Renewable Fuel and Vehicle Technology Fund.</p> <hr/> <p>Proposed Law: Among other things, this bill would extend those fees in the amounts required to make these deposits into the Alternative and Renewable Fuel and Vehicle Technology Fund, the Air Quality Improvement Fund, and the Enhanced Fleet Modernization Subaccount until January 1, 2024, at which time the fees would be reduced by those amounts.</p>	Letter of Support sent April 25, 2013 for this bill as introduced December 3, 2012

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AB 153	Bonilla	Amended April 8, 2013 Assembly Committee on Appropriations; 2-year bill	<p>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 and to monitor and enforce compliance with the reporting and verification program, and requires the state board to adopt a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions level in 1990 to be achieved by 2020.</p> <p>Proposed Law: This bill, if the state board uses its authority to include the use of market-based compliance mechanisms, would require the state board, on or before January 1, 2015, to adopt a specified process for the review and consideration of new offset protocols and, commencing in 2014 and continuing annually thereafter, use that process to review and consider new offset protocols. The bill would require the state board to adopt guidelines and incentives that prioritize the approval of specified offset protocols. The bill would require the state board to submit a specified annual report to the Legislature.</p>	Letter of Support sent April 25, 2013, for this bill as Amended April 8, 2013
AB 158	Levine	Amended April 9, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: Existing law, until January 1, 2020, 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: With specified exceptions, this bill would, as of January 1, 2015, prohibit stores that have a specified amount of dollar sales or retail floor space from providing a single-use carryout bag to a customer. The bill would require these stores to meet other specified requirements regarding providing recycled paper bags, compostable bags, or reusable bags to customers. The bill would require the department, by January 1, 2017, to submit a report to the Legislature regarding the implementation of the bill's provisions. The bill would allow local jurisdictions or the state to impose civil penalties for a violation of the bill's requirements, except for the certification requirements.</p>	Letter of Support if Amended sent April 22, 2013, for this bill as amended April 9, 2013
AB 215	Chesbro	January 31, 2013 Senate Environmental Quality Committee	<p>Existing Law: The California Integrated Waste Management Act of 1989 requires rigid plastic packaging containers that are sold or offered for sale in this state to meet, on average, one of specified criteria and defines terms for purposes of those requirements. One of those criteria that a rigid plastic packaging container may meet to satisfy this requirement is that the container be source reduced.</p> <p>Proposed Law: This bill would revise the definitions of the various terms used in those requirements, including revising the definition of the term "source reduced" to impose new requirements.</p>	

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AB 323	Chesbro	February 12, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: Existing law requires each city, county, and regional agency to develop a source reduction and recycling element to their integrated waste management plan. Under state law, the use of solid waste for beneficial reuse in the construction and operation of a solid waste landfill, including alternative daily cover, constitutes diversion through recycling and is not considered disposal.</p> <p>Proposed Law: This bill would require CalRecycle to adopt regulations to provide that, no later than January 1, 2020, the use of green material as alternative daily cover or alternative intermediate cover does not constitute diversion through recycling and would be considered disposal. The bill would require CalRecycle to conduct an analysis of the use of residual fines from MRFs and materials left over from the composting process for use as, among other things, alternative daily cover and to adopt regulations by July, 2015 based on the analysis. The bill would also require CalRecycle to adopt regulations by January 1, 2017, to require large-quantity commercial organics generators, to arrange for separate organics collection and recycling services.</p>	Letter of Opposition sent April 11, 2013
AB 333	Wieckowski	Amended May 8, 2013 Senate Environmental Quality Committee	<p>Existing Law: Existing law defines a medical waste management plan as a document that is completed by generators of medical waste, as specified, on forms provided by the State Department of Public Health or a local agency. Existing law exempts from specified provisions of the Medical Waste Management Act a person who is authorized to collect solid waste and who unknowingly transports medical waste to a solid waste facility, incidental to the collection of solid waste.</p> <p>Proposed Law: Among other things, this bill would define a medical waste management plan as a document that describes how the medical waste generated at a generator's facility shall be segregated, handled, stored, packaged, treated, or shipped for treatment, as applicable. This bill would exempt those persons who unknowingly transport medical waste from the entire act, with regard to that waste, and would require the solid waste transporter to contact the originating generator of the medical waste to respond to the facility to provide ultimate proper disposal of the medical waste.</p>	

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BILL	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
AB 371	Salas	Amended March 19, 2013 Assembly; 2-year bill	<p>Existing Law: Existing law requires the State Water Resources Control Board or a California regional water quality control board, upon receipt of an application for waste discharge requirements for discharge of dewatered, treated, or chemically fixed sewage or other biological solids, to prescribe general waste discharge requirements for that sludge or those other solids. The California Integrated Waste Management Act of 1989, establishes an integrated waste management program that includes the regulation of solid waste disposal and solid waste facilities, and defines solid waste to include dewatered, treated, and chemically fixed sewage sludge that is not a hazardous waste.</p> <hr/> <p>Proposed Law: This bill would authorize the Kern County Board of Supervisors, upon a majority vote, to regulate or prohibit by ordinance, in a manner more stringent than state or federal law and in a nondiscriminatory manner, the land application of sewage sludge in unincorporated areas in the jurisdiction of the county, as prescribed.</p>	Oppose
AB 403	Stone	Amended April 18, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: Existing law requires a pharmaceutical manufacturer selling or distributing medication that is intended to be self-injected at home to submit, on an annual basis, to the Department of Resources Recycling and Recovery a plan supporting the safe collection and proper disposal of specified waste devices.</p> <hr/> <p>Proposed Law: This bill would require a producer of home-generated sharps or a stewardship organization designated by the producer to submit a home-generated sharps stewardship plan by April 1, 2015, to CalRecycle. The bill would require the plan to provide for the development and implementation of a recovery program to reduce the generation of, and manage the end of life of, home-generated sharps, and to include specified elements, including provisions to meet specified minimum collection rates for the home generated sharps subject to the plan.</p>	Letter of Support sent April 11, 2013 for this bill as amended April 8, 2013

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AB 416	Gordon	Amended April 4, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: Existing law designates the State Air Resources Board as the state agency with the primary responsibility for the control of vehicular air pollution and air pollution control districts and air quality management districts with the primary responsibility for the control of air pollution from all sources other than vehicular sources.</p> <hr/> <p>Proposed Law: This bill would create the Local Emission Reduction Program and would require money to be available from the General Fund, upon appropriation by the Legislature, for purposes of providing grants and other financial assistance to develop and implement greenhouse gas emissions reduction projects in the state. The bill would require the state board, in coordination with the Strategic Growth Council, to administer the program, as specified. The bill would require the implementation of the program to be contingent on the appropriation of moneys by the Legislature, as specified.</p>	Letter of Support sent May 16, 2013, for this bill as amended April 4, 2013
AB 488	Williams	Amended April 23, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: The California Integrated Waste Management Act of 1989, administered by CalRecycle, requires retailers of rechargeable batteries to have in place a system for the acceptance and collection of rechargeable batteries.</p> <hr/> <p>Proposed Law: This bill would require, by January 1, 2015, a producer or a household battery stewardship organization appointed by one or more producers of a household battery to submit to CalRecycle a household battery stewardship plan, which would be required to include specified elements. The bill would prohibit a producer, wholesaler, or retailer, on and after April 1, 2015, from selling a household battery unless the plan for that battery is approved by CalRecycle.</p>	Letter of Support sent May 10, 2013 for this bill as amended April 23, 2013

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AB 513	Frazier	Amended May 24, 2013 Senate Rules Committee	<p>Existing Law: The California Integrated Waste Management Act of 1989, administered by CalRecycle, requires every rigid plastic packaging container, as defined, sold or offered for sale in this state to generally meet one of specified criteria.</p> <p>Proposed Law: This bill would establish the Rubberized Asphalt Concrete Market Development Act and would require CalRecycle, in accordance with the tire recycling program, to award grants for certain public agency projects that utilize rubberized asphalt concrete. The bill, on January 1, 2014 and January 1 of each year thereafter, would require the Controller to transfer \$10,000,000 from moneys authorized to be expended for the tire recycling program to CalRecycle to award these grants. The bill, however, would require the Controller to transfer only \$5,000,000 from the moneys authorized to be expended for the tire recycling program to CalRecycle to award these grants for any year that the Department of Finance determines that the balance of the fund equals \$10,000,000 or less. The bill would require the grants to pay \$2 for every 12 pounds of crumb rubber used in a paving project by a public agency.</p>	Letter of Support sent April 11, 2013 for this bill as introduced February 20, 2013
AB 521	Hueso/Stone	Amended May 7, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: The California Integrated Waste Management Act of 1989, administered by the Department of Resources Recycling and Recovery, requires every rigid plastic packaging container, as defined, sold or offered for sale in this state to generally meet one of specified criteria.</p> <p>Proposed Law: CalRecycle would be required, by July 1, 2014, in consultation with the Ocean Protection Council and the state water board, to adopt a list or category of items that CalRecycle finds are the major sources of marine plastic pollution and, therefore, would be a "covered item" for purposes of the bill. The producer of any covered item would be required to design and submit to CalRecycle a plan to reduce the producer's proportion of the marine plastic pollution caused by that covered item, through "recovery" of those items, by 75% by 2020 and 95% by 2025. The Bill also classifies "gasification" as transformation thus eliminating its current eligibility for diversion credit and RPS. The Task Force is opposed to provisions of the bill that would redefine "recovery" as "the retrieval or diversion from disposal or from a transformation facility, for the purpose of recycling, reuse or composting".</p>	Oppose

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AB 577	Nazarian	February 20, 2013 Assembly; 2-year bill	<p>Existing Law: Existing law prohibits a person from throwing or depositing in any area various types of garbage, a substance likely to injure or kill wild or domestic animal or plant life or damage traffic, or noisome, nauseous, or offensive matter. A person who drops, dumps, deposits, places, or throws that material, or who causes or permits that material to be so dropped, dumped, deposited, placed, or thrown, is required to remove the material or cause it to be removed and if a person fails to take those actions, the governmental agency responsible for the maintenance of the area, or the property owner of the land on which the material has been deposited, may remove the material and collect, by civil action, if necessary, the actual cost of the removal operation and damages.</p> <hr/> <p>Proposed Law: This bill would make technical, nonsubstantive changes to the provision requiring the removal of that material.</p>	
AB 597	Dahle	Amended March 19, 2013 Assembly Committee on Environmental Safety and Toxic Materials; 2-year bill	<p>Existing Law: Existing law requires the Department of Toxic Substances Control to adopt regulations to establish a process to identify and prioritize chemicals or chemical ingredients in consumer products, to establish a process for evaluating chemicals of concern in consumer products and their potential alternatives for the purposes of limiting exposure or to reduce the level of hazard posed by chemicals of concern, and a range of regulatory responses that the department may take following the evaluation.</p> <hr/> <p>Proposed Law: This bill would prohibit the department from taking a regulatory response until an unspecified number of days after the date that the department submits a notice to the consumer product manufacturer, the consumer product distributor, and the consumer product retailer of the proposed action.</p>	

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BILL	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
AB 686	Quirk	Amended May 24, 2013 Senate Rules Committee	<p>Existing Law: Existing law requires hazardous waste facilities, including, but not limited to, treatment facilities, to operate under hazardous waste facilities permits or other grants of authorization issued by DTSC. Existing law exempts pharmaceutical neutralization activities from certain requirements of the hazardous waste control laws and certain regulations adopted pursuant to that law if specified conditions are met with regard to the pharmaceutical manufacturing or process development activities, including the management of air emissions and wastes generated as a result of those activities.</p> <hr/> <p>Proposed Law: This bill would require DTSC, by January 1, 2016, to develop recommendations for standards and guidelines for the operation of on-site waste management and recycling of hazardous waste at facilities engaged in pharmaceutical manufacturing or pharmaceutical process development. The department would be required, by January 1, 2016, to submit a report to the Legislature on those recommendations, including any recommended statutory and regulatory actions needed to assure the safe and efficient management of waste from pharmaceutical manufacturing or pharmaceutical process development activities. The bill would repeal this report requirement on January 1, 2019.</p>	
AB 794	Gorell	February 21, 2013 Assembly Committee on Natural Resources; 2-year bill	<p>Existing Law: The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect.</p> <hr/> <p>Proposed Law: This bill would exempt from the requirements of CEQA a project that takes landfill materials or organic waste and converts them into renewable green energy if the lead agency finds that the project will result in a net reduction in greenhouse gas emissions or support sustainable agriculture. The bill would also exempt from the requirements of CEQA a project that uses biological processes to convert organic waste streams into nonchemical soil fertility products that support renewable and reusable cultivation and viability.</p>	Letter of Opposition sent May 8, 2013

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AB 997	Chesbro	February 22, 2013 Senate Environmental Quality Committee	<p>Existing Law: The California Integrated Waste Management Act of 1989 establishes an integrated waste management program administered by CalRecycle that requires each city, county, and regional agency, if any, to develop a source reduction and recycling element of an integrated waste management plan. The element is required to divert 50% of the solid waste subject to the element through source reduction, recycling, and composting activities. The act allows the source reduction and recycling element to include not more than 10% diversion through transformation, which is defined as excluding, among other things, composting. The act defines the term "composting" for the purposes of the act as the controlled or uncontrolled biological decomposition of organic wastes. The act also defines the term "solid waste facility," for purposes of the permitting requirements of the act, as a composting facility.</p> <p>Proposed Law: This bill would define the term "anaerobic digestion," for purposes of the California Integrated Waste Management Act of 1989, as a process using the bacterial breakdown of compostable organic material in a controlled environment that meets the parameters that may be established by the department, and would revise the definition of the term "composting" to include anaerobic digestion.</p>	Letter of Support sent out June 7, 2013
AB 1001	Gordon	Amended May 28, 2013 Senate Rules Committee	<p>Existing Law: Existing law, the California Beverage Container Recycling and Litter Reduction Act, requires a distributor to pay a redemption payment for every beverage container sold or offered for sale in the state to the Department of Resources Recycling and Recovery. The department is required to deposit those amounts in the California Beverage Container Recycling Fund. The act defines the term beverage as including specified types of beverages that are sold in aluminum beverage containers, glass beverage containers, plastic beverage containers, or bimetal containers.</p> <p>Proposed Law: This bill would exempt recycling center operators from exhibiting a pattern of operation that complies with the statutory requirements and regulations for recycling centers if they have no relation to an entity that used the same space previously.</p>	Support if Amended for this bill as amended April 3, 2013

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AB 1021	Eggman	Amended May 8, 2013 Senate Rules Committee	<p>Existing Law: Existing law establishes the California Alternative Energy and Advanced Transportation Financing Authority to provide financial assistance for projects that promote the use of alternative energies</p> <hr/> <p>Proposed Law: This bill would authorize the authority to provide financial assistance to projects that process or utilize recycled feedstock that is intended to be reused in the production of another product or soil amendment.</p>	Support if Amended letter sent April 25, 2013, for this bill as amended April 22, 2013
AB 1023	Eggman	Amended May 8, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: Existing law, the California Global Warming Solutions Act of 2006, requires the State Air Resources Board to adopt a statewide greenhouse gas emissions limit. Existing law requires CalEPA to identify disadvantaged communities and requires the Department of Finance to develop a specified 3-year investment plan for the expenditure of funds in the Greenhouse Gas Reduction Fund in the State Treasury to achieve reductions of greenhouse gas emissions, including increased in-state waste diversion through waste reduction, diversion, and reuse.</p> <hr/> <p>Proposed Law: This bill would enact the Greenhouse Gas Reduction through Recycling, Composting, and Recycled Content Manufacturing Investment Program and would require CalRecycle to implement the program by expending funds appropriated by the Legislature for purposes of the program. The bill would require CalRecycle, in consultation with the board, to annually identify industry sectors that can reduce their greenhouse gas emissions through the increased use of recycled content or by recovering putrescible materials that would have emitted greenhouse gases if disposed. The bill would require CalRecycle to develop a market development program that would provide incentives for those eligible industry sectors to make investments for waste reduction, recycling, composting, and recycled manufacturing projects that would reduce greenhouse gas emissions. The bill would require CalRecycle to implement the market development program by disbursing funds to private or public entities in the form of incentive payments or grants for capital equipment.</p>	

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AB 1126	Gordon/Mullin	Amended May 8, 2013 Senate Rules Committee	<p>Existing Law: Existing law allows the 50% diversion requirement required under the California Integrated Waste Management Act to include, pursuant to specified conditions, not more than 10% through biomass conversion defined as the controlled combustion of specific materials for use in producing electricity or heat.</p> <hr/> <p>Proposed Law: Among other things, this bill defines "composting" as the controlled or uncontrolled biological decomposition of organic waste" and includes anaerobic digestion. This bill would also define the term "Municipal solid waste (MSW) conversion" as the conversion of solid waste through a process and that meets all the following requirements: (1) The waste to be converted is beneficial and effective in that it replaces or supplements the use of fossil fuels; (2) The waste to be converted, the resulting ash, and any other products of conversion do not meet the criteria or guidelines for the identification of a hazardous waste adopted by the DTSC; (3) The conversion is efficient and maximizes the net calorific value and burn rate of the waste; (4) The waste to be processed contains less than 25 percent moisture and less than 10 percent noncombustible waste; (5) The waste to be processed that is received at the facility is handled in compliance with the requirements for the handling of solid waste imposed pursuant to Division 30 of the PRC, and no more than a seven-day supply of that waste, based on the throughput capacity of the operation or facility, is stored at the facility at any one time; (6) No more than 500 tons per day of waste is converted at the facility where the operation takes place. This bill would additionally exclude certain used or waste tires or biomass materials from the solid waste calculation used in the waste diversion base rate determination and would require the amount of solid waste to include solid waste diverted from an MSW conversion facility. The bill would classify "MSW conversion" facilities as disposal facilities and not recycling facilities, transfer/processing facilities, or transformation facilities. The Task Force has strong concerns regarding the bill's intent to categorize all conversion technologies as disposal facilities, arbitrarily limit their capacity to no more than 500 tons per day of waste, make no distinction between conversion and incineration, and the bill's overt focus on technologies that combust the waste such as requirement related to the moisture content and burn rate of the waste.</p>	Letter of Opposition sent May 23, 2013 for this bill as amended May 8, 2013

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AB 1329	Perez	Amended May 7, 2013 Senate Rules Committee	<p>Existing Law: Existing law requires the California EPA to develop a strategy for identifying and addressing any gaps in existing programs, policies, or activities that may impede the achievement of environmental justice, as defined, and requires each board, department, and office within the agency to review its programs, policies, and activities and identify and address any gaps in its existing programs, policies, or activities that may impede the achievement of environmental justice.</p> <hr/> <p>Proposed Law: This bill would instead require Cal EPA to prepare and adopt, by January 1, 2016, a state hazardous waste management plan to address the matter of environmental justice in the management of hazardous waste and to serve as a comprehensive and enforceable planning document for the state. The bill would specify the elements required to be included in the plan and would require the plan to be reviewed and revised, as specified. The bill would require DTSC to approve the plan and to submit the plan to specified committees of the Legislature.</p>	
AB 1337	Allen	Amended March 21, 2013 Assembly Committee on Natural Resources: Dead	<p>Existing Law: Existing law requires a store, as defined, to establish an at-store recycling program to provide an opportunity for a customer of the store to return to the store clean plastic carryout bags. Existing law authorizes a retail establishment that is not a store, as defined, and that provides plastic carryout bags, to adopt an at-store recycling program.</p> <hr/> <p>Proposed Law: This bill would prohibit a city, county, or other public agency from adopting, implementing, or enforcing an ordinance, resolution, regulation, or rule that prohibits a retail establishment from offering to its customers, or otherwise prohibits a person from using, a single-use plastic carryout bag for purposes of containing specified products.</p>	Letter of Opposition withheld due to status of bill.

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AB 1375	Chau	Amended May 7, 2013 Assembly Committee on Appropriations; 2-year bill	<p>Existing Law: The California Global Warming Solutions Act of 2006 (Act), designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The Act authorizes the state board to include use of market-based compliance mechanisms. Existing law requires all moneys, except for fines and penalties, collected by the state board as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation by the Legislature. Existing law permits moneys from the fund to be allocated for the research, development, and deployment of innovative technologies, measures, and practices related to programs and projects funded under the Act.</p> <hr/> <p>Proposed Law: This bill would create the Clean Technology Investment Account within the Greenhouse Gas Reduction Fund and would require the Legislature to annually appropriate moneys from the Greenhouse Gas Reduction Fund into the Clean Technology Investment Account. This bill would make those moneys available to the state board for the purposes of accelerating the development, demonstration, and deployment of clean technologies that will reduce greenhouse gas emissions and foster job creation in the state.</p>	
AB 1398	Assembly Committee on Natural Resources	March 11, 2013 Senate Environmental Quality Committee	<p>Existing Law: The California Integrated Waste Management Act of 1989 requires a business, which is defined as a commercial or public entity, that generates more than 4 cubic yards of commercial solid waste per week or is a multifamily residential dwelling of 5 units or more, to arrange for recycling services and requires jurisdictions to implement a commercial solid waste recycling program meeting specified elements. Existing law defines commercial solid waste by reference to a specified regulation which includes all types of solid wastes generated by stores, offices and other commercial sources, excluding residences, and excluding industrial waste.</p> <hr/> <p>Proposed Law: This bill instead would define commercial solid waste to include all types of solid waste generated by a store, office, or other commercial or public entity source, including a business or a multifamily dwelling of 5 or more units, thereby imposing a state-mandated local program by imposing new requirements upon local jurisdictions.</p>	

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
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BILL	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
SB 11	Pavley/Rubio	Amended May 28, 2013 Assembly	<p>Existing Law: Existing law, until January 1, 2016, increases vehicle registration fees, vessel registration fees, and specified service fees for identification plates by a specified amount. Existing law requires the revenue generated by the increase in those fees to be deposited in the Alternative and Renewable Fuel and Vehicle Technology Fund, and either the Air Quality Improvement Fund or the Enhanced Fleet Modernization Subaccount, as provided. Existing law, until January 1, 2016, imposes on certain vehicles a smog abatement fee of \$20, and requires a specified amount of this fee to be deposited in the Air Quality Improvement Fund and in the Alternative and Renewable Fuel and Vehicle Technology Fund.</p> <p>Proposed Law: Among other things, this bill would extend those fees in the amounts required to make these deposits into the Alternative and Renewable Fuel and Vehicle Technology Fund, the Air Quality Improvement Fund, and the Enhanced Fleet Modernization Subaccount until January 1, 2024, at which time the fees would be reduced by those amounts.</p>	Letter of Support sent April 25, 2013, for bill as amended April 18, 2013
SB 245	Correa	Amended April 1, 2013 Senate Environmental Quality Committee; 2-year bill	<p>Existing Law: Existing law requires a retailer of various specified products, such as rechargeable batteries and cell phones, sold in the state to have in place a system for the acceptance and collection of those products for reuse, recycling, or proper disposal.</p> <p>Proposed Law: The bill would require a qualified industry association, or a successor organization, to establish a mattress recycling organization by November 1, 2014, and would require each manufacturer and retailer to register with the mattress recycling organization by February 1, 2015. The bill would require the organization, by July 1, 2015, to develop a state plan for recycling used mattresses that includes specified goals and elements and to submit the plan to CalRecycle.</p>	

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SB 254	Hancock	Amended May 28, 2013 Assembly	<p>Existing Law: Existing law requires a retailer of various specified products, such as rechargeable batteries and cellular telephones, sold in the state to have in place a system for the acceptance and collection of those products for reuse, recycling, or proper disposal.</p> <p>Proposed Law: The bill would authorize a qualified industry association, as defined, to establish a mattress recycling organization, as defined, and be certified by the Department of Resources Recycling and Recovery to develop, implement, and administer a mattress recycling program on or before July 1, 2014. The bill would require manufacturers and retailers of mattresses to register with the mattress recycling organization on or before January 1, 2015. This bill would prohibit, on and after January 1, 2015, the manufacturer or retailer from, among other things, manufacturing or selling a mattress in this state under circumstances of noncompliance with the bill's requirements. The act would require the retailer, by July 1, 2014, to give a consumer the option to have a used mattress picked up, at no additional cost, at the time a new mattress is delivered or be provided with an opportunity for free drop off of the used mattress. This bill would require the organization to annually set the amount of a state mattress recycling charge that would be added to the purchase price of a mattress, and would require a manufacturer, retailer, wholesaler, distributor, or other party that sells a mattress to add the charge to the purchase price for the mattress and remit the charge collected to the organization.</p>	Watch
SB 405	Padilla	Amended May 24, 2013 Senate; 2-year bill	<p>Existing Law: Existing law, until January 1, 2020, 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: With specified exceptions, this bill would, as of January 1, 2015, prohibit stores that have a specified amount of dollar sales or retail floor space from providing a single-use carryout bag to a customer. The bill would require these stores to meet other specified requirements regarding providing recycled paper bags, compostable bags, or reusable bags to customers. The bill would allow a local public agency that has adopted a bag ordinance, resolution, regulation, or rule prior to September 1, 2013, to continue to enforce and implement that ordinance, resolution, regulation, or rule, but would require any amendments to that ordinance, resolution, regulation, or rule to be subject to state preemption.</p>	Letter of Support if Amended sent April 26, 2013, for this bill as amended April 2, 2013

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SB 529	Leno	Amended April 8, 2013 Senate Appropriations Committee; 2-year bill	<p>Existing Law: The California Integrated Waste Management Act of 1989, administered by the Department of Resources Recycling and Recovery, requires every rigid plastic packaging container, as defined, sold or offered for sale in this state to generally meet one of specified criteria.</p> <p>Proposed Law: The bill would prohibit a fast food facility, on and after July 1, 2014, from distributing disposable food service packaging or a single-use carryout bag to a consumer, unless the disposable food service packaging or single-use carryout bag meets the criteria for either compostable packaging or recyclable packaging specified in the bill.</p>	Letter of Support if Amended sent April 2, 2013, for this bill as introduced February 21, 2013
SB 700	Wolk	Amended April 23, 2013 Senate Appropriations Committee; 2-year bill	<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. Existing law prohibits a city, county, or other local public agency from taking specified regulatory actions with regard to the recycling of plastic carryout bags.</p> <p>Proposed Law: The bill would require retail establishments that sell food or alcohol for consumption on or off premises to collect \$.05 for each single-use carryout bags provided to customers (including paper or plastic). Establishments would be able to retain \$.005 per \$.05 collected and would be able to collect an additional \$.005 if they, among other things, credit customers \$.05 for each bag brought in that they use. Funds received by establishments (minus the \$.005 retained by the establishment) would be used for the purpose of enhancing city and county parks and for local programs aimed at reducing and cleaning up litter. The bill states that this would not preempt or prohibit local ordinances, curbside/drop off recycling programs, franchise agreements, or an ordinance that states that the charge does not apply to their jurisdiction. This bill would provide that it would not take effect if Senate Bill 405 of the 2013-14 Regular Session amends state law to prohibit the provision of single-use carryout bags to a customer at a point of sale, and that bill is enacted and becomes operative on or before January 1, 2014.</p>	Letter of Opposition sent April 2, 2013, for this bill as introduced February 22, 2013

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SB 715	Lara	Amended April 8, 2013 Senate Committee on Energy, Utilities, and Communications; 2-year bill	<p>Existing Law: Existing law establishes the California Renewables Portfolio Standard Program, which requires the Public Utilities Commission to implement annual procurement targets for the procurement of eligible renewable energy resources, as defined, for all retail sellers, as defined, to achieve the targets and goals of the program. Existing law provides that a facility engaged in the combustion of municipal solid waste shall not be considered an eligible renewable energy resource unless it is located in the County of Stanislaus and was operational prior to September 26, 1996.</p> <p>Proposed Law: This bill would additionally provide that a facility engaged in the combustion of municipal solid waste shall not be considered an eligible renewable energy resource unless it is located in the County of Los Angeles and was operational prior to September 26, 1996. This bill would, with respect to a facility located in the County of Los Angeles as previously described, provide that it shall not be considered an eligible renewable energy resource on or after January 1, 2045, unless it has converted into a system that does not perform traditional direct combustion of municipal solid waste, and the facility diverts an amount of waste from landfills that equals or exceeds its capability as it existed prior to the conversion of the facility.</p>	Support and Amend letter sent April 24, 2013, for this bill as amended April 8, 2013
SB 727	Jackson	Amended April 3, 2013 Senate Environmental Quality Committee 2-year bill	<p>Existing Law: The Medical Waste Management Act, administered by the State Department of Public Health, regulates the management and handling of medical waste, including pharmaceutical waste, as defined. Existing law requires a pharmaceutical manufacturer selling or distributing medication that is intended to be self-injected at home to submit, on an annual basis, to CalRecycle a plan supporting the safe collection and proper disposal of specified waste devices.</p> <p>Proposed Law: This bill would require a producer of a pharmaceutical sold in the state to, individually or through a stewardship organization, to submit a plan, on or before January 1, 2015, to CalRecycle. The bill would require the plan to provide for the development of a program to collect, transport, and process home-generated pharmaceutical drugs and to include specified aspects, including the minimum amount of collection sites, including by January 1, 2016, at least one collection service within 10 miles per person in the state. The bill would require a producer or stewardship organization, on or after April 1, 2016, and every year thereafter, to prepare and submit to the department an annual report describing the activities carried out pursuant to the plan during the previous calendar year.</p>	Letter of Support sent May 16, 2013, for this bill as amended April 3, 2013.

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SB 804	Lara	Amended May 8, 2013 Assembly	<p>Existing Law: The California Integrated Waste Management Act of 1989, which is administered by CalRecycle, requires each city, county, and regional agency, if any, to develop a source reduction and recycling element of an integrated waste management plan. With certain exceptions, the source reduction and recycling element of that plan is required to divert 50% of all solid waste, through source reduction, recycling, and composting activities. Existing law allows the 50% diversion requirement to include not more than 10% through transformation or "biomass conversion," as defined, if specified conditions are met. The act defines various terms, including "biomass conversion" and "composting," for the purposes of the act.</p> <p>Proposed Law: This bill would revise the definition of the term "biomass conversion" to include in addition to controlled combustion, any other conversion technology, as specified. The bill would define "composting" to include aerobic and anaerobic decomposition of organic wastes.</p>	Support letter sent April 24, 2013, for this bill as amended April 22, 2013
Federal Legislation				
H.R. 1686	Moran	April 23, 2013 House Natural Resources Committee, House Ways and Means Committee	<p>Existing Law: Internal Revenue Code of 1986.</p> <p>Proposed Law: This bill would impose a five-cent tax on every paper or plastic disposable bag that retailers provide to customers. Businesses would be responsible for collecting the tax which would need to be itemized on receipts. Reusable bags as well as packaged plastic bags (trash bags, pet waste bags) would be exempt from this tax. Monies collected from this bill would go to the Land and Water Conservation Fund. Eighty percent of the taxes collected would be directed into the Fund and used to finance various conservation programs and construction of outdoor recreation areas. A new nonrefundable tax credit payment to retailers who participate in bag recycling programs would make up the remaining twenty percent of revenues.</p>	