

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE
2007-2008 SESSION
April 11, 2007**

Bill	Author	Status	Summary	Task Force Position
AB 6	Houston	Introduced 12-04-06 In the Assembly Natural Resources Committee	Existing Law: California's Global Warming Solutions Act (AB 32, 2006 Statutes) requires the State Air Resources Board (SARB) to develop regulations to achieve the Act's greenhouse gas emission reduction targets. SARB has the discretion to incorporate market-based options.	
			Proposed Law: This bill would require SARB to adopt market-based options.	
AB 35	Ruskin	Amended 3-28-07 In the Assembly Natural Resources Committee	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.	
			Proposed Law: This bill would require the State to establish green building standards for the construction and renovation of state buildings by July 1, 2009.	
AB 48	Saldana	Introduced 12-04-06 In the Assembly Natural Resources Committee Reintroduced from 2006 Legislative Session (AB 2202)	Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.	
			Proposed Law: This bill would expand the definition of CEDs to include any plug-in and battery-operated consumer electronic device. In addition, DTSC is required to develop regulations prohibiting the sale of all electronic devices currently banned within the European Union effective January 1, 2010.	
AB 258	Krekorian	Amended 4-09-07 In the Assembly Natural Resources Committee	Existing Law: The California Coastal Commission, in partnership with local governments, plans and regulates development and natural resource use along the coast.	
			Proposed Law: This bill would require the State to implement a program for the control of discharges of preproduction plastics.	
AB 546	Brownley	Amended 4-09-07 In the Assembly Natural Resources Committee	Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.	Recommend Support Position
			Proposed Law: This bill would require the Waste Board and retailers to make information available to consumers regarding where and how to return, recycle, and dispose of CEDs.	

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AB 548	Levine	Introduced 2-21-07 In the Assembly Natural Resources Committee	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Proposed Law: This bill would require owners of multifamily housing to provide recycling services to their tenants beginning July 1, 2008.	Watch
AB 656	Plescia	Introduced 2-21-07 In the Assembly Safety and Toxic Materials Committee	Existing Law: Effective February 8, 2006, households can no longer dispose universal waste into the trash. Universal waste includes electronic waste, household batteries, fluorescent tubes, mercury waste, and aerosol cans. Proposed Law: This bill would require the Waste Board and the State Water Resources Control Board to prepare and forward a report to the Legislature by July 1, 2008 on whether the incidental disposal of alkaline batteries at landfills cause any environmental impacts.	Recommend Support Position
AB 722	Levine	Introduced 2-22-07 In the Assembly Utilities and Commerce Committee	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Proposed Law: This bill would prohibit the sale of incandescent light bulbs and halogen lamps beginning January 1, 2012.	Watch
AB 729	Mullin	Introduced 2-22-07 In the Assembly Natural Resources Committee	Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs. Proposed Law: This bill would require the Waste Board to develop regulations for authorized CED collectors to legally donate CEDs to non-profit organizations for reuse.	
AB 769	Aghazarian	Introduced 2-22-07 In the Assembly Revenue and Taxation Committee	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Proposed Law: This bill would exempt all fuel used to transport biomass, including the organic fraction of municipal solid waste, from the State's Sales and Use Tax.	
AB 800	Lieu and Krekorian	Introduced 2-22-07 In the Assembly Env Safety and Toxic Materials Committee	Existing Law: State law requires the State Office of Emergency Services to be immediately notified when waste, hazardous substances or sewage is discharged into the waters of the State. Proposed Law: This bill would increase the fines associated with violating this notice requirement.	

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AB 820	Karnette	Introduced 2-22-07 In the Assembly Natural Resources Committee	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.	
			Proposed Law: This bill would prohibit the selling, use, or distribution of polystyrene food containers at University of California campuses, State Mental Hospitals, and California prisons only upon institution approval.	
AB 904	Feuer	Introduced 2-22-07 In the Assembly Natural Resources Committee	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.	
			Proposed Law: This spot bill would require takeout food packaging to be either compostable or recyclable.	
AB 1018	Emmerson	Introduced 2-22-07 In the Assembly	Existing Law: Any unauthorized discharge of waste into the waters of the State must be abated in compliance with the local Regional Water Quality Control Board or the State Water Resources Control Board requirements.	
			Proposed Law: This Spot bill would make technical non-substantive changes relating to the above issue.	
AB 1023	Desaulnier	Introduced 2-22-07 In the Assembly Natural Resources Committee	Existing Law: Manufacturers of specified plastic trash bags (excluding grocery bags) must incorporate postconsumer plastic material in their bags (10% of the bag weight) or in all its plastic products (30% of the total weight).	
			Proposed Law: This bill would exempt compostable or biodegradable products from these requirements.	
AB 1075	Cook	Amended 3-28-07 In the Assembly Natural Resources Committee	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Up to 10% of the 50% diversion requirement can be met through biomass conversion provided certain conditions are met.	
			Proposed Law: This bill would redefine that term "solid waste conversion" as a technology that produces a net reduction in the discharges of air contaminants or emissions. It would define the terms gasification as "solid waste conversion" and transformation as "incineration".	
AB 1109	Huffman	Amended 3-29-07 In the Assembly Utilities and Commerce Committee	Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.	Watch
			Proposed Law: This bill would require the Department of Toxic Substances Control (DTSC) to reduce the levels of mercury and lead in general purpose lights. It would require manufacturers of general purpose lights to establish a system to collect and recycle unwanted lights by July 1, 2009.	

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AB 1150	Lieu	Introduced 2-23-07 In the Assembly Natural Resources Committee	<p>Existing Law: "Transformation" is defined as incineration, pyrolysis, distillation or biological conversion other than composting.</p> <p>Proposed Law: This bill would revise the definition of "transformation" to mean incineration of solid waste, or the processing of solid waste through a noncombustion thermal, chemical, or biological process.</p>	Recommend Oppose Position
AB 1183	Hancock	Introduced 2-23-07 In the Assembly Environmental Safety and Toxic Materials Committee	<p>Existing Law: DTSC regulates hazardous waste in California.</p> <p>Proposed Law: This bill would require the State Water Resources Control Board to post the following on the Internet:</p> <ul style="list-style-type: none"> • All landfills which have migrating hazardous waste for which DTSC has been notified; • All cleanup and abatement orders for which hazardous waste was discharged into the waters of the state; and, • A list of all instruments and agreements restricting land use. [The list includes a description of the restriction, contaminants known to be present, and remediation activities required to allow unrestricted use of the property] 	
AB 1193	Ruskin	Amended 3-29-07 In the Assembly Environmental Safety and Toxic Materials Committee	<p>Existing Law: Existing law prohibits on and after January 1, 2006, a person from selling, offering to sell, or distributing for promotional purpose a mercury-added thermostat.</p> <p>Proposed Law: This bill would require manufacturers to create a collection and recycling program for out of service mercury added thermostats.</p>	
AB 1195	Torrico	Introduced 4-09-07 In the Assembly Natural Resources Committee	<p>Existing Law: The Waste Board administers a used oil recycling incentive program. Under the program, used oil collection centers/industrial generators/curbside collection programs are eligible for \$0.16/gallon reimbursement for recycling used oil, and electric utilities are eligible for \$0.16/gallon reimbursement for all used oil used to generate electricity.</p> <p>Proposed Law: This bill would prohibit payment of recycling incentives for any used oil transported out of state.</p> <p>Previously, this bill would have given the Waste Board discretion not to provide the incentive to electric utilities utilizing used oil to generate electricity.</p>	

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AB 1207	Smyth	Introduced 2-23-07 In the Assembly Natural Resources Committee	<p>Existing Law: The State Water Resources Control Board and the Regional Water Quality Control Board regulates the land application of biosolids.</p> <p>Proposed Law: This bill would require the Waste Board, in consultation with the State Water Resources Control Board, to develop regulations for the land application of biosolids by July 1, 2009. Local jurisdictions are prohibited from enacting any ordinance or restriction contrary to the Waste Boards regulations.</p>	
AB 1237	Hancock	Introduced 2-23-07 In the Assembly Natural Resources Committee	<p>Existing Law: The Local Enforcement Agency and the Waste Board are required to conduct regular inspections of solid waste facilities.</p> <p>In addition, the Waste Board has 60 days to determine whether to concur or object to the issuance of a Solid Waste Facilities Permit. If the Waste Board objects, then based on substantial evidence in the record it must state its reasons for objecting. If no action is taken, then it becomes tacit concurrence.</p> <p>Proposed Law: This bill would require the LEA and Waste Board inspections to be unannounced. In addition, the Waste Board's 60-day review period would be extended to 90-days. If no action is taken, then it becomes a tacit objection.</p>	Watch
AB 1391	Brownley	Amended 4-09-07 In the Assembly Environmental Safety and Toxic Materials Committee Related Bill: AB 800	<p>Existing Law: State law requires the State Office of Emergency Services to be immediately notified when waste, hazardous substances or sewage is discharged into the waters of the State.</p> <p>Proposed Law: This bill would increase the fines associated with violating this notice requirement.</p>	
AB 1447	Calderon	Introduced 2-23-07 In the Assembly Environmental Safety and Toxic Materials Committee	<p>Existing Law: No person, other than a certified appliance recycler, can remove materials that require special handling from major appliances, or transport/sell discarded major appliances to a scrap recycling facility, unless specific conditions are met.</p> <p>Proposed Law: This bill would allow appliance service technicians to remove refrigerants from major appliances, and expand the requirements for a certified appliance recycler.</p>	

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AB 1473	Feuer	Introduced 2-23-07 In the Assembly Natural Resources Committee	<p>Existing Law: A solid waste facility cannot operate without a Solid Waste Facilities Permit. If the LEA determines that a facility is in violation of this requirement, the LEA must issue a cease and desist order.</p> <p>Proposed Law: This bill would authorize the LEA to stay their cease and desist order up to three years if:</p> <ul style="list-style-type: none"> • The solid waste facility accepts only source-separated materials for recycling; • The facility is making a good faith effort in obtaining a SWFP; and, • An environmental document is or has been prepared; <p>The bill sunsets January 1, 2012 or on the date the Waste Board adopts related regulations, whichever comes first.</p>	Recommend Support Position
AB 1535	Huffman	Introduced 2-23-07 In the Assembly Natural Resources Committee Related Bill: AB 546	<p>Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.</p> <p>Proposed Law: This bill would expand the definition of CEDs to include a personal computer (e.g., a computer hard drive), and impose a \$6 recovery fee on each personal computer sold beginning July 1, 2008.</p>	Watch
AB 1610	Nunez	Introduced 2-23-07 In the Assembly Natural Resources Committee	<p>Existing Law: The Waste Board currently imposes a \$1.40 per ton fee (maximum rate authorized by law) on each solid waste disposed to fund most of their activities.</p> <p>Proposed Law: This bill would authorize the Waste Board to increase the fee to \$2 per ton beginning July 1, 2007.</p>	Recommend Oppose Position

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SB 55	Florez	Amended 4-09-07 In the Senate Environmental Quality Committee	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would:</p> <ul style="list-style-type: none"> Require a publicly owned treatment works (POTW) to submit certification to the regional water quality control board regarding any sewage sludge that is transferred from a facility for disposal or further processing; Require the sludge be certified to meet the requirements and standards for any pollutants listed in the waste discharge requirements for the POTW issued by the regional board; Require any POTW to submit additional certification to sludge haulers certifying that the waste product is non-hazardous; and, Require the POTW to indemnify the receiving party for any liability for remediation costs associated with sludge disposal or processing. 	Recommend Oppose Position
SB 140	Kehoe	Introduced 1-25-07 In the Senate Environmental Quality Committee	<p>Existing Law: The State Air Resources Board is required to conduct a comprehensive study on the impact of any regulations which establish a specification for motor vehicle fuel.</p> <p>Proposed Law: This bill would require SARB to develop regulations requiring all diesel fuel sold to contain 2% renewable diesel (derived from vegetable oils, waste grease, or animal fat). The regulations would become effective within one year of the above study's publication. Within two years of the effective date of the regulations, the renewable diesel blend would increase to 5%.</p>	Recommend Support Position
SB 410	Simitian	Introduced 2-21-07 In the Senate Energy, Utilities and Communications Committee	<p>Existing Law: Utilities are required to obtain 20% of their delivered power from renewable sources by 2010. The Energy Resources Conservation and Development Commission (commonly referred to as the California Energy Commission) administers a renewable energy program funded by a surcharge on consumers' energy bills. To make renewable energy price-competitive, the program provides "supplemental energy payments" to renewable energy producers to cover above-market costs of producing renewable energy relative to nonrenewable sources.</p> <p>Lately, the Commission has not issued the supplemental energy payments in a timely manner, resulting in fewer program participants.</p> <p>Proposed Law: This bill would require the Commission to make a determination on the supplemental energy payments within 60 days.</p>	

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SB 411	Simitian	Introduced 2-21-07 In Senate Energy, Utilities, and Communications Committee	Existing Law: Utilities are required to obtain 20% of their delivered power from renewable sources by 2010. The Energy Resources Conservation and Development Commission (commonly referred to as the California Energy Commission) administers a renewable energy program funded by a surcharge on consumers' energy bills.	
			Proposed Law: This bill would authorize the Commission to increase the 20% renewable energy requirement to 33% if it determines that it's necessary to achieve the State's greenhouse gas emission reduction targets.	
SB 529	Migden	Amended 3-28-07 In Senate Rules Committee	Existing Law: State law requires all rigid plastic packing containers sold in the state to contain a minimum 25 percent post consumer recycled material.	
			Proposed Law: This bill would require the Waste Board to evaluate the feasibility of establishing a tradable credit system for the purpose of meeting these requirements.	
SB 697	Wiggins	Amended 4-09-07 In Senate Rules Committee	Existing Law: State agencies are required to purchase specified recycled-content products, including mulch and recycled compost. In addition, the Department of General Services, in consultation with the Waste Board, develops the specifications for the purchase of compost by State agencies.	
			Proposed Law: This Cleanup bill would make technical, non-substantive changes.	
SB 826	Padilla	Introduced 2-23-07 In Senate Environmental Quality Committee	Existing Law: The Waste Board establishes the State's minimum standards for solid waste facilities, including the design, operation, maintenance, and reuse of these facilities.	
			Proposed Law: This bill would require the Waste Board to develop regulations to address potential environmental justice impacts resulting from solid waste facilities.	

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SB 842	Scott	Introduced 2-23-07 In Senate Environmental Quality Committee	<p>Existing Law: "Gasification" is the noncombustion thermal processing of waste using heat, pressure, and steam to convert materials into a gas for electricity generation.</p> <p>To be permitted, a gasification facility must meet all of the following criteria:</p> <ul style="list-style-type: none"> • Not use air or oxygen in the conversion process • Not discharge air contaminants or emissions • Not discharge to surface or groundwater • Not produce hazardous waste • Remove all recyclable materials and marketable green waste materials to the maximum extent feasible • Be in compliance with all applicable laws, regulations, and ordinances • Any jurisdiction using the facility must have a 30% diversion rate <p>Proposed Law: This bill would authorize a gasification facility's discharge of air contaminants or emissions to be regulated by the State Air Resources Board or Air Quality Management Districts rather than having an absolute zero threshold.</p>	Recommend Support Position
SB 898	Simitian	Amended 3-28-07 In Senate Appropriations Committee	<p>Existing Law: The Waste Board administers a program for the cleanup of solid waste disposal sites and the cleanup of codisposal sites where the responsible party cannot be identified or is unable/unwilling to pay for the site's remediation. Under the program, an activity to remove/abate solid waste disposed into the municipal storm sewer is eligible for partial grant funding.</p> <p>Proposed Law: This bill clarifies that a public entity conducting cleanups must have a program to prevent the recurrence of solid waste disposal into municipal storm sewers.</p>	
SB 899	Simitian	Amended 3-26-07	<p>Existing Law: Current law generally prohibits the manufacture, processing or distribution of products containing more than a specified amount of certain toxic chemicals, such as polybrominated diphenyl ether (PBDES).</p> <p>Proposed Law: This bill would phase out the use of plastic products that contain toxic materials such as styrene, bisphenol-A, perfluorooctanoic acid, vinyl chloride, nonylphenols, and alkylphenols.</p>	
SB 966	Simitian and Kuehl	Amended 4-09-07 In Senate Business, Professions and Economic Development Committee	<p>Existing Law: AB 939 requires local jurisdictions to implement a plan to manage household hazardous waste, including unwanted pharmaceutical drugs.</p> <p>Proposed Law: This bill would require every retailer selling drugs to have in place a system for drug collection for proper disposal by July 1, 2008. Retailers would be required to provide customers with information on drug-recycling or drug return opportunities.</p>	Watch

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SB 1016	Wiggins	Introduced 2-23-07 In Senate Environmental Quality Committee	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. In determining compliance with AB 939, the State's diversion rate measurement system is used. The System has been found to be inaccurate, often resulting in non-representative diversion rates for jurisdictions.</p> <p>Proposed Law: This bill would:</p> <ul style="list-style-type: none"> Require the Waste Board to consider a jurisdiction's programs (as identified in the jurisdiction's Source Reduction and Recycling Element, and any programs identified in a Time Extension request or Compliance Order) in determining compliance with AB 939; Establish the 2006 Countywide disposal tonnage as the Base Tonnage Year; Require diversion programs identified in a jurisdiction's SRRE to not increase the overall Countywide disposal tonnage, as compared to the Base Tonnage Year; Require jurisdictions to submit a SRRE update to the Waste Board between April 2008 and September 2008 to determine initial compliance. If the Waste Board determines additional information is needed, then the jurisdiction has 90 days to submit the requested information; and, Require jurisdictions, beginning September 1, 2009, to submit biennial reports to the Waste Board describing its waste diversion programs. 	
SB 1020	Padilla	Amended 4-09-07 In Senate Environmental Quality Committee	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Failure to comply may subject the jurisdiction to penalties of up to \$10,000 per day.</p> <p>Proposed Law: This bill would require on and after January 1, 2012, that a city or county divert from landfill disposal or transformation no less than 75% of all solid waste, through source reduction, recycling, and composting activities, unless a time extension is granted by the Waste Board.</p>	Recommend Oppose Position
SB 1021	Padilla	Introduced 2-23-07 In Senate Environmental Quality Committee	<p>Existing Law: The California Beverage Container Recycling and Litter Reduction Act requires the Department of Conservation to implement a Statewide beverage container recycling program, including providing grant funding to local governments and non-profit agencies.</p> <p>Proposed Law: This bill would, for calendar year 2008, make available \$15 million in grant funding to local governments and non-profit agencies to place source separated beverage container recycling containers at multifamily homes.</p>	Watch