

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE  
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE  
2005-2006 SESSION  
June 16, 2005**

BILLS	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
AB 32	Pavley	Amended 3-31-05  In Senate Environmental Quality Committee	<p><b>Existing Law</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This bill would require the State Resource Agency to establish a program that monitors and reports the amount of greenhouse gas emitted by various industries, including the solid waste and industrial waste hauling and disposal industries.</p>	
AB 177	Bogh	Introduced 1-24-05  In Assembly Natural Resources Committee  Related Bills: AB 727 and AB 1090  2 year bill	<p><b>Existing Law</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This spot bill would:</p> <ul style="list-style-type: none"> <li>• Redefine "transformation" to only mean incineration of solid waste.</li> <li>• Redefine "biomass conversion" to only mean the thermal conversion, chemical conversion, or biological conversion, other than composting, of biomass waste used for producing electricity, heat, or a reconstituted product that meets the quality standards of the marketplace.</li> <li>• Define "biomass" to mean the organic material that is source separated from the municipal solid waste stream or that is separated at a centralized facility.</li> <li>• Delete the 10% limit for waste diversion through biomass conversion for a Source Reduction and Recycling Element submitted after January 1, 1990, and delete the requirement that the SRRE not include transformation.</li> </ul>	
AB 259	Hancock	Amended 6-30-05  Senate Local Government	<p><b>Existing Law</b> State law allows local governments (who provide trash collection services through their own forces) to place on a lien on a property if the owner fails to pay their trash collection fees. However, private haulers cannot do the same.</p>	

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			<p><b>Proposed Law:</b> This bill expands the authorization of counties to attach liens to real property with delinquent solid waste collection bills to include solid waste collection services.</p> <p><i>Previously</i>, this bill would have allowed Contra Costa County to place a lien on a property on behalf of their private franchise hauler for any unpaid fees.</p>	
AB 338	Levine	<p>Amended 6-30-05</p> <p><b>Senate Environmental Quality Committee</b></p>	<p><b>Existing Law</b> Cal Trans is required to award contracts for pavement using recycled materials (e.g., crumb rubber) only if the price for recycled materials is cost-effective. In determining cost-effectiveness, the following factors must be included: the lifespan and durability of the recycled pavement, and the cost to maintain the recycled pavement.</p> <p><b>Proposed Law:</b> This bill would require Caltrans to increase the amount of asphalt containing crumb rubber in proportion to the total amount of asphalt paving materials used, to be not less than 20% by Jan. 1, 2007, 25% by Jan. 1, 2010, and 35% by Jan. 1, 2013.</p>	Letter of Support Sent on 8-25-04 and 3-16-05
AB 399	Montanez	<p>Amended 7-14-05</p> <p><b>Senate Second Reading</b></p>	<p><b>Existing Law</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This bill would require the Waste Board, by March 1, 2007, to make available one or more model ordinances for multifamily recycling. The bill would also require a local agency, when issuing a building permit for a new construction or a substantial rehabilitation of a multifamily dwelling to provide information about recycling programs.</p> <p><i>Previously</i>, this bill would have required the Waste Board, by March 1, 2007, to make available a multi-family recycling model ordinance that could be adopted by a local jurisdiction.</p>	Letter of opposition sent on 5-19-05

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AB 574	Wolk	Introduced 7-14-05  Senate Second Reading	<b>Existing Law</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.	Support if Amended, 5/19/05
			<b>Proposed Law:</b> This bill would authorize the use of recycled concrete only if the user is informed that the concrete uses recycled material.	
AB 575	Wolk	Amended 7-05-05  Senate	<b>Existing Law:</b> In 2003, the State enacted the Electronic Waste Recycling Act, which imposes a \$6 to \$10 fee on each Covered Electronic Waste (e.g., televisions, computer monitors, and laptops) sold at point of purchase. The Act was amended in 2004 to clarify various provisions including establishing January 1, 2005, as the commencement date for imposition of the fee and establishing a Statewide payment system that prescribes how the collected fees will be distributed to collectors and recyclers of these Covered Electronic Wastes.	
			<b>Proposed Law:</b> This bill resolves the Fee collection confusion for lessors by allowing them to work with retailers to appropriately collect and remit the fee. It provides that a retailer may elect to pay the Fee on behalf of the consumer by paying the Fee to the retailer's vendor, if it meets various conditions.	
AB 727	Bermudez	Introduced 2-17-05  Assembly Natural Resources Comm.  2 year bill  Related Bills: AB 177 and AB 1090	<b>Existing Law:</b> AB 939 established the following three-tiered solid waste management hierarchy (in order of priority): source reduction, recycling and composting, and environmentally safe transformation and landfilling.	
			<b>Proposed Law:</b> This spot bill would expand the hierarchy into the following four tiers: source reduction, recycling and composting, recovery through conversion technology (or other beneficial use technologies), and environmentally safe transformation and landfilling.	

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AB 1001	Nava	Amended 6-27-05  <b>Senate Transportation and Housing Committee</b>	<p><b>Existing Law:</b> Caltrans is required to award contracts for pavement using recycled materials (e.g., recycled aggregate base) only if the price for recycled materials is cost-effective. In determining cost-effectiveness, the following factors must be included: the lifespan and durability of the recycled pavement, and the cost to maintain the recycled pavement.</p> <p><b>Proposed Law</b> This bill would increase the maximum dealer preparation charge from \$45 to \$55.</p> <p><i>Previously</i>, this bill would have required Caltrans to increase the amount of recycled aggregate base (unless it is not cost effective) in proportion to the total amount of aggregate base used, to be not less than 50% by January 1, 2006, and 75% by January 1, 2009.</p>	Support 5/19/05
AB 1007	Pavley	Amended 7/5/05  <b>Senate Environmental Quality Committee</b>	<p><b>Existing Law:</b> Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and non-vehicular sources.</p> <p><b>Proposed Law:</b> This bill would require, no later than January 1, 2007, that the state board, in consultation with specified state agencies, develop and adopt a state plan to increase the use of alternative fuels.</p>	
AB 1049	Koretz	Amended 4-19-05  <b>Appropriations Committee</b>  <b>2 year bill</b>	<p><b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This bill would encourage the placement of a label on specified packages or items informing the consumer that the package-item can be recycled through a substantial majority of California curbside recycling programs.</p> <p><i>Previously</i>, this bill would have required all beverage and food containers be color labeled with "trash," "recycle," or "compost" to inform the consumer on how to manage these containers.</p>	

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AB 1065	Matthews	Amended 6/13/05  Senate Environmental Committee	<b>Existing Law:</b> Existing law authorizes registered transporters or licensed renderers to transport inedible kitchen grease.	
			<b>Proposed Law:</b> The bill would require licensed renderers to be registered as transporters in order to transport inedible kitchen grease.	
AB 1090	Matthews	Introduced 2-22-05  In Assembly Natural Resources Committee  Related Bills: AB 177 and AB 727  2 year bill	<b>Existing Law:</b> AB 939 established the following three-tiered solid waste management hierarchy (in order of priority): source reduction, recycling and composting, and environmentally safe transformation and landfilling.	Letter of Support Sent on 3-30-05
			<b>Proposed Law:</b> This bill would: <ul style="list-style-type: none"> <li>• Modify the hierarchy to the following: source reduction; recovery through recycling, composting, conversion technology, or other beneficial use technologies; and, environmentally safe transformation and landfilling.</li> <li>• Repeals the definition of "gasification."</li> <li>• Defines "conversion technology," "beneficial use," and "recovery."</li> <li>• Revises the definition of "transformation" to only include incineration.</li> <li>• Provide jurisdictions the option to utilize conversion technologies in meeting AB 939's 50% waste reduction mandate provided specified conditions are met.</li> </ul>	

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AB 1103	Karnette	Amended 4-12-05  In Assembly Natural Resources Committee  2 year bill	<p><b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This bill would require bicycle retailers to inform their customers that the State encourages the donation of bicycles to charitable organizations rather than disposing of it through the trash.</p> <p><i>Previously</i>, the bill would have:</p> <ul style="list-style-type: none"> <li>• Established a Statewide bicycle recycling program to be administered by the Waste Board.</li> <li>• Imposed a \$7 fee on each new bicycle sold in the State. A CRV sticker would be affixed to these bicycles.</li> <li>• Required the Waste Board to establish Statewide bicycle recycling centers. All bicycles (with a CRV sticker) brought to these centers are eligible for a \$3 refund.</li> </ul>	

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AB 1125	Pavley	Introduced 7-06-05  <b>Senate Environmental Quality Committee</b>	<p><b>Existing Law</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> The bill would prohibit the sale by retailer of a rechargeable battery to a consumer after July 1, 2006, system for the acceptance and collection of used rechargeable batteries for reuse, recycling, or proper disposal with specified elements, including the take back at no cost to the consumer of a used rechargeable battery, the type or brand of which the retailer sold or previously sold.</p> <p><i>Previously</i>, this bill would require retailers of household batteries to establish a system to accept and collect household batteries by February 1, 2006 otherwise they will be prohibited from selling household batteries.</p>	
AB 1193	Hancock	Introduced 2-22-05  <b>In Assembly Arts, Entertainment, Sports, Tourism and Internet Media Committee</b>  <b>2 year bill</b>	<p><b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This Bill would prohibit the mass mailings of CDs and DVDs for commercial purposes unless prior consent is given or a postage paid return mailing envelope is provided.</p>	<b>Support letter sent on 5-19-05</b>
AB 1333	Frommer	Amended 7-7-05  <b>Senate Public Safety</b>	<p><b>Existing Law:</b> Existing law generally regulates haulers of grease.</p> <p><b>Proposed Law:</b> This bill would make it an offense to reinsert or otherwise improperly deposit grease materials at any place other than an authorized facility.</p>	

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AB 1389	Oropeza	Amended 7-07-05  <b>Assembly Public Safety Committee</b>  2 year bill	<b>Existing Law:</b> It is a crime punishable by a fine to discard, drop, or scatter waste matter in or upon any public or private property other than in a container for the proper disposal thereof, and to throw any cigarette, match, or glowing or flaming substance, or any substance or thing that may cause a fire upon any highway, sidewalk, or upon any public or private property.	
			<b>Proposed Law:</b> This bill would increase the fine for both of these offenses to not less than \$750 nor more than \$1,500, for a first offense, not less than \$1000 nor more than \$2,000, for a second offense, and not less than \$2,000 nor more than \$3,000 upon a third or subsequent conviction.	
AB 1688	Niello	Amended 4-14-05  <b>In Assembly Public Safety Committee</b>  2 year bill	<b>Existing Law:</b> Existing laws provides that certain persons who are not peace officers may exercise the powers of arrest and can serve warrants as specified.	
			<b>Proposed Law:</b> This would add to this list of persons, illegal dumping officers, whose primary duty is the enforcement of illegal dumping laws.	



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SB 120	Florez	Amended 5-11-05  Senate  2 year bill	<p><b>Existing Law:</b> Existing law requires the state board to develop a state pretreatment program to regulate the discharge of pollutants into publicly owned treatment works (POTW) and requires the regional board to prescribe effluent limitations as part of the waste discharge requirements of a POTW for specified substances.</p> <p><b>Proposed Law:</b> This bill would require a publicly owned treatment works (POTW) submit certification to the regional board that any sewage sludge transferred from the facility for disposal or further processing, meets the requirements and standards for any pollutants listed in the waste discharge requirements for the POTW.</p>	
SB 318	Romero	Amended 05-03-05  In Senate Appropriation Committee  2 year bill	<p><b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This bill would establish a Solid Waste Advisor office within the Waste Board. The office would be responsible to provide objective information to the public living near a proposed solid waste facility or a facility proposed for expansion.</p> <p><i>Previously</i>, this bill would have required the Waste Board and local jurisdictions to maximize their waste reduction public education programs.</p>	
SB 369	Simitian	Amended 5-03-05  In Senate Appropriations Committee  2 year bill	<p><b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This bill would require CalEPA to establish a program whereby producers and distributors can affix a "Green Bear Eco-Label" to their product or service provided it meets specified criteria and a fee is paid for use of the label.</p>	

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SB 411	Alarcon	Amended 4-26-05  Senate Rules Committee  2 year bill	<b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.	Oppose 5/19/05
			<b>Proposed Law:</b> The bill would require the CIWMB to develop a schedule for excluding solid waste used as an alternative daily cover and that is comprised of woody and green material from being included in meeting the 50% diversion requirements of the act.	
SB 420	Simitian	Amended 3-29-05  In Senate Environmental Quality Committee  Related Bill: SB 928  2 year bill	<b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.	Letter of Opposition sent 5-19-05
			<b>Proposed Law:</b> This bill would increase the 50% diversion requirement to 75% by 2015.	
SB 423	Simitian	Amended 7-05-05  Assembly Environmental Safety and Toxic Materials Committee	<b>Existing Law:</b> SB 20 (2003, the Electronic Waste Recycling Act) imposes a \$6.00 to \$10.00 fee on covered electronic waste (i.e. televisions, computer monitors, and laptops sold at point of purchase) and requires the Waste Board to annually establish and update, as necessary, statewide electronic waste recycling goals.  <b>Proposed Law:</b> This bill would generally prohibit a person from selling, offering to sell, or distributing for promotional purposes in this state, a mercury switch or mercury relay, as defined.  <i>Previously</i> , this bill would have required the Waste Board to establish and update those goals in consultation with the Department of Toxic Substances Control.	

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SB 563	Alarcon	Introduced 2-18-05  In Senate Rules Committee  2 year bill	<b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.	
			<b>Proposed Law:</b> This spot bill would establish a State certified green business program.	
SB 757	Kehoe	Amended 5-03-05  Assembly Transportation	<b>Existing Law:</b> Requires the State Energy Resources Conservation and Development Commission to implement and administer various energy generation and conservation programs.	
			<b>Proposed Law:</b> This bill authorizes SARB and SCAQMD and other state and local agencies to adopt regulations requiring fleet operators, both public and private, to purchase and install alternative fuel vehicles and advanced transportation technologies where technologically feasible and cost effective.	
SB 926	Florez	Amended 6-21-05  Assembly	<b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.	Letter of opposition sent 5-19-05
			<b>Proposed Law:</b> This bill would specify that those provisions of the Porter Cologne Water Quality Control Act do not prohibit the Kern County Board of Supervisors, upon a majority vote, from adopting an ordinance that would regulate or prohibit the land application of sewage sludge in the unincorporated areas of Kern County. The bill would require such a prohibition, if enacted, to exempt a land application permitted by a state or local entity before the effective date of the prohibition.  <i>Previously</i> , this bill would have allowed the Kern County Board of Supervisors to regulate or prohibit, by ordinance, the importation of sewage sludge from another California county for application to land within the county's jurisdiction.	

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SB 928	Perata	Amended 5-02-05	<b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.	
		Assembly Natural Resources  Related Bill: SB 420	<b>Proposed Law:</b> Requires an unspecified percentage of solid waste to be diverted on and after January 1, 2011	
SB 942	Chesbro	Amended 5-03-05	<b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.	
		In Senate Appropriation Committee  2 year bill	<b>Proposed Law:</b> This bill would impose a fee on each cigarette sold using those funds toward cigarette letter cleanup efforts.	
SB 984	McClintock	Amended 5-18-05	<b>Existing Law:</b> Existing law establishes the State Energy Resources Conservation and Development Commission (Energy Commission), and requires the Energy Commission, among other things, to analyze the social, economic, and environmental consequences of trends in the consumption of energy.	
		Senate Appropriations Committee  2 year bill	<b>Proposed Law:</b> This bill would also require an assessment of identification and comparative analysis of the life-cycle costs and environmental impacts of existing and proposed <i>major</i> electric generation technologies, including fossil, nuclear, renewable, and hydroelectric technologies. The bill would require that the analysis be based on a survey of available data from government, academic, industry, and public sources.	
SB 1076	Perata	Introduced 2-22-05	<b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.	
		In Senate Rules Committee  2 year bill	<b>Proposed Law:</b> This spot bill relates to solid waste management.	

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SB 1106	The Senate Environmental Quality Committee	Amended 6-23-05  Assembly	<p><b>Existing Law:</b> AB 939 requires each city, county, and regional agency to develop a source reduction and recycling program and to divert 50% of all solid waste destined to landfills.</p> <p><b>Proposed Law:</b> This bill would consolidate, update, and clarify existing recycling laws, eliminate duplicative provisions, and establish or restate recycling goals and reporting requirements of state agencies in accordance with specified timeframes, as provided. The bill would also require local public entities to purchase recycled products instead of nonrecycled products, as specified.</p> <p><b>This cleanup bill would:</b></p> <ul style="list-style-type: none"> <li>• Require local governments and State agencies to purchase recycled products instead of non-recycled products if it cost the same or less than non-recycled products and if the fitness and quality are equal.</li> <li>• Require bidders for local government purchasing contracts specify the amount of recycled content their products contain even if it meets the minimum recycled content specification.</li> <li>• Require State agencies allocate ½ of their purchasing budget for specified products be for the purchase of recycled products.</li> </ul>	Support 5/19/05