

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE
2005-2006 SESSION
August 18, 2005**

BILLS	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
AB 32	Pavley	Amended 8-15-05 In Senate Environmental Quality Committee	<p>Existing Law 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>Proposed Law: 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>Existing Law 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>Proposed Law: This spot bill would:</p> <ul style="list-style-type: none"> • Redefine "transformation" to only mean incineration of solid waste. • 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. • 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. • 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. 	
AB 259	Hancock	Amended 6-30-05 In Senate Local Government Committee	<p>Existing Law 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>Proposed Law: 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 8-16-05</p> <p>In Senate Environmental Quality Committee</p>	<p>Existing Law 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>Proposed Law: 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 8-25-04 and 3-16-05
AB 399	Montanez	<p>Amended 8-15-05</p> <p>In Senate Appropriations Committee</p>	<p>Existing Law 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>Proposed Law: 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 recycling programs.</p> <p><i>Previously</i>, this bill would have required the owners of new multifamily dwellings to arrange for onsite recycling services for residents.</p>	Letter of Opposition Sent on 5-19-05

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AB 574	Wolk	Amended 7-13-05 In Senate Appropriations Committee	Existing Law 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, Letter Sent 7-12-05
			Proposed Law: This bill would authorize the use of recycled concrete only if the user is informed that the concrete uses recycled material.	
AB 575	Wolk	Signed by the Governor on 7-18-05 Chapter 59	Existing Law: 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.	
			Proposed Law: 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. <i>The bill would take effect immediately as an urgency statute.</i>	
AB 727	Bermudez	Introduced 2-17-05 In Assembly Natural Resources Committee 2 year bill Related Bills: AB 177 and AB 1090	Existing Law: 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.	
			Proposed Law: 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 In Senate Transportation and Housing Committee	Existing Law: 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.	Letter of Support sent 5-19-05
			Proposed Law This bill would increase the maximum automobile dealer preparation charge from \$45 to \$55. <i>Previously</i> , This bill would have required Caltrans to increase the amount of recycled aggregate base used.	
AB 1007	Pavley	Amended 8-16-05 In Senate Appropriations Committee	Existing Law: Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and non-vehicular sources.	
			Proposed Law: This bill would require, no later than January 1, 2007, that the State Air Resources Board, in consultation with specified state agencies, develop and adopt a state plan to increase the use of alternative fuels.	
AB 1049	Koretz	Amended 4-19-05 In Assembly Appropriations Committee 2 year bill	Existing Law: 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.	
			Proposed Law: 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. <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.	

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AB 1065	Matthews	Amended 6/23/05 In Senate Appropriations Committee	Existing Law: Existing law authorizes registered transporters or licensed renderers to transport inedible kitchen grease.	
			Proposed Law: 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	Existing Law: 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 3-30-05
			Proposed Law: This bill would: <ul style="list-style-type: none"> • 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. • Repeals the definition of "gasification." • Defines "conversion technology," "beneficial use," and "recovery." • Revises the definition of "transformation" to only include incineration. • Provide jurisdictions the option to utilize conversion technologies in meeting AB 939's 50% waste reduction mandate provided specified conditions are met. 	

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AB 1103	Karnette	Amended 4-12-05 In Assembly Natural Resources Committee 2 year bill	<p>Existing Law: 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>Proposed Law: 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"> • Established a Statewide bicycle recycling program to be administered by the Waste Board. • Imposed a \$7 fee on each new bicycle sold in the State. A CRV sticker would be affixed to these bicycles. • 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. 	
AB 1125	Pavley	Introduced 8-15-05 In Senate Appropriations Committee	<p>Existing Law 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>Proposed Law: The act would require, on and after July 1, 2006, a retailer would have in place a system for the acceptance and collection of used rechargeable batteries for reuse, recycling, or proper disposal, including take back at no cost to the consumer. The bill prohibits the sale of a rechargeable battery to a consumer after July 1, 2006, unless the retailer complies with the act.</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>	

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AB 1193	Hancock	Introduced 2-22-05 In Assembly Arts, Entertainment, Sports, Tourism and Internet Media Committee 2 year bill	Existing Law: 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 Support sent 5-19-05
			Proposed Law: 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.	
AB 1333	Frommer	Amended 8-15-05 In Senate Appropriations Committee	Existing Law: Existing law generally regulates haulers of grease.	
			Proposed Law: This bill would make it an offense to reinsert or otherwise improperly deposit grease materials into a grease trap, manhole, or sewer appurtenance, discharge it in or on any waters of the state, or transport grease removed from a grease trap or grease interceptor in the same vehicle used for transporting other waste.. It would make it an offense to manage or dispose of grease into a land treatment unit, as defined, as well as make offenses punishable by imprisonment in a county jail for not more than 6 months and a fine of \$10,000 for a 1st offense, or one year imprisonment and a fine of \$25,000 for a 2nd or subsequent offense.	
AB 1389	Oropeza	Amended 7- 07-05 In Assembly Public Safety Committee 2 year bill	Existing Law: 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.	
			Proposed Law: 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.	

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AB 1607	Houston	Amended 4-04-05 In Assembly Appropriations Committee	Existing Law: Existing law establishes the hourly rate for supported employment services provided to clients receiving individualized services and for group services under the program.	
			Proposed Law: This bill would increase the hourly rate for supported employment services provided to clients receiving individualized services and group services under the program.	
AB 1666	Frommer	Amended 7-06-05 In Senate Appropriations Committee	Existing Law: Existing law provides certain protections for members of the National Guard ordered into active state service by the Governor or active federal service by the President of the United States for emergency purposes, and for reservists called to active duty.	
			Proposed Law: This bill would provide protections for military personnel called to active duty with respect to recording fees for a power of attorney, termination of a mobile telephone services contract, military leave of absence from specified educational institutions, waiver of attorney membership fees, payment of arrearages under terminated motor vehicle leases, and continuation of gas with respect to the continuation of gas and electric service, electric, water, sewer, and garbage and refuse collection service .	
AB 1688	Niello	Amended 4-14-05 In Assembly Public Safety Committee 2 year bill	Existing Law: Existing laws provides that certain persons who are not peace officers may exercise the powers of arrest and can serve warrants as specified.	
			Proposed Law: 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 In Senate 2 year bill	<p>Existing Law: 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>Proposed Law: 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. It would require the POTW to indemnify the receiving party for any liability for remediation costs associated with the disposal or processing of the sewage sludge.</p>	
SB 318	Romero	Amended 05-03-05 In Senate Appropriations Committee 2 year bill	<p>Existing Law: 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>Proposed Law: 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>Existing Law: 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>Proposed Law: 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 In Senate Rules Committee 2 year bill	Existing Law: 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 7-12-05
			Proposed Law: 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	Existing Law: 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
			Proposed Law: This bill would increase the 50% diversion requirement to 75% by 2015.	
SB 423	Simitian	Amended 7-05-05 In Assembly Environmental Safety and Toxic Materials Committee	Existing Law: SB 20 (2003, the Electronic Waste Recycling Act) imposes a \$6.00 to \$10.00 fee on covered electronic waste and requires the Waste Board to annually establish and update, as necessary, statewide electronic waste recycling goals.	
			Proposed Law: 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 the statewide electronic waste recycling 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	Existing Law: 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.	
			Proposed Law: This spot bill would establish a State certified green business program.	
SB 757	Kehoe	Amended 5-27-05 In Assembly Transportation Committee	Existing Law: Requires the State Energy Resources Conservation and Development Commission to implement and administer various energy generation and conservation programs.	
			Proposed Law: The bill would require the State Air Resources Board in adopting or amending rules and regulations to reduce air pollution and toxic air contaminants from motor vehicle fuels to consider requirements, incentives, and partnerships for fleet operators, both public and private to purchase and install alternative fuel vehicles and advanced transportation technologies taking into account life cycle operating costs, public health, and environmental and energy benefits. This bill requires air quality districts to develop and adopt rules and regulations to ensure that all petroleum refining, storage, waste treatment and disposal sources are equipped with the best available control technology and pollution prevention measures over a ten-year period.	

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SB 926	Florez	Amended 6-21-05 In Assembly	Existing Law: 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
			Proposed Law: This bill would specify that those provisions of the Porter Cologne Water Quality Control Act do not prohibit the Kern County Board of Supervisors from adopting an ordinance to 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.	
SB 928	Perata	Amended 5-02-05 In Assembly Natural Resources Committee Related Bill: SB 420	Existing Law: 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 7-12-05
			Proposed Law: Requires an unspecified percentage of solid waste to be diverted on and after January 1, 2011	
SB 942	Chesbro	Amended 5-03-05 In Senate Appropriation Committee 2 year bill	Existing Law: 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.	
			Proposed Law: This bill would impose a fee on each cigarette sold using those funds toward cigarette letter cleanup efforts.	

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SB 984	McClintock	Amended 5-18-05 In Senate Appropriations Committee 2 year bill	Existing Law: 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.	
			Proposed Law: 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 In Senate Rules Committee 2 year bill	Existing Law: 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.	
			Proposed Law: This spot bill relates to solid waste management.	

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SB 1106	The Senate Environmental Quality Committee	Amended 6-23-05 In Assembly Appropriations Committee	<p>Existing Law: 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>Proposed Law: This bill makes a number of changes to the State Agency Buy Recycled Campaign, including deleting overlapping, duplicative, and conflicting sections and consolidating and re-organizing language within the Public Resources and Public Contract Codes. The bill also makes technical changes to solid waste reporting requirements for local agencies.</p> <p><i>Previously, this cleanup bill would have:</i></p> <ul style="list-style-type: none"> • Required 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. • Required bidders for local government purchasing contracts specify the amount of recycled content their products contain even if it meets the minimum recycled content specification. • Required State agencies allocate ½ of their purchasing budget for specified products be for the purchase of recycled products. 	Letter of Support sent 5-19-05

Federal Legislation

S. 1607	Lautenberg	Introduced 7-29-05 In Senate Commerce, Science, and Transportation	<p>Existing Law: Interstate Commerce Commission Termination Act of 1995 gives the federal Surface Transportation Board the authority to exempt rail operators from complying with state and local solid waste laws and regulations.</p> <p>Proposed Law: This bill would exclude solid waste disposal from the jurisdiction of the board.</p>	
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