



Rural Counties' Environmental Services Joint Powers Authority Board of Directors' Meeting Agenda

801 12th Street – 2nd Floor
Sacramento, CA 95814
(916) 447-4806

Thursday, August 18, 2005 1:30 – 4:00 p.m.

Only those items that indicate a specific time will be heard at the assigned time. All other items may be taken out of sequence to accommodate the Board, the staff and the general public. Indicated time allocations are for planning purposes only and actual times will vary from those indicated.

I. Call to Order, Self Introductions, and Determination of Quorum

II. Public Comment

Presentation only of public testimony with respect to any matter relevant to the Authority's business. Any person in the audience may address the Board on any agenda item or other matter relevant to the ESJPA, subject to the time requirements of other business.

III. Business Matters

Discussion and possible action related to the following:

- A. Review and approval of minutes of the meeting of May 19, 2005 (pp 1-5)

IV. Presentation Items:

- A. Tour of Rural Counties – Ms. Rosario Marin, Chair of the Integrated Waste Management Board (15 minutes)
- B. Overview of Solid Waste Programs in Butte County – Bill Mannel, Solid Waste Manager, Butte County (20 minutes)
- C. AB 2136 Solid Waste Cleanup Program – Mr. Wes Mindermann, Supervisor, CIWMB Permitting & Enforcement Division (15 minutes)
- D. Rubberized Asphalt Concrete Program – Mr. Mitch Delmage, Manager and Mr. Nate Gauff, IWM Specialist, CIWMB Waste Tire Division (15 minutes)

V. Solid Waste/Regulatory Update

Discussion and possible action related to the following:

- A. Alternative AB 939 Compliance and Report from the CIWMB – Mr. Kyle Pogue, Integrated Waste Management Specialist, Office of Local Assistance (15 minutes)

- B. AB 939 and the Adjustment Method Review Working Group Recommendations– Mr. Alan Abbs (*pp 7-21; 10 minutes*)
- C. CIWMB Action Plan– Mr. Alan Abbs (*pp 23-27; 10 minutes*)
- D. Other Regulatory Issues of Interest or Concern – Mr. Alan Abbs (*page 29; 10 minutes*)

VI. ESJPA Program Updates

Discussion and possible action related to the following:

- A. Grant Program Update – Ms. Stacey Miner, Program Administrator (*pp 31-35; 5 minutes*)

VII. 2005 Legislation

Status of 2005 Solid Waste Legislation – Mr. Rich Mason, RCRC Legislative Advocate, Ms. Mary Pitto, Mr. Alan Abbs, and Mr. Larry Sweetser (*pp 37-63; 10 minutes*)

VIII. Agenda Suggestions for Next ESJPA Board Meeting Scheduled for October 20, 2005

IX. Member County Concerns / Comments

X. Adjournment

Meeting facilities are accessible to persons with disabilities. By request, alternative agenda document formats are available to persons with disabilities. To arrange an alternative agenda document format or to arrange aid or services to modify or accommodate persons with a disability to participate in a public meeting, please contact our offices at least 72 hours prior to the meeting by calling (916) 447-4806.

Agenda items will be taken as close as possible to the schedule indicated. Any member of the general public may comment on an agenda item at the time of discussion. In order to facilitate public comment, please let staff know if you would like to speak on a specific agenda item.

The final agenda for this meeting of the Board of Directors of the Rural Counties' Environmental Services Joint Powers Authority will be duly posted at its offices: 801 12th Street, Suite 500, Sacramento, California at least 72 hours prior to the meeting.

CHAIR – LAVADA ERICKSON, SISKIYOU COUNTY
VICE CHAIR – BOB PICKARD, MARIPOSA COUNTY
EXECUTIVE DIRECTOR – BRENT HARRINGTON



PROGRAM DIRECTOR – JAMES HEMMINGER, P.E.,
TECHNICAL ADVISORY GROUP CHAIR – ALAN ABBS,
TEHAMA COUNTY

Minutes of the Rural Counties' Environmental Services Joint Powers Authority Board of Directors' Meeting

801 12th Street – 2nd Floor Conference Room
Sacramento, CA 95814
(916) 447-4806
Thursday, May 19, 2005

MEMBERS REPRESENTED

ESJPA Chair - LaVada Erickson, Supervisor
Larry Peterson, Director of Public Works
Jim McHargue, Program Manager
Kim Tamaguchi, Supervisor
Bill Mannel, Solid Waste Manager
Richard Dickson, Deputy Director of Public Works
David Finigan, Supervisor
Tom Varga, Deputy Director of Public Works
Brian Dahle, Supervisor
Bob Pickard, Supervisor
Steve Engfer, Solid Waste and Recycling Manager
Byng Hunt, Supervisor
Tom Hunter, Director of Public Works
John Kovach, Solid Waste Fiscal Technician
Alan Abbs, Solid Waste Director

Siskiyou County
Amador County
Amador County
Butte County
Butte County
Colusa County
Del Norte County
Glenn County
Lassen County
Mariposa County
Mariposa County
Mono County
Plumas County
Siskiyou County
Tehama County

STAFF IN ATTENDANCE:

Mary Pitto

Stacey Miner
Alan Abbs
Bliss Hipp
Rich Mason
Larry Sweetser, Consultant to ESJPA

Program Manager &
RCRC Regulatory Program Director
Program Administrator
Solid Waste Specialist
Environmental Program Specialist
RCRC Director of Legislative Affairs
Sweetser and Associates

OTHERS IN ATTENDANCE:

Lisa Babcock, Chief, GW Protection Section
Christine Flowers-Ewing, Program Coordinator
Jim Greco, Principal
Adam Harris, Engineering Geologist
Karl Palmer, Branch Manager
Kyle Pogue, IWM Specialist

Division of Water Quality - SWRCB
Prevention & Market Dev – CIWMB
California Waste Associates
Division of Water Quality - SWRCB
HHW Mgmt - DTSC
Office of Local Assistance - CIWMB

MEMBERS NOT REPRESENTED

Alpine County
Calaveras County
El Dorado County
Inyo County
Imperial County
Madera County

Modoc County
Nevada County
Plumas County
Sierra County
Trinity County
Tuolumne County

I. Call to Order / Determination of Quorum / Introductions

The meeting was called to order at 1:30 p.m. by Supervisor LaVada Erickson, ESJPA chair. Roll call was taken, self-introductions were made and a quorum was established.

II. Public Comment: None.

III. Business Matters

A. Review and approval of minutes of the meeting of March 24, 2005

LaVada Erickson called for a motion to approve the minutes of the March 24, 2005 meeting. The motion was made by Tom Varga, seconded by Kim Yamaguchi and carried unanimously.

B. Adoption of Resolution Approving the Independent Auditors' Report and Financial Statements for the Year Ended December 31, 2004

Stacey Miner presented Resolution # 05-04. The auditor reported that the financial statements fairly represented the financial position of ESJPA as of December 31, 2004 as follows: Total revenue - \$884,844; Total Expenses - \$842,937; and, Net assets (assets in excess of liabilities) - \$161,702.

LaVada Erickson called for a motion to adopt Resolution # 05-04. The motion was made by Kim Yamaguchi, seconded by Larry Peterson and carried unanimously.

C. Adoption of Resolution Authorizing ESJPA Submittal of an 11th Cycle (2005/06) Used Oil Block Grant

Stacey Miner presented Resolution # 05-05 authorizing the ESJPA to submit the 11th Cycle Block Grant Application on behalf of the following jurisdictions: Alpine County, Amador County and its five cities; Colusa County and its two cities; Lassen County and the City of Susanville; and Mariposa County. LaVada Erickson called for a motion to adopt Resolution # 05-05. The motion was made by Richard Dickson, seconded by Tom Varga and carried unanimously.

D. ESJPA Website

Stacey Miner introduced Mark Haverly of RCRC's IT Department. Mark presented an interactive overview and discussion of the updated ESJPA Website.

IV. Presentation Items:

A. Tour of Northern Rural Counties by Chair Rosario Marin of the Integrated Waste Management Board

Mary Pitto and Kyle Pogue, Advisor to Chair Marin, discussed the Northern Rural Counties tour which took place April 27-29, 2005. Ms. Marin, Mary Pitto, Kyle Pogue and Scott Harvey toured facilities in Colusa, Tehama, Siskiyou, Shasta, Lassen, Plumas, Butte and Glenn counties. A second tour will take place in June 2005 and cover the counties of Alpine, Inyo, Mono, Tuolumne, Calaveras, and Amador.

B. Landfill Gas Monitoring Requirements

Adam Harris, Engineering Geologist with the Division of Water Quality – State Water Resources Control Board and Lisa Babcock, Chief of the Groundwater Protection Section, presented a “Landfill Gas, Leachate, Regional Boards and Regulated Groundwater” presentation. A link to the full presentation is available on the May 19, 2005 agenda on the ESJPA website: www.esjpa.org/esjpa/pub/meetings/2005/may.

C. Film Plastics

Christine Flowers-Ewing, Market Development Program Coordinator, Waste Prevention and Market Development at the CIWMB, presented “Plastic Recycling Technology Program Updates – Focus on Film Plastics”. Christine is trying to identify stakeholders for working groups. If you are interested in joining the working group, please call Christine at (916) 341-6507. A link to the full presentation is available on the May 19, 2005 agenda on the ESJPA website: www.esjpa.org/esjpa/pub/meetings/2005/may.

D. Overview of Solid Waste Programs in Tehama County

Alan Abbs, Solid Waste Director, Tehama County/City of Red Bluff Landfill Management presented an “Overview of Solid Waste Programs in Tehama County.” A link to the full presentation is available on the May 19, 2005 agenda on the ESJPA website: www.esjpa.org/esjpa/pub/meetings/2005/may.

V. Solid Waste/Regulatory Update

A. Report from the CIWMB

Kyle Pogue, Integrated Waste Management Specialist, Board Chair Office and Office of Local Assistance discussed the recent Senate confirmations of both Rosario Marin and Rosalie Mule. Kyle also discussed the upcoming time extensions and the CIWMB’s Diversion Goal Measurement Action Plan.

B. U-Waste Regulatory Update

Karl Palmer, Branch Manager, Hazardous Waste Management – Department of Toxic Substance Control, discussed SB20/SB50 implementation process. The Electronic Waste Recycling Act of 2003 (SB 20) was signed into law on September 24, 2003, and amended by SB 50 on September 29, 2004. One of the major objectives of the Electronic Waste Recycling Act, as amended, is to establish a new program for consumers and the public to return, recycle

and ensure the safe and environmentally-sound disposal of video display devices, such as televisions and computer monitors, that are hazardous wastes when discarded. Beginning on January 1, 2005, California consumers began paying a fee ranging from \$6 to \$10 at the time of purchase of certain video display devices. The fees are collected by The Board of Equalization and paid to qualified e-waste collectors and recyclers to cover their costs of managing these devices when they are discarded. At present, there are over 225 recyclers/collectors for the covered devices under these bills. The Board of Equalization reported that the total fees collected for the 1st quarter were \$15 million and the total requests for reimbursement were \$2.5 million.

Karl discussed the February 2006 timeline for additional covered devices to be added to the ban. It is anticipated that workshops will be held this summer to discuss disposal exemption, the possibility of extending the February 2006 date, and how these issues will impact the rural counties. Outreach will consist of letting jurisdictions know when the workshops will be. Karl also discussed SB 1125 which requires resellers who sell batteries to take them back.

C. CIWMB 18 Month Priority Activities

Alan Abbs reviewed and discussed the CIWMB 18 month priority activities. Kyle Pogue stated that these priorities are very important to the Board Chair and should be viewed as critical when items come before the Board.

D. Other Regulatory Issues of Interest or Concern

Alan Abbs reviewed the topics discussed at the morning TAG meeting including Butte County's Illegal Dumping Program and the significant changes for Solid Waste Facilities under SB1497. Alan discussed the April 15, 2005 coalition letter sent to State Water Resources Control Board Chair, Arthur Baggett, Jr. pertaining to the adoption of workable regulations regarding the management of storm water run-off. Alan also discussed the May 4, 2005 article from LA Times discussing Governor Schwarzenegger's decision against going forward with the reorganization of Cal/EPA.

VI. ESJPA Program Updates

A. Report from the Department of Conservation, Division of Recycling

Sharon Minard, Recycling Specialist - Division of Recycling, Department of Conservation was unavailable for this meeting.

B. Regional Application for DOR's FY 2005/06 Competitive Grant

Mary Pitto discussed the upcoming application for the Division of Recycling, Department of Conservation's FY 2005/06. The ESJPA prepared a preliminary two-page proposal to the DOR in April 2005. The DOR has requested a full grant application that is due July 6, 2005. The focus of the application will be to develop pilot recycling programs in bars and restaurants in several rural counties. If successful, these programs can be expanded and duplicated in additional jurisdictions. The DOR will award the grants in September 2005.

C. Regional Application for CIWMB HD-14 Household Hazardous Waste Grant

Bliss Hipp discussed the recently submitted regional application for the CIWMB's HD14 Household Hazardous Waste Grant. The counties of Inyo, Nevada, Trinity and Tuolumne participated. The CIWMB will award the grants at the July 2005 meeting.

D. Upcoming Grant Opportunities

Stacey Miner reviewed and discussed upcoming grant opportunities. The CIWMB's Farm & Ranch Clean-up Program accepts continuous applications. Please contact Carla Repucci at (916) 341-6316 for more information. Reuse Assistance Grants are anticipated to be released in July 2005.

VII. 2005 Legislation

Overview of 2005 Solid Waste Legislation

Rich Mason, RCRC Legislative Advocate, Mary Pitto, Alan Abbs, and Larry Sweetser discussed bill deadlines and the letters of opposition and support that have been sent. SB 420 - Waste Management Diversion rates has failed. However, SB928 - Lowenthal/Perada, sponsored by Californian's Against Waste, has been introduced and has unspecified amounts of diversion. ESJPA will be submitting concerns with CSAC and League of Cities in response to this bill and staff will continue to watch it closely.

AB 338 and AB 1001 would require Cal Trans to use crumb rubber. These bills will be watched closely since they will require each public works department to use the materials and the use of crumb rubber will be an additional cost burden to the rural jurisdictions.

VIII. Agenda Suggestions for Next ESJPA Board Meeting Scheduled for August 18, 2005

Kyle Pogue suggested a presentation and discussion of Rubberized Asphalt Concrete (RAC).

IX. Member County Concerns / Comments - None.

X. Adjournment - The Meeting was adjourned at 4:20 p.m.

Respectfully submitted,


Stacey Miner, Program Administrator
Rural Counties' Environmental Services Joint Powers Authority

Chair – LaVada Erickson, Siskiyou County
Vice Chair – Bob Pickard, Mariposa County
Executive Director – Brent Harrington



Program Director — James Hamming, P.E.,
Technical Advisory Group Chair — Alan Abbs,
Tehama County

July 19, 2005

Rosario Marin
California Integrated Waste Management Board
P.O. Box 4025
Sacramento, CA 94812

Subject: Support for Alternative AB939 Compliance System

Dear Ms. Marin,

AB939 has been a driving force in encouraging rural communities to undertake new programs to encourage source reduction, recycling, and composting. In many counties, early diversion rates of less than 10% in the early 1990's have slowly advanced to diversion levels in the 40% to 50% range by 2002. This is especially noteworthy in that rural counties comprise over 30% of California's land mass, but provide only 4% of the waste stream, meaning that rural county programs must be extensive in order to reach their dispersed populations.

Despite the success of AB939 with regard to rural counties, it has been acknowledged through the SB2202 report to the Legislature that the existing diversion rate measurement system results in large margins of error for smaller jurisdiction tonnages and populations. The SB2202 report goes further by stating "Instead of determining compliance with the IWM, based primarily on a calculated diversion rate, especially when that rate is derived from a measurement system with recognized potential errors, information on diversion program implementation should be carefully considered. Since small and/or rural jurisdictions are prone to more measurement problems, this consideration is especially important for them."

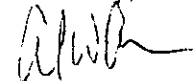
This led to SB2202 Recommendation ATNC3- Allow rural jurisdictions to demonstrate IWMA compliance based on "good faith efforts" ... instead of spending resources on fixing numerical issues. In effect, ATNC3 recognizes that rural counties may receive a greater community benefit by concentrating efforts on program implementation rather than methods to improve statistical accuracy, such as establishing new base years.

The Regional Council of Rural Counties Environmental Services Joint Powers Authority (RCRC/ESJPA) and its member counties have been very active in working with Waste Board staff at the stakeholder workshops to recognize the importance of ATNC3. In options "A" and "B" as presented by staff, it is important to note the two tier system wherein rural counties with

less than 100,000 disposed tons per year would be evaluated primarily based on program implementation, with disposal numbers considered as an indicator of performance. This would allow rural counties to focus primarily on long term program implementation, rather than relying on diversion percentages of questionable accuracy.

The RCRC/ESJPA supports staff's proposed concept for an alternative AB939 compliance system and further solicitation of stakeholder feedback for future Board consideration. Additionally, the RCRC/ESJPA and its member counties appreciates the continued support provided by the Waste Board and staff on behalf of rural counties.

Sincerely,



Alan Abbs

Solid Waste Specialist

CC: Ms. Rosalie Mule, CIWMB
Ms. Cheryl Peace, CIWMB
Mr. Carl Washington, CIWMB
Pat Schiavo, Deputy Director, CIWMB
ESJPA Member Counties



CALAVERAS COUNTY
Department of Public Works

891 Mountain Ranch Road
 San Andreas, CA 95249-9700
 publicworks@co.calaveras.ca.us
 www.ccsolidwaste.org

Rob Houghton, P.E., Director

Solid Waste ♦ 209-754-6403
 FAX 209-764-8725

Administration / County Roads
 209-754-6402 ♦ FAX 209-754-8864

Surveyor ♦ 209-754-8418
 FAX 209-754-8725

July 19, 2005

Ms. Rosario Marin, Chair
 California Integrated Waste Management Board
 1001 I Street
 PO Box 4025
 Sacramento, CA 95812-4025

SUBJECT: July Agenda Item No. 15, Discussion and Request for Direction Regarding an Alternative AB939 Compliance System

Dear Chair Marin:

We appreciate the opportunity to comment on staff's proposal to consider changes to the AB939 compliance system. By the most fundamental measure, the original initiative to conserve landfill capacity has achieved its goal. Some fifteen years ago, a landfill capacity "crisis" prompted the adoption of AB939. The "crisis" has long since been buried and we now operate in a climate of managed resource allocation. Recognizing our collective success implementing AB939, while also acknowledging that our work is not done, we welcome and encourage a review of the mission. Our take on this matter is offered in the following paragraphs for your consideration.

SHORTCOMINGS OF CURRENT SYSTEM

With regard to evaluating diversion performance in Calaveras County, the existing AB939 compliance system would appear to be fundamentally flawed. When a jurisdiction devotes significant economic resources to program development each year; earnestly develops, implements and promotes an integrated suite of successful diversion programs; can show high participation in those programs; and can demonstrate a history of progressively increasing diversion from those programs, you would expect that any measure of such performance would at least be positive. Unfortunately, our current compliance system, which attempts to adjust disposal targets using a variety of factors such as population, employment and sales tax, shows many such jurisdictions failing rather spectacularly. After peaking at about 40% in 1997, our calculated diversion rates¹ have dropped year after year to last year's low of 17%. All the while

¹ Calculated in accordance with CIWMB adjustment methodology.

we have implemented new, successful programs that have doubled our measured diversion tonnage² during that same period.

What's wrong? Staff's proposal itemizes the shortcomings with the current system and I can assure you that Calaveras County suffers as a result of many of the identified shortcomings. Chief among those is the adjustment methodology, which is an imperfect science at best. While many jurisdictions suffer from its injustice, distortions observed in Calaveras County are particularly acute due to some unique demographics. Our uniqueness comes from our dispersed population. We have a single incorporated city. Ninety-two percent of our population resides in unincorporated County with no particular areas of concentration. Ignoring for a moment the barriers posed in serving such a demographic, one of the more significant results of such population dispersion is the virtual absence of retail opportunities in Calaveras County. While I am not here to lobby for big box retail, the current adjustment methodology ignores the significance of their absence. Our per capital retail sales are ½ of our neighboring counties. Ignoring for a moment the impact that may have on local government revenues, consider only the implications to the adjustment methodology. If we were to "regionalize" our accounting of sales tax revenue, our calculated diversion rate would double. Other shortcomings of the adjustment methodology experienced in Calaveras County include a population base where more than ¼ of the homes are secondary residences and high growth rates.

STAFF RECOMMENDATIONS

We strongly support the Board's critical review of AB939 compliance system and encourage consideration of a system that recognizes the diversity of jurisdictions across the state. We believe that a "one size fits all" compliance system is fundamentally flawed. In that regard, we strongly encourage the Board to favorably consider a compliance system that is based on program implementation exhibiting the following characteristics.

- With infrastructure development, diversion *opportunities* are widely available to generators throughout the jurisdiction;
- Broad-based *participation* in diversion programs is encouraged and demonstrated; and
- Landfill *disposal* is stable or declining relative to demographic changes within the jurisdiction.

With regard to the subject item, we strongly support option no. 1, which would approve staff's proposed concept and direct staff to conduct a workshop and solicit stakeholder feedback with the intent of bringing the item back to the Board in final concept. More specifically, we support the following options contained within staff's proposed concept: **1.B. Measurement Goal Based Upon Allowing for Managed Growth from 2006 Baseline Levels.** Furthermore, we support staff's recommendation for a two-tiered system where "small, rural counties with disposed tons less than 100,000 tons per year would be evaluated primarily based on upon program implementation efforts, and county disposal numbers would be considered an indicator of performance." In addition, we support staff's recommendations relative to biennial reporting, compliance process, and enhanced technical assistance tools and outreach.

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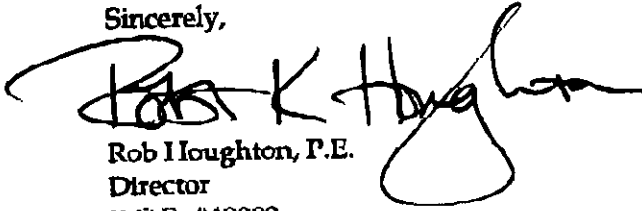
² Measured tonnage of materials diverted from the waste stream and shipped to market.

Alternative AB939 Compliance Systems

Page 3 of 3

We appreciate the opportunity to provide input. Thank you in advance for your thoughtful consideration of staff's proposal.

Sincerely,



Rob Houghton, P.E.
Director
R.C.E. #49202

RH/tw

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Integrated Waste Management
Parks and Recreation



TEL. (760) 873-3577
TEL. (760) 878-0273
FAX. (760) 873-2599
E MAIL: leparke@schat.net

COUNTY OF INYO

Administrative Services
785 N Main St., Suite G
Bishop, California 93514

SENT VIA FACSIMILE TO (916) 447-1667

July 18, 2005

Environmental Services Joint Powers Authority
Attn: Stacey Minor/Alan Abbs
801 12th Street, Suite 600
Sacramento, CA 95814

Dear Stacey and Alan:

In your planned presentation and discussions with the Waste Board, please include Inyo County among those counties in support of changes to AB939 that would focus on diversion programs and their implementation rather than relying strictly on diversion percentages.

As you know, Inyo County has received state recognition from the CAL-EPA for innovative diversion programs. It is evident that it is much more cost effective and productive for Inyo County to spend staff time focusing on programs and less time and effort on counting.

Should you have any questions, please contact me at your earliest convenience.

Sincerely,

Chuck Hamilton
Deputy County Administrator

CJH:jrr



LASSEN REGIONAL SOLID WASTE MANAGEMENT AUTHORITY

(a California public agency)

Board of Directors:

James Jeskey, Chairman
Rocky Joy, Vice Chairman
Jack Hanson
Lloyd Keefer
Doug Sayers

Manager: Thomas G. Valentino, P.E.
Landfill Foreman: Tommy Glenn III
Counsel: James A. Curtis

July 18, 2005

Ms. Rosario Marin, Chair
California Integrated Waste Management Board
101 "I" Street
Sacramento, CA 95812

**Re: July 19, 2005 Board Meeting Agenda Item 15 – Alternative AB 939
Compliance System**

Dear Ms. Marin:

The Lassen Regional Solid Waste Management Authority is pleased to comment on a CIWMB staff report for an alternative AB 939 compliance system. The staff report presents a detailed critique of the current reporting and compliance system for jurisdictions to meet the requirements of AB 939. Alternatives to the reporting and compliance system are presented in the report.

The Lassen Regional Solid Waste Management Authority supports the findings and recommendations presented in the staff report.

Small population/large geographic jurisdictions such as Lassen County face significant challenges meeting state mandates regarding solid waste. Compliance with the state solid waste diversion regulations require detailed attention to data collection and measurement. Unfortunately, measurement for attainment of the 50% diversion mandate is often based on faulty and inaccurate data systems. For example, studies performed in the early 1990's for the base year often relied on landfill disposal data using volume information converted to tonnage. The inherent error of measuring volume was enhanced by inaccurate (and typically highly variable) conversion factors. In recent years, it's been the experience of many rural jurisdictions when changing from volume estimates to actual tonnage measurement, that the historic volume estimates and conversions provided inaccurately low representations of the amount of solid waste being disposed of. As a result, many rural jurisdictions are now falling well below the 50% diversion requirement, even though many new waste diversion programs have been established.

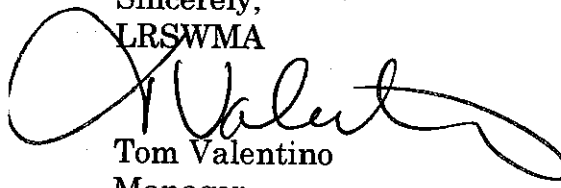
Failure to attain 50% diversion requires significant allocation of jurisdiction time and resources, as jurisdiction staff respond to Waste Board inquiries, collect data from (oftentimes reluctant) businesses and institutions, apply for time extensions and/or good faith requests and prepare revised base years. Those staff and financial resources could be better spent on management and enhancement of existing waste diversion systems and development of new recycling programs.

As an example, the Solid Waste Authority recently eliminated all fees for disposal of scrap metal and green wastes at transfer stations and landfills in Lassen County. We implemented those waste diversion programs based on market-based evaluations of the resource and their financial impact to solid waste operations. We have found that, in Lassen County at least, what works best is encouragement of waste diversion through "no-charge" recycling without increasing waste disposal fees to subsidize the waste recovery activity. Increasing of waste disposal fees is anathema in rural jurisdictions – it only discourages personal responsibility and encourages illegal dumping. To keep our rural solid waste management system operating in an environmentally responsible manner, we must maintain relatively low waste disposal fees and implement non-hazardous material recycling programs that make financial sense.

While the Solid Waste Authority supports the recommendations of the staff report, of particular interest to us is the staff recommendation that AB 939 compliance evaluation be based on program implementation for counties with disposal of less than 100,000 tons per year. We enthusiastically support that recommendation.

We want to thank the Waste Board staff for preparing this important document and the Board itself for considering this item. We hope that the Board directs staff to prepare statute consistent with the recommendations contained in the staff report.

Sincerely,
LRSWMA



Tom Valentino
Manager

cc: Alan Abbs, ESJPA

COUNTY of MARIPOSA



Dana S. Hertfelder
Director

4639 Ben Hur Road
Mariposa, CA 95338
Phone: (209) 966-5356
Fax: (209) 966-2828
Steve Engfer
sengfer@mariposacounty.org

Solid Waste



And Recycling Division

July 19, 2005

CIWMB
P. O. Box 4025
Sacramento, California 95812-4025

RE: Alternative AB 939 Compliance System Item, Agenda Item 15, July 19-20 2005

California Integrated Waste Management Board members:

Mariposa County Division of Solid Waste & Recycling is very interested in the item for discussion on July 19, 20th CIWMB agenda regarding an alternative diversion measurement system. Unfortunately we could not attend the meeting today as it is peak season for the waste and recycling system. Mariposa County is a rural jurisdiction that has been active in program implementation to meet AB 939 Diversion goals. In the process we have been reporting under the SB 1066 ADR with good success. While we have diversion numbers that are increasing, the important factor is that we have been implementing programs for source reduction, re-use and recycling. We have been working with CIWMB staff to measure the efforts of Mariposa County for diversion and have become even more familiar with reporting both through program reporting and the adjustment methodology. While working with CIWMB staff over the past few years I have found that the development of programs is critical to the success of our diversion goals and that continued communication regarding program implementation conveys our good faith efforts very well.

Mariposa County is a good example of a rural jurisdiction with a waste stream situation that fits some of the findings from the staff report. This is because Mariposa, while rural, is unique in that we receive the waste from Yosemite National Park. The adjustment methods and conversion factors provided by the CIWMB do not represent the fluctuations of transient populations in Mariposa and the related seasonal waste generation. Even though the Mariposa waste stream is approximately 12,000 tons per year, the seasonal fluctuation plays significant role in the diversion program development and implementation.

The opportunity to continue to work with a program based reporting and a good faith efforts finding is supported by Mariposa County. We agree with many of the findings identified in the staff report for the Alternative AB 939 Compliance System. We certainly agree that as a rural County the alternatives proposed to allow for a program based evaluation of diversion success would be most helpful. We most importantly support the ongoing efforts to streamline the process for diversion reporting and would like to see implementation of changes to the system that reduce the reporting burden for rural jurisdictions that usually have limited waste volumes and fiscal resources.

Thank you for your time.

Sincerely,

Steve Engfer
Solid Waste & Recycling Manager

DRAFT -- Subject to Change
2004/2005 Adjustment Method Review Working Group Table of Recommendations

Reference #	Required Action(s)	Working Group Recommendation	Issue(s) Addressed	Working Group Considerations/Criteria Met	Staff Recommendations and Additional Staff Comments
1	Policy and/or Regulations	Use Board of Equalization (BOE) Taxable Sales Deflator (TSD) instead of Consumer Price Index (CPI) to adjust taxable sales.	TSD is a more accurate measure of taxable sales inflation. Accepting the assumptions that waste generation is a result of economic activity, and inflation-adjusted taxable sales is an indicator of economic activity, taxable sales should be accurately adjusted for inflation.	<ol style="list-style-type: none"> 1. Increase accuracy of AM estimate 2. Data sensitivity to social and economic changes 3. Cost effectiveness of data acquisition 4. Consistent/reliable data series from 1990-present 5. Scientifically reliable, third party source 	<ol style="list-style-type: none"> 1. Recommended by Staff and Board contractor. 2. Proposed methodology recently endorsed by BOE staff. 3. No additional cost or resources required by jurisdictions or the Board. 4. Board research shows no negative impact on jurisdiction diversion rates. 5. With Board approval, can be implemented as an alternative adjustment factor under current regulations. 6. May require regulation changes to replace CPI as the default inflation measure.
2	Policy	Recognize that the AM generation estimate is more accurate when used with newer base-year generation studies. The Board should encourage jurisdictions to periodically conduct new base-year studies to ensure greater accuracy in diversion rate estimates and appropriate program implementation.	AM factors may not reflect major shifts in the nature of solid waste production, construction booms, or other significant changes in the waste stream since the base-year.	<ol style="list-style-type: none"> 1. Increase accuracy of AM estimate 2. Data sensitivity to social and economic changes 	<ol style="list-style-type: none"> 1. Recommended by Staff. 2. A more recent base-year study is likely to be more representative of a jurisdiction's current waste stream.

DRAFT -- Subject to Change
2004/2005 Adjustment Method Review Working Group Table of Recommendations

Reference #	Required Action(s)	Working Group Recommendation	Issue(s) Addressed	Working Group Considerations/Criteria Met	Staff Recommendations and Additional Staff Comments
3	Policy	Recognize that countywide employment may not be representative of employment growth in some jurisdictions. Continue to consider alternative measures of employment, such as Employment Development Department (EDD) Industry Employment by ZIP Code, on a case-by-case basis. Research the merits and feasibility of using Industry Employment EDD by geo-code as a default employment factor for jurisdictions with 2003 or newer base-years.	Countywide employment may not accurately represent jurisdiction level employment growth. Jurisdiction level EDD Industry Employment data by ZIP Code or geo-code may be a more representative measure of jurisdiction employment growth.	<ol style="list-style-type: none"> 1. Timely availability of data 2. Data sensitivity to social and economic changes 3. Provides flexibility 4. Scientifically reliable, third party source 	<ol style="list-style-type: none"> 1. Recommended by Staff 2. Potential increase in cost and/or resources for both the Board and jurisdictions to acquire data from EDD. 3. No regulation changes needed for default or alternative factors that meet regulatory requirements. 4. Jurisdiction level data accuracy unknown at this time. 5. Alternative employment factors increase jurisdiction flexibility and may improve adjustment method accuracy.
4	Policy	Continue development and use of <i>Diversions Rate Accuracy Indicators (Indicators)</i> . Continue to research data sources that may impact the accuracy of jurisdiction diversion rate estimates. Include trends in disposal and AM factors in <i>Indicators</i> . Provide <i>Indicators</i> to jurisdictions.	What jurisdiction characteristics affect diversion rate accuracy?	<ol style="list-style-type: none"> 1. Data sensitivity to social and economic changes 2. Cost effectiveness of data acquisition 3. Provides flexibility 	<ol style="list-style-type: none"> 1. Recommended by Staff. 2. Minimal to moderate Board cost to implement. 3. Provides jurisdictions and Board additional data and information for informed judgments. 4. May encourage more jurisdictions to initiate new base-year studies. 5. May prompt added emphasis on diversion program implementation information.

DRAFT -- Subject to Change
2004/2005 Adjustment Method Review Working Group Table of Recommendations

Reference #	Required Action(s)	Working Group Recommendation	Issue(s) Addressed	Working Group Considerations/Criteria Met	Staff Recommendations and Additional Staff Comments
5	Policy	<p>Because there is a fundamental issue with the types and quality of data to evaluate accuracy of the AM, the Board should continue to research data sources and AM formula changes that may impact the accuracy of jurisdiction diversion rate estimates, including:</p> <ul style="list-style-type: none"> • Construction and Demolition (C&D) Waste • Factor weighting • Long term accuracy • Interrelationships between independent variables <p>The Board should establish a pilot project to see if accuracy can be improved through data development.</p>	Do the existing AM formula and factors accurately estimate waste generation?	1. Increase accuracy of AM estimate	<ol style="list-style-type: none"> 1. Staff position under discussion. 2. May require additional Board staff and/or contract funding. 3. Greater AM accuracy may require more complex formula. 4. May or may not benefit many jurisdictions.
6	Policy or Regulation or Statute	Recognize that the AM factors may be more representative for larger jurisdiction areas, such as countywide, regional or statewide.	AM factors and disposal data may be more representative for larger jurisdiction areas, such as countywide, regional or statewide.	<ol style="list-style-type: none"> 1. Increase accuracy of AM estimate 2. Provides flexibility 	<ol style="list-style-type: none"> 1. Staff position under discussion. 2. Statute requires each city and unincorporated county to measure individually, unless they are part of a Board-approved Regional Agency. 3. Public Resources Code section 40970 currently authorizes cities and counties to form regional agencies and measure regionally. 4. The Board has directed staff to let jurisdictions know the benefits of regional measurement and cooperation.

DRAFT -- Subject to Change
2004/2005 Adjustment Method Review Working Group Table of Recommendations

Reference #	Required Action(s)	Working Group Recommendation	Issue(s) Addressed	Working Group Considerations/Criteria Met	Staff Recommendations and Additional Staff Comments
7	Unknown	The impact of C&D waste generation may not be sufficiently reflected by the AM for some jurisdictions and continues to be a major concern.	AM factors may not reflect major shifts in the nature of solid waste production, construction booms, or other significant changes in the waste stream since the base-year.	None	<ol style="list-style-type: none"> 1. Staff position under discussion. 2. Staff and the Board acknowledge that C&D may not be sufficiently reflected by the AM for some jurisdictions. 3. At its January 2002 meeting, the Board adopted a policy that allows jurisdictions, on a case-by-case basis, to deduct C&D disposal that is beyond their control in their Annual Reports (January 22-23, 2005 Agenda Item 33, "Consideration Of Board Options For Reducing Impacts From State And Federal Construction And Demolition Projects On Jurisdictions' Diversion Rate Achievement," Board Resolution 2002-49).

DRAFT -- Subject to Change
2004/2005 Adjustment Method Review Working Group Table of Recommendations

Reference #	Required Policy or Regulation or Statute	Working Group Recommendation	Issue(s) Addressed	Working Group Considerations/Criteria Met	Staff Recommendations and Additional Staff Comments
8		<p>The Board should recognize there is a potential for significant errors in AM estimates and the Disposal Reporting System (DRS), especially for small and/or rural jurisdictions. Therefore, the Board should:</p> <ol style="list-style-type: none"> 1. Add emphasis to diversion programs rather than tonnage/diversion rates. 2. Use the diversion rate estimate as an indicator, not an absolute measured diversion rate value. 3. Allow small and/or rural jurisdictions to demonstrate IWMA compliance based on local program implementation and effectiveness instead of data and calculations that may contain measurement errors that are difficult to resolve or require a new base-year study. 	<p>There are inherent difficulties with obtaining accurate waste disposal and diversion rate data for many jurisdictions.</p> <p>Small and/or rural jurisdictions have limited resources to correct inaccuracies through new base-year studies.</p>	<ol style="list-style-type: none"> 1. Provides flexibility 	<ol style="list-style-type: none"> 1. Staff position under discussion. 2. The DRS and AM work reasonably well for most jurisdictions, but are more prone to errors in smaller and/or rural jurisdictions. 3. The Board currently has the ability to consider good faith efforts when jurisdictions are unable to achieve the goal.

**Board Action Plans
Mark Leary
Executive Director
July 19, 2005**

Agenda Item 28

Action Plans

- ◆ **Market Assessment**
- ◆ **Green Procurement**
- ◆ **Technology Assessment**
- ◆ **Enforcement and Training**
- ◆ **Universal Waste**

2

Agenda Item 28

Market Assessment Action Plan

- ◆ **Review and analysis of waste and recyclable materials flow within the State**
- ◆ **Approach is a pilot program to develop, implement, field test, and review/critique a materials flow methodology for a statewide evaluation**

3

**Market Assessment Action Plan
Specific Tasks and Targets**

- ◆ **Plan encompasses:**
 - **Identification of materials focus (by 9/05)**
 - **Defining pilot program geographic areas (by 9/05)**
 - **Data gathering (by 2/06)**
 - **Analysis of data (by 3/06)**
 - **Development of findings and conclusions (by 4/06)**

4

Market Assessment Action Plan Specific Tasks and Targets

- ◆ **Assessment data will:**
 - Assist local entrepreneurs and local solid waste managers to connect feedstock to processes so that demand for materials is met
 - Enable staff to formulate statewide policy options for Board consideration

5

Green Procurement Action Plan

- ◆ **Increase the purchase of environmentally preferable products and services (EPPs) that contain recycled content materials and reduce waste**
 - Emphasis will be on increasing the diversion of the priority materials by leveraging the purchasing power of state and local governments, as well as the agricultural community

6

Green Procurement Action Plan Specific Tasks and Targets

- ◆ **Overall strategy of the plan is to develop a comprehensive "Toolbox" with the assistance of a marketing consultant**
 - Toolbox would contain a variety of tools or resources that could be uniquely packaged to meet the individual needs of specific stakeholders or used more broadly by stakeholders

7

Green Procurement Action Plan Specific Tasks and Targets

- ◆ **Phase 1:**
 - ✓ Collecting the existing tools (1/06)
 - ✓ Identifying new products for inclusion (1/06)
 - ✓ New demonstration projects (various completion dates in 2006/07)
 - ✓ Survey of agricultural industry (by 9/06)

8

Green Procurement Action Plan Specific Tasks and Targets

◆ Model guidelines and specifications:

- ✓ Carpet
- ✓ Recycled paint
- ✓ Paper
- ✓ Information Technology hardware

9

Green Procurement Action Plan Specific Tasks and Targets

◆ Phase 2:

- ✓ Customizing approach for diverse stakeholders
- ✓ Allocation of staff resources for maximum benefit

10

Technology Assessment Action Plan

- ◆ Investigate technical, economic, environmental, and other aspects of anaerobic digestion, bioreactor landfills, and other relevant emerging waste management technologies**

11

Technology Assessment Action Plan Specific Tasks and Targets

◆ Major Activities:

- ✓ Evaluation of anaerobic digestion and enclosed-vessel technologies
- ✓ Evaluation of conversion technologies

12

Technology Assessment Action Plan

◆ Major Activities:

- ✓ Landfill gas to hydrogen
- ✓ Landfill gas to energy
- ✓ Viability of landfill gas monitoring

13

Enforcement/Training Action Plan

◆ Encompasses several issues that require Board policy determination:

- ✓ Enhanced training (by 11/05)
- ✓ Enhanced enforcement (by 7/06)
- ✓ Improving current training and guidance (by 7/06)
- ✓ Participation in Cal/EPA Working Groups (ongoing)

14

Universal Waste Action Plan

◆ Designed to address the ban of Universal Waste from landfills

- ✓ Outreach
- ✓ Assist with statewide infrastructure

15

Universal Waste Action Plan Specific Tasks and Targets

◆ Major activities:

- ✓ CIWMB/DTSC Joint U-Waste Work Group (Ongoing thru 7/06)
- ✓ U-Waste Infrastructure Study
- ✓ HHW Grant funding for infrastructure development (annually)
- ✓ Outreach (throughout 2005/06)

16

Universal Waste Action Plan Specific Tasks and Targets

- ◆ **Outreach includes:**
 - ✓ DTSC stakeholder workshops (9/05)
 - ✓ HHW meetings (bimonthly)
 - ✓ U-Waste Symposium (4/06)
 - ✓ Statewide U-Waste consumer awareness campaign (8/05 – 6/06)
 - ✓ Manufacturer meetings 4/06 – 6/06)

17

Next Steps

- ◆ **Continued Implementation**
 - ✓ Quarterly updates to Board on progress

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zero waste

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CHAIR – LAVADA ERICKSON, SISKIYOU COUNTY
VICE CHAIR – BOB PICKARD, MARIPOSA COUNTY
EXECUTIVE DIRECTOR – BRENT HARRINGTON

PROGRAM DIRECTOR – JAMES HEMMINGER, P.E.,
TECHNICAL ADVISORY GROUP CHAIR – ALAN ABBS,
TEHAMA COUNTY

Rural Counties' Environmental Services Joint Powers Authority Technical Advisory Group

Alan Abbs, Chair

Tom Varga, Vice Chair

Fifth Floor Conference Room, 801 12th Street, Sacramento, CA 95814

10:00 a.m. – 12:00 (noon)

Thursday, August 18, 2005

1. Review/Revise/Prioritize Agenda Items -- Alan Abbs
2. Status of appointments to California Integrated Waste Management Board -- Mary Pitto
3. Update on off-road and on-road diesel emissions regulations – Mary Pitto
4. Landfill Gas Regulations -- Larry Sweetser
5. SWRCB- treated wood waste disposal options – Larry Sweetser
6. Landfill Postclosure maintenance beyond 30 years – Larry Sweetser/Alan Abbs
7. 2006 Universal Waste Regulatory Requirements – Larry Sweetser/Alan Abbs
8. SWRCB- Revisions to landfill waste discharge requirements – Alan Abbs
9. Update on CIWMB Large Venue Draft Regulations – Stacey Miner
10. Significant Changes for SW Facilities/AB1497 -- Alan Abbs
11. Discussion on Implementation of E-Waste Regulations -- Mary Pitto
12. Highlights of June/July/August Waste Board meetings -- Larry Sweetser
13. Highlights of July Leg Task Force -- Mary Pitto/Alan Abbs
14. Any other issues/items of interest or concern
15. Topic suggestions for next Technical Advisory Group meeting

-- adjourn --

Ranking Order of Passing Applications for Hazardous Waste Grant (4th Cycle) FY 2005/2006					
Serial No.	Applicant Name	Funds Requested	Running Total/Prior to Cut	Recommended Funding	Running Total
3	Amador County	\$138,933.00	\$138,933.00	\$138,933.00	\$138,933.00
Upgrade facility and provide temporary events in the rural underserved areas of the county.					
3	Yolo County	\$300,000.00	\$438,933.00	\$300,000.00	\$438,933.00
Complete Construction of PHHWF (began in HD13): Since that time, building and construction costs have increased dramatically.					
1	San Joaquin County	\$200,000.00	\$638,933.00	\$200,000.00	\$638,933.00
RECYCLED PAINT CERTIFICATION PROJECT Establish a certification system and an industry-wide standard for recycled latex paint that ensures performance equal to virgin paint with respect to product quality, as well as environmental integrity. The long-term effect of the Project will be to increase the purchase of Recycled Content Paint (RCP) by government agencies, painting contractors and homeowners throughout the Nation.					
25	Regional Waste Management Authority	\$300,000.00	\$938,933.00	\$300,000.00	\$938,933.00
Expand Yuba-Sutter HHW Facility to provide cost-free and permanent collection for E-Waste and UWED. Target East Indian, Hmong and Hispanic groups to increase participation rates.					
21	Mono County	\$300,000.00	\$1,238,933.00	\$300,000.00	\$1,238,933.00
Construct a PHHWF, including capacity for U-waste, to serve as the regional consolidation point for unincorporated Mono Co. and Mammoth Lakes. Add temporary HHW, U-waste, E-waste storage capacity at County transfer stations.					
20	City of Ontario	\$200,000.00	\$1,438,933.00	\$200,000.00	\$1,438,933.00
Upgrade PHHWF to improve accessibility and collection of additional materials including E-waste (SB20 and non SB20), U-waste, and a material exchange/reuse center.					
2	Santa Barbara County	\$183,999.00	\$1,622,932.00	\$183,999.00	\$1,622,932.00
Expand the electronic storage area to accommodate the stockpiled E-waste, particularly targeting the Spanish speaking community.					
3	West Contra Costa WMA	\$245,077.88	\$1,867,932.88	\$171,799.00	\$1,793,977.00
Develop door-to-door collection tailored to seniors and disabled residents. Collection of U-waste and E-waste will be included.					
22	Tulare County	\$22,836.00	\$1,890,768.88	\$270,996.00	\$2,061,967.00
Establish U-waste management system, by purchasing a carbon filtration unit to enable crushing and bulking aerosol cans onsite.					
8	City and County of San Francisco	\$200,000.00	\$2,090,768.88	\$200,000.00	\$2,290,768.88
Expansion and improvements (including lab and canopy) to its existing PHHWF due to increased volumes of universal and hazardous waste.					
23	Tehama County Sanitary Landfill Agency	\$72,289.00	\$2,163,057.88	\$26,283.00	\$2,189,340.88
Establish additional facilities in Coming and Cottonwood as well as upgrade its existing PHHWF.					
4	City of Chula Vista	\$300,000.00	\$2,463,057.88	\$758,958.00	\$2,665,214.00
1) Multi-jurisdictional door-to-door collection for disabled and seniors, 2) expansion of existing PHHWF to accommodate u-waste and 3) pilot u-waste program including thermometer exchange.					
24	Kings Waste Recycling Authority	\$300,000.00	\$2,763,057.88	\$252,500.00	\$2,937,714.00
1) New HHW mobile collection events for underserved populations in remote areas; 2) Expand permanent HHW program to collect E-waste at city, county and public locations and 3) Add sharps collection and mercury thermometer exchange.					
6	Ventura County	\$297,915.00	\$3,060,632.88	\$260,807.00	\$3,198,015.00

Ranking Order of Passing Applications for Hazardous Waste Grant (4th Cycle) FY 2005/2006					
Serial No.	Applicant Name	Funds Requested	Running Total/Prior to Cut	Recommended Funding	Running Total
1)	Establish curbside collection and enhance Community Beautification Events for HHW and E-Waste collection in up to 10 underserved rural communities outside a 10 mile driving distance of PHWWF targeting non-English speaking residents and 2) Install a E-Waste storage locker for the Fillmore WWAJ2222222 (HD-11 grant built facility).				
0	San Bernardino County	\$200,000.00	\$375,023.88	\$200,000.00	\$398,055.00
Capital improvements including electrical systems and equipment to maximize efficiencies in its latex paint management and repacking process.					
0	City of La Mesa	\$300,000.00	\$4,059,823.88	\$190,697.00	\$3,887,200.00
1)	Target Hispanic, senior, and multi-family residents to achieve increased HHW participation within these underserved segments of the SD community, 2) Hold collection events on rancherias & reservations 3) pilot U-waste program including mercury thermometer exchange and 4) Make facility improvements and equipment upgrades.				
2	Rural Counties ESJPA	\$2,459,200.00	\$4,225,743.88	\$194,019.00	\$3,722,765.00
1) Conduct U-Waste collection events in four rural counties and 2) Install needed infrastructure for U-waste collection at local solid waste facilities.					
26	City of Encinitas	\$298,370.00	\$4,525,713.88	\$125,000.00	\$3,097,765.00
1)	Improve regional HHW collection rates by targeting seniors, multi-family residents, small business and Hispanics, 2) Upgrade HHW facility 3) Hold U-waste and E-waste collection events 4) pilot U-waste program including mercury thermometer exchange.				
16	Imperial County	\$125,000.00	\$4,697,513.88	\$125,000.00	\$3,022,765.00
Expand facilities to include provide proper battery storage at all of the outlying sites and support removal of HHW & U-waste.					
9	Shasta County	\$297,627.00	\$4,995,140.88	\$297,627.00	\$3,320,392.00
Conduct 11 one-day HHW collection events during 2006 and 2007.					
7	City of Palm Desert	\$39,572.00	\$5,034,712.88	\$168,020.00	\$3,488,412.00
Expand facility to include new materials, including materials from small quantity generators (businesses) and target the underserved population in Palm Desert to increase HHW collection rates.					
Total					\$4,600,000.00
					\$4,499,642.00

Reuse Assistance Grants: Fiscal Year 2005/2006 Offering**Notice of Funds Available**

Applications for this grant offering must be postmarked by Thursday, October 27, 2005.

[Reuse Home](#)[Grants](#)[Links and Resources](#)[Programs & Profiles](#)[Events](#)[News](#)[Waste Prevention
World](#)

- [Applicant Eligibility](#)
- [Eligible Projects](#)
- [Ineligible Projects](#)
- [Eligible Project Costs](#)
- [Ineligible Project Costs](#)
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Issued July 12, 2005

The California Integrated Waste Management Board (CIWMB) approved the Reuse Assistance Grants (RAGs) to provide the incentives for California local public agencies to promote and apply the reuse of nonhazardous material(s). Reuse is defined as using a material over again in its current form without any significant processing that alters its material structure.

The CIWMB anticipates allocating two hundred fifty thousand dollars (\$250,000) from FY 2005/2006 funds. Eligible applicants may request a maximum of fifty thousand dollars (\$50,000). This is a competitive grant. All applications will be evaluated based on the criteria set forth in the application.

Applicant Eligibility

The RAGs are available to California local public agencies. For the purposes of this offering, a "local public agency" is a city, county, or regional agency that has obligations to develop and implement waste reduction programs pursuant to the requirements of Public Resources Code § 40900 et seq. Partnerships between local public agencies and private entities (e.g., business, nonprofit) are allowable. The applicant (local public agency) is responsible for administering the grant and is accountable for how the grant funds and matching contributions are expended. A local public agency may submit only one (1) application. Local public agencies may submit a regional application; however, regional participants may not also submit an individual application. The local public agency member of a local public agency/private entity partnership or the regional lead of a regional application are the only entities who may submit payment requests and receive reimbursement payments directly from the CIWMB. These entities are responsible for dispersing funds to others.

Eligible Projects

The RAGs are intended to foster creative and productive projects that reuse a material over again in its current form without any significant processing that alters its material structure. The RAGs are intended to advance the practical implementation of reuse activities throughout California. They are also designed to enhance local public agencies' responsibilities in the area of material reuse, encourage local public agencies to incorporate reuse activities into their waste reduction efforts, and promote reuse to their communities.

This offering's primary purpose is to encourage the establishment of tangible and long-term systems, infrastructure, projects, and/or facilities that recover materials for reuse that are otherwise destined for disposal. This offering's intent is to increase reuse opportunities for both the commercial and public sectors.

Ineligible Projects

Ineligible projects include, but are not limited to, feasibility studies, Web site-related projects, composting, grasscycling, wood milling/grinding, and any other recycling projects. Additionally, projects that propose to provide a service and/or product that is already provided free of charge by the State may be ineligible. To determine whether a proposed project is eligible, you may submit a question in writing to one of the following addresses: P.O. Box 4025, MS-14, Sacramento, CA 95812-4025 or swelmer@ciwmb.ca.gov.

Eligible Project Costs

All costs, whether paid for with grant funds or matching contributions, must be directly related to the approved proposal. Materials, services, equipment, or facilities that directly increase opportunities for reuse, may be eligible project costs. Costs must be reasonable, cost-effective, and focused on local needs.

Ineligible Project Costs

Any costs not directly related to the grant project are ineligible for grant funding or as matching contributions. Ineligible costs include, but are not limited to, the following:

- Costs incurred prior to issuance of the Notice to Proceed or after the end of the grant term;
- Costs currently covered by another CIWMB loan, grant, or contract;
- Overtime costs (except for local public agency staffing during specially scheduled evening or weekend events that are pre-approved in writing by the Grant Manager, when law or labor contract requires overtime compensation);
- Out-of-state travel;
- Any food or beverages (e.g., as part of meetings, workshops, training, events, etc.);
- Public education costs not directly associated with the concept of reuse;
- Profit or mark-up by the Grantee or partner;
- Cell phones, pagers, and other personal electronic and/or digital assistive devices;
- Overhead and indirect costs above five percent (5%) of the amount approved for payment;
- Any costs that are not consistent with local, state, and federal guidelines, regulations, and laws; and
- Any other costs not deemed reasonable by the Grant Manager.

Matching Contribution Requirement

Applicants are required to provide matching contributions and/or the value of staffing or consulting time dedicated to the grant in an amount equal to or greater than fifty percent (50%) of the requested grant amount. A grant partner may provide matching contributions. The matching contributions must be clearly identified in the approved Budget and are subject to the same restrictions and limitations as grant funds.

Grant Term

The grant term is approximately two (2) years. All costs must be incurred and paid, and invoices received by the CIWMB after the issuance of the Notice to Proceed and before the end of the grant term. In rare instances, if pre-approved in writing by the Grant Manager, goods received after the end of the grant term may be allowed if the delayed receipt is not within the control of the Grantee or the vendor.

Questions and Answers

All questions must be submitted in writing by September 30, 2005; instructions for

submitting questions and details of the grant requirements are included in the application package. Answers to questions will be posted continually on the [RAGs' Web site](#) throughout the Question and Answer period.

Application

An application package may be obtained by:

- Downloading from the RAGs' Web site, www.ciwmb.ca.gov/reuse/Grants; or
- E-mailing request to sweimer@ciwmb.ca.gov; or
- Faxing request to (916) 319-7470; or
- Mailing request to California Integrated Waste Management Board, Reuse Assistance Grants Program, MS-14, P.O. Box 4025, Sacramento, CA 95812-4025.

Application Filing Instructions

- Applicants must submit one (1) original and three (3) copies of the application;
- Applications must be submitted on paper with one hundred percent (100%) post-consumer recycled content fiber that bears a recycled logo or text confirming the use of recycled paper. Specific pages containing full-color photographs or other ink-intensive graphics may be printed on photographic paper;
- Applications e-mailed or faxed will not be accepted;
- Applications must be postmarked on or before Thursday, October 27, 2005. Applications may be delivered on or before October 27, 2005 to the Environmental Services Center at the California Environmental Protection Agency's headquarters building located at 1001 "I" Street, 1st Floor, Sacramento, CA. Mailed applications must be received by the application deadline and sent to: California Integrated Waste Management Board, Grants Administration Unit, MS-10, P.O. Box 4025, Sacramento, CA 95812-4025;
- Clearly note "Reuse Assistance Grant Application—Immediate Attention Requested" on envelope; and
- Incomplete applications or applications postmarked after October 27, 2005 will be returned to the applicant and will not be considered for grant funding.

The CIWMB encourages applicants to send their applications, whether by U.S. Postal Service or a commercial delivery service, by a means that permits tracking by the sender, to ensure timely delivery of all applications.

CIWMB Award of Grants

The CIWMB anticipates consideration of staff funding recommendations at a Board meeting in early 2006. All grant awards are subject to funding availability. The CIWMB reserves the right to reduce the amount of any grant request.

[Grants Home](#) | [Reuse Home](#)

Last updated: July 12, 2005

Reuse <http://www.ciwmb.ca.gov/Reuse/>
Sarah Weimer: sweimer@ciwmb.ca.gov
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AMENDED IN SENATE JUNE 30, 2005
AMENDED IN ASSEMBLY MAY 11, 2005
AMENDED IN ASSEMBLY APRIL 26, 2005
CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 259

Introduced by Assembly Member Hancock

February 8, 2005

~~An act to add Section 25847 to the Government Code, relating to solid waste collection liens. An act to amend Sections 25828 and 25831 of, and to add Section 25832 to, the Government Code, relating to solid waste.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 259, as amended, Hancock. ~~Contra Costa County solid~~ *Solid waste: handling services: delinquent charges: liens.*

(1) Existing law authorizes the board of supervisors of a county to collect or contract for the collection, or both, of garbage, waste, refuse, rubbish, offal, trimmings, or other refuse matter under those terms and conditions that the board of supervisors may prescribe by resolution or ordinance. The board of supervisors may either levy a yearly tax on property within the unincorporated area of the county or impose a reasonable charge against the real property benefitted for the services provided. If these services are provided by a county, and the service is compulsory or provided at the request of the property owner, the cost of service that remains unpaid for a period of 60 or more days after the close of the period for which it was billed may be collected by the county pursuant to a specified procedure, including

□

imposition of a lien on the property for the amount of the delinquent charges.

Existing law authorizes a county board of supervisors to establish a schedule of fees to be imposed on land within the unincorporated area of the county and incorporated areas of the county where cities do not provide their own waste disposal sites, with revenue from the fees to be used for the acquisition, operation, and maintenance of county waste disposal sites and for financing waste collection, processing, reclamation, and disposal services, where those services are provided. Fees that remain unpaid for a period of 60 or more days after the date upon which they were billed may be collected by the county pursuant to a specified procedure, including imposition of a lien on the property for the amount of the delinquent charges.

Existing law authorizes a county to determine, among other things, whether solid waste handling services are to be provided by nonexclusive, partially exclusive, or wholly exclusive franchise, contract, license, permit, or otherwise.

This bill would extend the delinquent charge and fee collection procedures in existing law to solid waste handling services provided under a franchise, contract, license, permit, or otherwise.

(2) Existing law regulates the acquisition, operation, sale, and disposal of, and other matters relating to, public utilities, as defined, owned by municipal corporations.

This bill would exempt from the definition of "public utility" for these purposes solid waste handling service provided by, or arranged for provision by, a county, including the franchised, contracted, permitted, licensed, or otherwise granted solid waste handling services described in (1) above.

~~Existing law grants various powers to county boards of supervisors, such as the abatement of nuisances, for which it may impose assessments to pay the costs of services performed and authorizes recordation of liens to enforce the assessments.~~

~~This bill would enact a procedure that authorizes the Board of Supervisors of Contra Costa County to impose assessments against parcels and record liens for unpaid solid waste collection services.~~

Vote: majority. Appropriation: no. Fiscal committee: no.
State mandated local program: no.

The people of the State of California do enact as follows:

1 **SECTION 1.** ~~Section 25828 of the Government Code is~~
2 ~~amended to read:~~

3 25828. ~~If services are provided, or arranged for, by a county~~
4 ~~pursuant to Section 25827, and if or pursuant to Section 40059 of~~
5 ~~the Public Resources Code, and the service is compulsory or~~
6 ~~provided at the request of the property owner, the cost of service~~
7 ~~which that remains unpaid for a period of 60 or more days after~~
8 ~~the close of the period for which they were it was billed may be~~
9 ~~collected by the county as provided herein in this section.~~

10 (a) ~~Once~~ ~~At least once a year, the board of supervisors shall~~
11 ~~cause to be prepared a report of delinquent charges. Upon receipt~~
12 ~~of the report, the board shall fix a time, date, and place for~~
13 ~~hearing the report and any protests or objections thereto to the~~
14 ~~report.~~

15 (b) ~~The board shall cause notice of the hearing to be mailed to~~
16 ~~the owners of property listed on the report not less than 10 days~~
17 ~~prior to the date of the hearing.~~

18 (c) ~~At the hearing, the board shall hear any objections or~~
19 ~~protests of property owners liable to be assessed for delinquent~~
20 ~~charges. The board may make revisions or corrections to the~~
21 ~~report as it deems just, after which, by resolution, the report shall~~
22 ~~be confirmed.~~

23 (d) ~~The delinquent charges set forth in the report as confirmed~~
24 ~~shall constitute special assessments against the respective parcels~~
25 ~~of land and are a lien on the property for the amount of the~~
26 ~~delinquent charges. A certified copy of the confirmed report shall~~
27 ~~be filed with the county auditor, on or before August 10, for the~~
28 ~~amounts of the respective assessments against the respective~~
29 ~~parcels of land as they appear on the current assessment roll. The~~
30 ~~lien created attaches upon recordation in the office of the county~~
31 ~~recorder of the county in which the property is situated of a~~
32 ~~certified copy of the resolution of confirmation. The assessment~~
33 ~~may be collected at the same time and in the same manner as~~
34 ~~ordinary county ad valorem taxes are collected and shall be~~
35 ~~subject to the same penalties and the same procedure and sale in~~
36 ~~case of delinquency as provided for those taxes. All laws~~
37 ~~applicable to the levy, collection, and enforcement of county ad~~
38 ~~valorem taxes shall be applicable to the assessment, except that if~~

1 any real property to which the lien would attach has been
 2 transferred or conveyed to a bona fide purchaser for value, or if a
 3 lien of a bona fide encumbrancer for value has been created and
 4 attaches thereon, prior to the date on which the first installment
 5 of the taxes would become delinquent, then the lien ~~which that~~
 6 would otherwise be imposed by this section shall not attach to the
 7 real property and the delinquent charges, as confirmed, relating
 8 to the property shall be transferred to the unsecured roll for
 9 collection.

10 *SEC. 2. Section 25831 of the Government Code is amended to*
 11 *read:*

12 25831. Any fees authorized pursuant to Section 25830 ~~or~~
 13 ~~25830.1 which, or pursuant to Section 40059 of the Public~~
 14 *Resources Code, that remain unpaid for a period of 60 or more*
 15 *days after the date upon which they were billed may be collected*
 16 *thereafter by the county as provided herein in this section.*

17 (a) ~~One~~ *At least once a year, the board of supervisors shall*
 18 *cause to be prepared a report of delinquent fees. The board shall*
 19 *fix a time, date, and place for hearing the report and any*
 20 *objections or protests thereto to the report.*

21 (b) ~~The~~ *board shall cause notice of the hearing to be mailed to*
 22 *the landowners listed on the report not less than 10 days prior to*
 23 *the date of the hearing.*

24 (c) ~~At~~ *the hearing, the board shall hear any objections or*
 25 *protests of landowners liable to be assessed for delinquent fees.*
 26 *The board may make revisions or corrections to the report as it*
 27 *deems just, after which, by resolution, the report shall be*
 28 *confirmed.*

29 (d) ~~The~~ *delinquent fees set forth in the report as confirmed, or*
 30 *the list prepared pursuant to subdivision (e), shall constitute*
 31 *special assessments against the respective parcels of land and are*
 32 *a lien on the property for the amount of the delinquent fees. A*
 33 *certified copy of the confirmed report, or the list prepared*
 34 *pursuant to subdivision (e), shall be filed with the county auditor*
 35 *for the amounts of the respective assessments against the*
 36 *respective parcels of land as they appear on the current*
 37 *assessment roll. The lien created attaches upon recordation, in the*
 38 *office of the county recorder of the county in which the property*
 39 *is situated, of a certified copy of the resolution of confirmation or*
 40 *the list prepared pursuant to subdivision (e). The assessment may*

1 be collected at the same time and in the same manner as ordinary
 2 county ad valorem property taxes are collected and shall be
 3 subject to the same penalties and the same procedure and sale in
 4 case of delinquency as provided for those taxes. All laws
 5 applicable to the levy, collection, and enforcement of county ad
 6 valorem property taxes shall be applicable to the assessment,
 7 except that if any real property to which the lien would attach has
 8 been transferred or conveyed to a bona fide purchaser for value,
 9 or if a lien of a bona fide encumbrancer for value has been
 10 created and attaches thereon, prior to the date on which the first
 11 installment of the taxes would become delinquent, then the lien
 12 that would otherwise be imposed by this section shall not attach
 13 to the real property and the delinquent fees, as confirmed,
 14 relating to the property shall be transferred to the unsecured roll
 15 for collection.

16 (e) ~~□~~The requirements of subdivisions (a), (b), and (c) may be
 17 waived only if the county has adopted an alternative
 18 administrative procedure that allows property owners to appeal
 19 the solid waste fee and property owners are notified of their right
 20 to appeal. A list of delinquent fees shall be prepared showing the
 21 assessments of each respective parcel and shall be filed with the
 22 auditor.

23 *SEC. 3. □ Section 25832 is added to the Government Code, to*
 24 *read:*

25 *25832. Notwithstanding any other provision of law, solid*
 26 *waste handling service provided by, or arranged for provision*
 27 *by, a county under Section 25827 or 25830, or under Section*
 28 *40059 of the Public Resources Code, is not a public utility within*
 29 *the meaning of Section 10001 of the Public Utilities Code.*

30 ~~SECTION 1. □ Section 25847 is added to the Government~~
 31 ~~Code, to read:~~

32 ~~25847. □ (a) □ If the Board of Supervisors of Contra Costa~~
 33 ~~County provides solid waste collection service by exclusive or~~
 34 ~~nonexclusive franchise with one or more solid waste enterprises,~~
 35 ~~and provides by ordinance that subscription to solid waste~~
 36 ~~collection services is compulsory for occupied parcels, the board~~
 37 ~~may, by ordinance, provide for the collection of amounts unpaid~~
 38 ~~and owed to the franchised solid waste enterprise for a period of~~
 39 ~~60 days or more, as provided in this section. The board may, by~~
 40 ~~ordinance, require the franchised solid waste enterprise to~~

1 continue providing collection service during periods of
2 nonpayment for the service.

3 (b) ~~At a minimum, the ordinance shall require that the owner~~
4 ~~of the parcel, and anyone known to be in possession of the~~
5 ~~parcel, be given notice by mail of the amounts owed to the~~
6 ~~franchised solid waste enterprise, and be given an opportunity to~~
7 ~~appear and be heard before the board of supervisors. The~~
8 ~~ordinance shall require that the board shall conduct a hearing to~~
9 ~~hear any objections and protests of the property owner and~~
10 ~~anyone in possession of the property, and based upon the record,~~
11 ~~make findings as to the amounts owed, if any.~~

12 (c) ~~The ordinance may authorize the board, if it finds, pursuant~~
13 ~~to subdivision (b), that amounts are owed to the franchised solid~~
14 ~~waste enterprise, and if the owner or other person in possession~~
15 ~~of the parcel fails to pay the unpaid amounts within the time limit~~
16 ~~specified by the board, to order the unpaid amounts to be~~
17 ~~specially assessed against the parcel. The ordinance may provide~~
18 ~~that the assessment may be collected at the same time and in the~~
19 ~~same manner as ordinary county taxes are collected, and may be~~
20 ~~subject to the same penalties and the same procedure and sale in~~
21 ~~case of delinquency as are provided for ordinary county taxes.~~
22 ~~The ordinance may provide that the county's administrative costs~~
23 ~~of collecting the unpaid charges may be included in the special~~
24 ~~assessment if the owner and any other person in possession of the~~
25 ~~parcel is given written notice before the hearing before the board;~~
26 ~~and the board finds that amounts are owed to the franchised solid~~
27 ~~waste enterprise. All laws applicable to the levy, collection, and~~
28 ~~enforcement of county taxes are applicable to the special~~
29 ~~assessment.~~

30 (d) ~~If the board of supervisors specially assesses the unpaid~~
31 ~~amounts, including any administrative costs, against the parcel,~~
32 ~~the board may also cause a notice of lien to be recorded. The~~
33 ~~notice, at a minimum, shall identify the record owner and the~~
34 ~~possessor of the property. If those parties are different, the notice~~
35 ~~shall set forth the date upon which the payment was ordered by~~
36 ~~the board. The notice shall include a description of the real~~
37 ~~property subject to the lien, and the amount of the special~~
38 ~~assessment.~~

39 (e) ~~If the board of supervisors does not cause the recordation~~
40 ~~of a notice of lien pursuant to subdivision (d), and any real~~

1 ~~property to which the costs relates has been transferred or~~
 2 ~~conveyed to a bona fide purchaser for value, or a lien of a bona~~
 3 ~~fide encumbrancer for value has been created and attaches to that~~
 4 ~~property, prior to the date on which the first installment of county~~
 5 ~~taxes would become delinquent, then the special assessment shall~~
 6 ~~not result in a lien against that real property but shall be~~
 7 ~~transferred to the unsecured roll for collection.~~

8 ~~(f) The recordation of a notice of lien pursuant to subdivision~~
 9 ~~(d) has the same effect as recordation of an abstract of a money~~
 10 ~~judgment recorded pursuant to Article 2 (commencing with~~
 11 ~~Section 697.310) of Chapter 2 of Division 2 of Title 9 of Part 2~~
 12 ~~of the Code of Civil Procedure. The lien created has the same~~
 13 ~~priority as a judgment lien on real property and continues in~~
 14 ~~effect until released. Upon order of the board of supervisors, or~~
 15 ~~any county officer authorized by the board to act on its behalf, a~~
 16 ~~lien created under this section may be released or subordinated in~~
 17 ~~the same manner as a judgment lien on real property may be~~
 18 ~~released or subordinated.~~

19 ~~(g) The board of supervisors may delegate the hearing~~
 20 ~~required by subdivision (b) to a hearing body designated by the~~
 21 ~~board. The hearing body shall make a written recommendation to~~
 22 ~~the board. The board may adopt the recommendation without~~
 23 ~~further notice of hearing, or may set the matter for a de novo~~
 24 ~~hearing before the board.~~

25 ~~(h) The board of supervisors may, by ordinance, delegate to a~~
 26 ~~hearing officer appointed pursuant to Section 27720 the powers~~
 27 ~~and duties specified in this section.~~

28 ~~(i) All moneys collected by the county on behalf of the~~
 29 ~~franchised solid waste enterprise shall be paid by the county to~~
 30 ~~the solid waste enterprise upon collection, or retained by the~~
 31 ~~county if the county elects to pay the solid waste enterprise~~
 32 ~~before the county collects the unpaid amounts.~~

33 ~~(j) As used in this section, "solid waste enterprise" has the~~
 34 ~~meaning ascribed to it in Section 49504 of the Public Resources~~
 35 ~~Code.~~

36 ~~SEC. 2. The Legislature finds and declares all of the~~
 37 ~~following:~~

38 ~~(a) Cessation of solid waste collection service frequently leads~~
 39 ~~to illegal dumping, which is a health and safety concern affecting~~

1 the entire community, and which cannot be adequately addressed
2 after the illegal acts of dumping have occurred.

3 ~~(b) It is the intent of the Legislature to enact legislation to~~
4 ~~allow Contra Costa County to address the unique problems the~~
5 ~~county faces related to illegal dumping due to lack of solid waste~~
6 ~~collection service, by authorizing the adoption of procedures for~~
7 ~~county intervention before service is terminated.~~

8 ~~(c) Due to the unique circumstances related to the disposal of~~
9 ~~waste in Contra Costa County, a general law cannot be made~~
10 ~~applicable within the meaning of Section 16 of Article 16 of the~~
11 ~~California Constitution, and the enactment of this act as a special~~
12 ~~law is necessary.~~

13 ~~(d) It is not the intent of the Legislature to allow counties to~~
14 ~~become third-party intermediaries when utility companies cannot~~
15 ~~collect on unpaid fees. However, Contra Costa County should~~
16 ~~become involved to ensure that its subscription ordinance is~~
17 ~~being upheld because subscription to solid waste collection~~
18 ~~services is compulsory in that county.~~

O

Introduced by ~~Senator Lowenthal~~ *Senators Perata and Lowenthal*

February 22, 2005

An act to amend ~~Section 41780~~ *Sections 41780, 41820.5, and 41820.6* of the Public Resources Code, relating to solid waste.

LEGISLATIVE COUNSEL'S DIGEST

SB 928, as amended, ~~Lowenthal~~*Perata*. Public resources: solid waste.

~~Existing~~

(1) ~~Existing~~ law requires a city or county source reduction element to divert 50% of all solid waste from landfill disposal or transformation by January 1, 2000, through source reduction, recycling, and composting activities.

This bill would change that percentage to an unspecified amount as of January 1, 2011.

(2) *Existing law, until January 1, 2006, authorizes the California Integrated Waste Management Board to grant one or more, single, or multiyear time extensions for that diversion requirement to any city, county, or regional agency if certain conditions are met.*

Under existing law, in addition to that authority to grant an extension, the board may, after a public hearing, grant a time extension for that diversion requirement to a city that is incorporated during a specified time period, if the county within which the city is located did not include provisions in its franchises ensuring that the incorporated area would comply with the diversion requirement.

This bill would delete the reference, in the latter provision, to the additional authority of the board to grant a time extension that will expire on January 1, 2006.

□

Vote: majority. Appropriation: no. Fiscal committee: no.
State mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 41780 of the Public Resources Code is
2 amended to read:

3 41780. (a) Each city or county source reduction and
4 recycling element shall include an implementation schedule that
5 shows both of the following:

6 (1) For the initial element, the city or county shall divert 25
7 percent of all solid waste from landfill disposal or transformation
8 by January 1, 1995, through source reduction, recycling, and
9 composting activities.

10 (2) Except as provided in Sections 41783, 41784, and 41785,
11 for the first and each subsequent revision of the element, the city
12 or county shall divert 50 percent of all solid waste by January 1,
13 2000, and _____ percent on and after January 1, 2011, through
14 source reduction, recycling, and composting activities.

15 (b) Nothing in this part prohibits a city or county from
16 implementing source reduction, recycling, and composting
17 activities designed to exceed these requirements.

18 SEC. 2. Section 41820.5 of the Public Resources Code is
19 amended to read:

20 41820.5. (a) ~~In addition to its authority under Section 41820,~~
21 ~~the~~ The board may, after a public hearing, grant a time extension
22 from the diversion requirements of Section 41780 to a city if both
23 of the following conditions exist:

24 (1) The city was incorporated pursuant to Division 3
25 (commencing with Section 56000) of Title 5 of the Government
26 Code after January 1, 1990, and before January 1, 2001.

27 (2) The county within which the city is located did not include
28 provisions in its franchises that ensured that the now incorporated
29 area would comply with the diversion requirements of Section
30 41780.

31 (b) The board may authorize a city that meets the requirements
32 of subdivision (a) to submit a source reduction and recycling
33 element that includes an implementation schedule that shows
34 both of the following:

1 (1) ~~The~~ city shall divert 25 percent of its estimated generation
 2 amount of solid waste from landfill or transformation facilities
 3 within three years from the date on which the source reduction
 4 and recycling element is due pursuant to subdivision (b) of
 5 Section 41791.5, through source reduction, recycling, and
 6 composting activities.

7 (2) ~~The~~ city shall divert 50 percent of its estimated generation
 8 amount of solid waste from landfill or transformation facilities
 9 within eight years from the date on which the source reduction
 10 and recycling element is due pursuant to subdivision (b) of
 11 Section 41791.5, through source reduction, recycling, and
 12 composting activities.

13 *SEC. 3. Section 41820.6 of the Public Resources Code is*
 14 *amended to read:*

15 41820.6. (a) ~~In addition to its authority under Section 41820;~~
 16 ~~the~~ The board may, after a public hearing, grant a time extension
 17 from the diversion requirements of Section 41780 to a city if both
 18 of the following conditions exist:

19 (1) ~~The~~ city was incorporated pursuant to Division 3
 20 (commencing with Section 56000) of Title 5 of the Government
 21 Code on or after January 1, 2001.

22 (2) ~~The~~ county within which the city is located did not include
 23 provisions in its franchises that ensured that the now incorporated
 24 area would comply with the diversion requirements of Section
 25 41780.

26 (b) ~~The~~ board may authorize a city that meets the requirements
 27 of subdivision (a) to submit a source reduction and recycling
 28 element that includes an implementation schedule that shows that
 29 the city shall divert 50 percent of its estimated generation amount
 30 of solid waste from landfill or transformation facilities, within
 31 three years from the date on which the source reduction and
 32 recycling element is due pursuant to subdivision (b) of Section
 33 41791.5, through source reduction, recycling, and composting
 34 activities.

O

CA AB 342 **AUTHOR:** Baca (D)
TITLE: Perchlorate Fee
LOCATION: ASSEMBLY
SUMMARY:
Declares the intent of the Legislature to enact legislation that would authorize the Department of Toxic Substances Control to assess a fee on products that contain perchlorate and to expand those funds to treat drinking water wells contaminated with perchlorate.
STATUS:
02/10/2005 INTRODUCED.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 399 **AUTHOR:** Montanez (D)
TITLE: Recycling
LAST AMEND: 07/14/2005
LOCATION: Senate Appropriations Committee
SUMMARY:
Requires the California Integrated Waste Management Board to make available one or more model ordinances and notification documents that may be adopted by a local agency to facilitate solid waste reduction, reuse and recycling programs at multifamily dwelling and to post certain information on the board's Internet web site. Requires the owner of a multifamily dwelling to notify tenants on how they may reduce, reuse, and recycle solid waste materials, by directing them to the web site.
STATUS:
07/14/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

<u>Lobbyist</u>	<u>Position</u>	<u>Subject</u>
Rich	Watch	ESJPA

CA AB 567 **AUTHOR:** Aghazarian (R)
TITLE: Hazardous Waste: Alternative Standards
LOCATION: Assembly Environmental Safety and Toxic Materials Committee
SUMMARY:
Authorizes the Department of Toxic Substances Control to adopt regulations that establish hazardous waste management standards as an alternative to one or more of the standards specified in the hazardous waste control law. Permits the regulations to exempt a hazardous waste management activity that only involves hazardous waste meeting specified criteria. Requires the department, before adopting an alternative management regulation, to make findings, and prepare an analysis to support those findings.
STATUS:
02/28/2005 To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 574 **AUTHOR:** Wolk (D)
TITLE: Recycled Concrete
LAST AMEND: 07/13/2005
COMMITTEE: Senate Appropriations Committee
HEARING: 08/15/2005 1:30 pm

SUMMARY:

Authorizes the use of recycled concrete if the user has been fully informed that the concrete uses recycled materials. Prohibits recycled concrete from being offered, provided, or sold to the Department of Transportation for any use unless specifically requested and approved by the department.

STATUS:

07/13/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

<u>Staff</u>	<u>Subject</u>
Mary	ESJPA

CA AB 575

AUTHOR: Wolk (D)
TITLE: Electronic Waste Recycling
LAST AMEND: 05/23/2005
LOCATION: To Governor

SUMMARY:

Defines the term vendor. Allows a retailer to elect to pay the covered electronic waste recycling fee on behalf of the consumer by paying the covered electronic waste recycling fee to the retailer's vendor. Provides that if the retailer makes this election, the covered electronic waste recycling fee is a debt owed by the vendor to the state, and the retailer is not liable for the fee. Authorizes the disclosure of the name, address, account number and account status of the collector of the fee.

STATUS:

07/06/2005 *****To GOVERNOR.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 721

AUTHOR: Nunez (D)
TITLE: Metal Plating Facilities: Pollution Prevention Fund
LAST AMEND: 06/20/2005
COMMITTEE: Senate Appropriations Committee
HEARING: 08/15/2005 1:30 pm

SUMMARY:

Requires the Business, Transportation and Housing Agency to develop a loan guarantee program for chrome plating facilities to assist those facilities to upgrade, replace or purchase high performance environmental control technologies. Requires the Department of Toxic Substances Control to establish the Model Shop Program. Establishes the Chrome Plating Pollution Prevention Account. Requires moneys in the account to be expended to make specified loan guarantees and to support the program.

STATUS:

06/27/2005 From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 727

AUTHOR: Bermudez (D)
TITLE: Solid Waste: Integrated Waste Management
LOCATION: Assembly Natural Resources Committee

SUMMARY:

Amends the Integrated Waste Management Act the requires the Integrated Waste Management Board and local agencies to promote waste management practices in a specified order of priority. Includes in that list of practices the recovery of waste through conversion technology, or other beneficial use technologies, and reorder the list of priorities.

STATUS:
04/18/2005 In ASSEMBLY Committee on NATURAL RESOURCES: Not heard.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1001 **AUTHOR:** Nunez (D)
TITLE: Vehicles: Dealer's Licenses: Document Charges
LAST AMEND: 06/27/2005
LOCATION: Senate Second Reading File
SUMMARY:
Relates to existing law that makes it a violation of the Vehicle Code for the holder of any vehicle dealer's license to commit specified actions, including, to advertise the total price of a vehicle without including all costs to the purchaser at the time of sale and prohibits a dealer document preparation charge from exceeding a specified amount. Increases the maximum amount of the dealer document preparation charge.

STATUS:
07/12/2005 From SENATE Committee on TRANSPORTATION AND HOUSING: Do pass as amended to Committee on ENVIRONMENTAL QUALITY.

<u>Staff</u>	<u>Subject</u>
Mary	ESJPA

CA AB 1049 **AUTHOR:** Koretz (D)
TITLE: Recycling: Food and Beverage Packages: Labeling
LAST AMEND: 04/19/2005
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires the Integrated Waste Management Board to make available a voluntary state curbside label for packages or items that are accepted in a substantial majority of state curbside recycling programs. Deems certain packaging and items to be accepted by a substantial major of state curbside programs. Authorizes the board to deny the use of the state curbside label on packaging or items that are soiled with contaminants to a specified degree and to collect a fee from a person applying to use the label.

STATUS:
05/25/2005 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1065 **AUTHOR:** Matthews (D)
TITLE: Kitchen Grease: Transporters
LAST AMEND: 06/23/2005
LOCATION: Senate Second Reading File
SUMMARY:
Defines grease transporters. Requires licensed renderers to be registered, with conditions, as transporters. Requires a policy of insurance or surety bond. Provides procedures for registration application and appeal. Authorizes the Department of Food and Agriculture to establish a system for any person who engages in the transportation of inedible kitchen grease for documenting, recordkeeping and tracking the transportation of that grease in order to ensure the proper disposal or recycling of that material.

STATUS:
07/11/2005
07/11/2005

In SENATE Committee on APPROPRIATIONS: Not heard.
From SENATE Committee on APPROPRIATIONS: To
second reading without further hearing pursuant to
Senate Rule 28.8.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1087

AUTHOR: DeVore (R)
TITLE: Vehicles: Loads: Spill Prevention
LAST AMEND: 05/02/2005
LOCATION: Assembly Appropriations Committee
SUMMARY:

Limits the fine for an infraction violation for each incident in which one or more objects are dropped, sifted, leaked, blown, or spilled, or otherwise escaped from the vehicle, if each of the objects is less than one pound in weight, or one cubic foot in volume, or 10 square feet in dimension, and for each incident in which one or more of the escaped objects is equal to or more than those measurements to not exceed a specified total amount.

STATUS:
05/25/2005 In ASSEMBLY Committee on APPROPRIATIONS: Heard,
remains in Committee.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 1090

AUTHOR: Matthews (D)
TITLE: Solid Waste: Diversion: Conversion
LOCATION: Assembly Natural Resources Committee
SUMMARY:

Revises the waste management practices that the integrated Waste Management Board and local agencies are required to promote. Repeals the definition of the term gasification. Defines the terms conversion technology, beneficial use and recovery. Revises the definition of the term "transformation" to exclude pyrolysis, distillation or biological conversion other than composting from that definition. Specifies that transformation does not include conversion technology.

STATUS:
04/18/2005 In ASSEMBLY Committee on NATURAL RESOURCES:
Heard, remains in Committee.

<u>Bill-File</u>	<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>
Y	Rich	Support	Mary

Subject
ESJPA

CA AB 1103

AUTHOR: Karnette (D)
TITLE: Bicycle Sales: Notice
LAST AMEND: 04/12/2005
LOCATION: Assembly Natural Resources Committee
SUMMARY:

Requires a bicycle retailer and bicycle dealer who sells, furnishes or give a bicycle to a person to provide a disclosure to the purchaser or recipient that states that a bicycle may be recycled and that state law permits a tax deduction for qualified charitable contributions of bicycles.

STATUS:
 04/12/2005 From ASSEMBLY Committee on NATURAL RESOURCES
 with author's amendments.
 04/12/2005 In ASSEMBLY. Read second time and amended. Re-
 referred to Committee on NATURAL RESOURCES.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1125 **AUTHOR:** Pavley (D)
TITLE: Rechargeable Battery Recycling Act
LAST AMEND: 07/06/2005
COMMITTEE: Senate Appropriations Committee
HEARING: 08/15/2005 1:30 pm
SUMMARY:
 Enacts the Rechargeable Battery Recycling Act of 2006. Requires a retailer who sells rechargeable batteries to a consumer to have in place a system for the acceptance and collection of used rechargeable batteries for reuse, recycling, or proper disposal 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. Prohibits the sale of such batteries by the retailer after a certain date, unless the retailer complies.
STATUS:
 07/06/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1193 **AUTHOR:** Hancock (D)
TITLE: Recycling: Compact Discs and Digital Versatile Discs
LOCATION: Assembly Arts, Entertainment, Sports, Tourism and
 Internet Media Committee
SUMMARY:
 Prohibits the distribution or mass mailing of compact discs (CDs) or digital versatile discs (DVDs) for commercial purposes to households that are assessed a solid waste fee, without the consent of a person in the household, unless the recipient is provided a postage paid return mailing envelope or similar return mechanism that would allow the recipient to return the disc.
STATUS:
 04/11/2005 From ASSEMBLY Committee on NATURAL RESOURCES:
 Do pass to Committee on ARTS, ENT., SPORTS,
 TOURISM & INTERNET MEDIA.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1249 **AUTHOR:** Blakeslee (R)
TITLE: Waste Tire and Facility Permit
LAST AMEND: 07/11/2005
COMMITTEE: Senate Appropriations Committee
HEARING: 08/15/2005 1:30 pm
SUMMARY:
 Requires the Integrated Waste Management Board to adopt regulations setting forth procedures and requirements necessary to obtain a major waste tire facility permit. Requires the State Fire Marshal to adopt fire prevention regulations for a major waste tire facility. Requires the major waste tire facility permit regulations include by reference the fire prevention regulations adopted by the State Fire Marshal.

STATUS:
07/11/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1327 **AUTHOR:** Tran (R)
TITLE: Hazardous Materials: Accidental Release Prevention
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Makes conforming changes with regard to the setting of civil penalties for businesses that handle hazardous materials who fail to prepare a business plan and submit an annual inventory form to the administering agency to delete a reference to the setting of the amount of the penalty by the governing body of the administering agency.
STATUS:
05/19/2005 To SENATE Committee on ENVIRONMENTAL QUALITY.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 1333 **AUTHOR:** Frommer (D)
TITLE: Grease Waste Haulers
LAST AMEND: 07/07/2005
COMMITTEE: Senate Appropriations Committee
HEARING: 08/15/2005 1:30 pm
SUMMARY:
Makes it unlawful for any grease waste hauler to remove grease from a greasetrap or interceptor unless the hauler removes all grease, grease liquid, water, and solids from the trap or interceptor each time of removal. Makes it an offense for such hauler to reinsert or otherwise improperly deposit grease materials at any place other than an authorized facility or to transport grease remove from a trap or interceptor in the same vehicle used for transporting other waste and to deposit same in a landfill.
STATUS:
07/12/2005 From SENATE Committee on PUBLIC SAFETY: Do pass to Committee on APPROPRIATIONS.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 1337 **AUTHOR:** Ruskin (D)
TITLE: Hazardous Waste Facilities Permits
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Specifies that hazardous waste is not being "held" by an otherwise empty rail tank car that contains a non-liquid residual heel from previously held waste, until a new waste is added to the rail tank car where the hazardous waste is held.
STATUS:
06/09/2005 To SENATE Committee on ENVIRONMENTAL QUALITY.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1341 **AUTHOR:** Assembly Environmental Safety and Toxic Materials Committee
TITLE: Hazardous Waste: Major Appliance Disposal
LAST AMEND: 06/21/2005
LOCATION: Senate Inactive File
SUMMARY:
 Makes a technical, nonsubstantive change to existing law that prohibits the disposal of materials that require special handling from a major appliance at a solid waste facility and requires a person who transports, delivers, or sells discarded major appliances to a scrap recycling facility to provide evidence that the person is a certified appliance recycler and that prohibits a scrap recycling facility from accepting a discarded major appliance from any person who is not a certified appliance recycler.
STATUS:
 07/11/2005 In SENATE. To Inactive File.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 1344 **AUTHOR:** Assembly Environmental Safety and Toxic Materials Committee
TITLE: Hazardous Substances: Multi-Parcel Remediation: Pilot
LOCATION: Assembly Environmental Safety and Toxic Materials Committee
SUMMARY:
 Enacts the California Subregional Coordination and Cleanup Act of 2005. Requires the site designation committee of the California Environmental Protection Agency, with department and state board assistance, to establish a pilot program provide grants for aggregation of multiple real property parcels into multi-parcel areas for site mitigation and planning purposes. Requires the committee to select 4 pilot projects from certain submitted applications and authorizes each project to receive a certain grant.
STATUS:
 03/14/2005 To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 1415 **AUTHOR:** Pavley (D)
TITLE: Hazardous Waste: Mercury Relays and Switches
LAST AMEND: 03/31/2005
LOCATION: Senate Third Reading File
SUMMARY:
 Prohibits a person from selling, offering to sell, or distributing for promotional purposes in this state, certain mercury-added products, unless the use of the product if required under a federal law or a federal contract specification or if the only mercury-added component in the product is a button cell battery. Prohibits a person from selling, offering to sell, or distributing for promotional purposes in this state, a mercury switch or mercury relay.
STATUS:
 07/13/2005 In SENATE. Read second time. To third reading.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA AB 1637 **AUTHOR:** Mountjoy (R)
TITLE: Vehicles: Refuse or Garbage Truck: Horn: Camera
LAST AMEND: 04/25/2005
LOCATION: Senate Third Reading File
SUMMARY:
Requires a refuse or garbage truck to be equipped with an automatic back-up audible alarm that sounds on backing and is capable of emitting a specified sound, or be equipped with an automatic back-up device that is in good working order. Requires a refuse or garbage truck purchased after January 1, 2010, to be equipped with a functioning camera providing a video display for the driver that enhances or supplements the driver's view behind the truck. Exempts a roll-off vehicle. Provides infraction penalties.
STATUS:
06/29/2005 In SENATE. Read second time. To third reading.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA AB 1688 **AUTHOR:** Niello (R)
TITLE: Illegal Dumping: Enforcement Officers
LAST AMEND: 04/14/2005
LOCATION: Assembly Public Safety Committee
SUMMARY:
Adds to the list of persons who are not peace officers but may exercise the powers of arrest of a peace officer and the power to serve warrants during the course and within the scope of their employment illegal dumping officers, whose primary duty is the enforcement of illegal dumping laws.
STATUS:
05/03/2005 In ASSEMBLY Committee on PUBLIC SAFETY: Not heard.

<u>Lobbyist</u>	<u>Position</u>	<u>Subject</u>
Rich	Watch	ESJPA

CA AB 1763 **AUTHOR:** Assembly Natural Resources Committee
TITLE: Beverage Containers: Redemption Payments: Processing
LAST AMEND: 06/22/2005
LOCATION: Senate Third Reading File
SUMMARY:
Amends the Beverage Container Recycling and Litter Reduction Act. Requires all beverage distributors to make their annual payment not later than the last day of the 3rd month following the sale of beverage. Revises the conditions under which a distributor or beverage manufacturer is authorized to make a single annual payment, and revises the requirement to provide advance notice to the Department of Conservation with regard to this payment.
STATUS:
07/01/2005 In SENATE. Read second time. To third reading.

<u>Staff</u>	<u>Subject</u>
Mary	ESJPA

CA AB 1764 **AUTHOR:** Assembly Natural Resources Committee
TITLE: Beverage Containers: Handling Fees
LAST AMEND: 07/01/2005
COMMITTEE: Senate Appropriations Committee
HEARING: 08/15/2005 1:30 pm
SUMMARY:
Amends the Beverage Recycling and Litter Reduction Act. Increases the total amount the Department of Conservation is required to pay in handling fees to supermarket sites and certain recyclers to provide an incentive to redeem beverage containers.

STATUS:
07/01/2005 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

<u>Lobbyist</u>	<u>Position</u>	<u>Subject</u>
Rich	Watch	ESJPA

CA SB 318 **AUTHOR:** Romero (D)
TITLE: Waste Management
LAST AMEND: 05/03/2005
LOCATION: Senate Appropriations Committee
SUMMARY:

Creates within the Integrated Waste Management Board the Office of the Solid Waste Public Advisor to provide objective information to members of the public living near a proposed solid waste facility or an existing facility that is proposed to be constructed, expanded or otherwise altered. Requires the board to appoint a solid waste facilities public advisor. Prescribes the duties of the public advisor, with respect to providing information concerning proposed or existing solid waste facilities.

STATUS:
05/26/2005 In SENATE Committee on APPROPRIATIONS: Heard, remains in Committee.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA SB 354 **AUTHOR:** Escutia (D)
TITLE: Hazardous Substances: Brownfields Task Force
LAST AMEND: 06/22/2005
LOCATION: Assembly Environmental Safety and Toxic Materials Committee
SUMMARY:

Requires the Environmental Protection Agency to establish a task force on Brownfields Redevelopment to provide information to the agency on the effectiveness of the state's site cleanup oversight programs, brownfields cleanup and redevelopment funding programs, and to identify and evaluate legislative, regulatory or administrative proposals that would improve opportunities for brownfield redevelopment.

STATUS:
06/28/2005 In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA SB 411 **AUTHOR:** Alarcon (D)
TITLE: Solid Waste: Nonbiodegradable Materials: Landfills
LAST AMEND: 04/26/2005
LOCATION: Senate Environmental Quality Committee
SUMMARY:

Relates to city, county of city and county waste source reduction and recycling element Requires, that if the alternative daily cover of such element is comprised of woody and green material, that material is to be included in the amount of solid waste that is subjected to disposal for purposes of diversion requirements. Requires the Integrated Waste Management Board to develop a schedule for excluding solid waste used as an alternative daily cover and includes the above material from diversion goals.

STATUS:
05/05/2005 Withdrawn from SENATE Committee on RULES.
05/05/2005 Re-referred to SENATE Committee on ENVIRONMENTAL QUALITY.

<u>Bill-File</u>	<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>
Y	Rich	Oppose	Mary

Subject
ESJPA

CA SB 420 **AUTHOR:** Simitian (D)
TITLE: Waste Management: Diversion
LAST AMEND: 03/29/2005
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Amends provisions of the Integrated Waste Management Act that require every city or county to develop a source reduction and recycling element of an integrated waste plan that requires diversion from the solid waste stream at specified rates. Requires the source reduction and recycling plan to increase this diversion percentage to 75% by a specified date.
STATUS:
03/29/2005 From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.
03/29/2005 In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.

<u>Bill-File</u>	<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>
Y	Rich	Oppose	Mary

Subject
ESJPA

CA SB 423 **AUTHOR:** Simitian (D)
TITLE: Hazardous Waste: Mercury Relays and Switches
LAST AMEND: 07/05/2005
LOCATION: Assembly Natural Resources Committee
SUMMARY:
Authorizes a manufacturer selling a mercury switch or relay, or a person selling a product containing such switch or relay, to apply to the Department of Toxic Substances Control for an exemption from the prohibition on the sale or distribution of such products. Authorizes the department to grant the exemption under certain conditions. Specifies the types of products that would be exempt.
STATUS:
07/05/2005 From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.
07/05/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA SB 455 **AUTHOR:** Escutia (D)
TITLE: Solid Waste: Used or Waste Tire Haulers
LAST AMEND: 05/03/2005
LOCATION: Assembly Inactive File
SUMMARY:
Requires the moneys in the California Tire Recycling Management Fund to be appropriated to pay the costs associated with the development and enforcement of regulations relating to the hauling of waste and used tires.

Authorizes the Integrated Waste Management Board to adopt regulations specifying an alternative schedule for the submission of manifests by such haulers.

STATUS:

07/07/2005 In ASSEMBLY. To Inactive File.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA SB 476 **AUTHOR:** Runner G (R)
TITLE: Environmental Quality: Environmental Impact Reports
LOCATION: Senate Rules Committee
SUMMARY:
Makes technical, nonsubstantive changes to the California Environmental Quality Act which requires a lead agency to prepare, or cause to be prepared by contract, and certify the completion of, an environmental impact report on a waste 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.

STATUS:

03/03/2005 To SENATE Committee on RULES.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA SB 563 **AUTHOR:** Alarcon (D)
TITLE: California Certified Green Business Program
LOCATION: Senate Rules Committee
SUMMARY:
Declares the intent of the Legislature to enact legislation to establish a California certified green business program that will assist businesses that operate in California to protect the environment, conserve natural resources, and reduce pollution.

STATUS:

03/03/2005 To SENATE Committee on RULES.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA SB 566 **AUTHOR:** Bowen (D)
TITLE: Controlled Substances: Removal Actions
LAST AMEND: 04/12/2005
LOCATION: Senate Appropriations Committee
SUMMARY:
Requires the Department of Toxic Substances Control to adopt regulations to provide state and local agencies with standards and procedures for taking a remedial action at a hazardous substance site that was an illegal drug lab, including providing for a level of cleanup that would protect the health and safety of all future occupants of the site. Provides for expenditure of funds from the Illegal Drug Lab Cleanup Account.

STATUS:

05/26/2005 In SENATE Committee on APPROPRIATIONS: Heard, remains in Committee.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA SB 655 **AUTHOR:** Ortiz (D)

TITLE: Asbestos
LAST AMEND: 07/07/2005
LOCATION: Assembly Appropriations Committee
SUMMARY:

Requires asbestos hazards in local general plan safety element. Requires the Environmental Protection Agency to convene a task force, with representatives of the Office of Environmental Health Hazard Assessment, the Department of Toxic Substances Control, the Air Resources Board, the Department of Health Services, and representatives from federal agencies to evaluate policies and adopt guidelines for the mitigation of risks associated with naturally occurring asbestos. Requires mapping of asbestos hazards.

STATUS:
07/07/2005 In ASSEMBLY. Read second time and amended. Referred to Committee on APPROPRIATIONS.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	CUPA ESJPA

CA SB 729 **AUTHOR:** Lowenthal (D)
TITLE: Water Quality
LAST AMEND: 04/19/2005
LOCATION: Senate Environmental Quality Committee
SUMMARY:

Relates to the Water Resources Control Board and regional boards. Requires the state board to hold regular meetings, to implement a public information program on water quality matters, to prepare its budget in a certain manner, to establish a water quality coordinating committee, to prepare certain guidelines reflecting prioritization of the cleanup of certain state waters. Relates to the membership of regional boards. Requires regional boards to identify and post schedules for total maximum daily loads.

STATUS:
04/25/2005 In SENATE Committee on ENVIRONMENTAL QUALITY:
Not heard.

<u>BOARD.PACKET</u>	<u>Bill-File</u>	<u>Lobbyist</u>	<u>Position</u>
March	Y	Kathy	Oppose

Subject
ESJPA

CA SB 743 **AUTHOR:** Chesbro (D)
TITLE: Solid Waste Collection: Recycling Rates: Households
LAST AMEND: 05/10/2005
LOCATION: Assembly Appropriations Committee
SUMMARY:

Confirms changes in the definition of the term curbside collection program for purposes of the California Integrated Waste Management Act of 1989. Revises the definition of recycling rate to include the proportion of a single resin type of a rigid plastic packaging container that is recycled in a single calendar year, notwithstanding an exemption. Modifies the criteria for rigid plastic packaging containers to include a recycling rate of 45% for a single resin type of such container.

STATUS:
07/05/2005 From ASSEMBLY Committee on NATURAL RESOURCES:
Do pass to Committee on APPROPRIATIONS.

<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>
Rich	Watch	Mary	ESJPA

CA SB 926	AUTHOR: Florez (D) TITLE: Sewage Sludge Management LAST AMEND: 06/21/2005 LOCATION: Assembly Local Government Committee SUMMARY: Specifies that certain provisions of the Porter-Cologne Water Quality Control Act do not prohibit the Kern County Board of Supervisors from adopting an ordinance that regulates or prohibits the land application of sewage sludge in the unincorporated areas of the county. Provides an exemption for land application permitted by a state or local entity before the effective date of the prohibition and would not apply to any renewal of a preexisting permit that directly regulates the land application of biosolids. STATUS: 06/21/2005 In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.								
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<u>Lobbyist</u>	<u>Position</u>	<u>Subject</u>							
Rich	Watch	ESJPA							
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CA SB 928	AUTHOR: Perata (D) TITLE: Public Resources: Solid Waste LAST AMEND: 05/02/2005 LOCATION: Assembly Natural Resources Committee SUMMARY: Changes that percentage to an unspecified amount a city or county source reduction element to divert of all solid waste from landfill disposal of transformation through source reduction, recycling, and composting activities. Deletes the reference in existing law to the additional authority of the board to grant a time extension for diversion requirements. STATUS: 06/09/2005 To ASSEMBLY Committee on NATURAL RESOURCES.								
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Rich	Watch	ESJPA							
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CA SB 1058	AUTHOR: Campbell (R) TITLE: Recycling Residue LOCATION: Senate Environmental Quality Committee SUMMARY: Eliminates the requirement that the results of the evaluation on the use of recycling residue be reported in the Integrated Waste Management Board's annual report to the Legislature. STATUS: 03/17/2005 To SENATE Committee on ENVIRONMENTAL QUALITY.								
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<u>Lobbyist</u>	<u>Position</u>	<u>Staff</u>	<u>Subject</u>						
Rich	Watch	Mary	ESJPA						
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CA SB 1076	AUTHOR: Perata (D) TITLE: Solid Waste LOCATION: Senate Rules Committee SUMMARY: Makes a technical, nonsubstantive change in the California Integrated Waste Management Act that requires each county, city, district, or other local government agency that provides solid waste handling services to provide for those services, including, but not limited to, source reduction, recycling, composting activities, and the collection, transfer, and disposal of solid waste within or without the territory subject to its solid waste handling jurisdiction. STATUS: 03/17/2005 To SENATE Committee on RULES.								

Lobbyist
Rich

Position
Watch

Staff
Mary

Subject
ESJPA

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