



GAIL FARBER
CHAIR

LOS ANGELES COUNTY
SOLID WASTE MANAGEMENT COMMITTEE/
INTEGRATED WASTE MANAGEMENT TASK FORCE
900 SOUTH FREMONT AVENUE, ALHAMBRA, CALIFORNIA 91803-1331
P.O. BOX 1460, ALHAMBRA, CALIFORNIA 91802-1460
www.lacountyiswmtf.org

August 30, 2010

The Honorable Arnold Schwarzenegger
Governor of the State of California
State Capitol Building
Sacramento, CA 95814

Dear Governor Schwarzenegger:

**ASSEMBLY BILL 1004 (AMENDED JULY 15, 2010)
STATE SOLID WASTE POSTCLOSURE AND CORRECTIVE ACTION TRUST FUND**

The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force) respectfully requests that you **veto** Assembly Bill 1004 (AB 1004). If enacted, AB 1004 would amend relevant sections of the Public Resources Code that govern the State Solid Waste Postclosure and Corrective Action Trust Fund (Trust Fund) enacted in 2009 (AB 274, Chapter 318 of the 2009 State Statutes). The Task Force believes that the proposed AB 1004 does not provide a mechanism for the State to recover funds that may be expended to bail out a landfill owner that fails in its maintenance responsibilities. Consequently, the Trust Fund could be depleted, leaving the State, local governments, and disposal rate payers to bear the cost of corrective actions to mitigating long-term environmental impacts.

Pursuant to Chapter 3.67 of the Los Angeles County Code and the California Integrated Waste Management Act of 1989 (Assembly Bill 939, as amended), the Task Force is responsible for coordinating the development of all major solid waste planning documents prepared for the County of Los Angeles and the 88 cities in Los Angeles County with a combined population in excess of ten million. Consistent with these responsibilities and to ensure a coordinated and cost-effective and environmentally sound solid waste management system in Los Angeles County, the Task Force also addresses issues impacting the system on a Countywide basis. The Task Force membership includes representatives of the League of California Cities – Los Angeles County Division, County of Los Angeles Board of Supervisors, City of Los Angeles, waste management industry, environmental groups, the public, and a number of other governmental agencies.

The Honorable Arnold Schwarzenegger
August 30, 2010
Page 2

The Task Force has closely monitored AB 274 and AB 1004 and their iterations at various legislative stages. When enacted on October 11, 2009, AB 274 established a dedicated trust fund by collecting \$0.12 for every ton of waste disposed from participating solid waste landfill operators. Monies in the fund are to be utilized to cover postclosure maintenance and corrective actions in the event a landfill operator or owner fails to provide sufficient funds to maintain environmental compliance activities. Unfortunately, the proposed legislation fails to provide a mechanism through which the State could recover expenditures and prevent depletion of the Trust Fund. Therefore, the Task Force **respectfully requests that you veto** AB 1004.

Should you have any questions, please contact Mr. Mike Mohajer of the Task Force at (909) 592-1147.

Sincerely,



Margaret Clark, Vice-Chair
Los Angeles County Solid Waste Management Committee/
Integrated Waste management Task Force and
Council Member, City of Rosemead

LP:\dy
P:\sec\AB 1004 governor

cc: Assembly Member Anthony Portantino
Each Member of the County of Los Angeles Board of Supervisors
Each City Mayor in the County of Los Angeles
California State Association of Counties
League of California Cities
League of California Cities, Los Angeles County Division
Southern California Association of Governments
San Gabriel Valley Council of Governments
South Bay Cities Council of Governments
Gateway Cities Council of Governments
Each Member of the Los Angeles County Integrated Waste Management Task Force