

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE
2007-2008 SESSION
March 8, 2007**

Bill	Author	Status	Summary	Task Force Position
AB 6	Houston	<p>Introduced 12-04-06</p> <p>In the Assembly Natural Resources Committee</p>	<p>Existing Law: California's Global Warming Solutions Act (AB 32, 2006 Statutes) requires the State Air Resources Board to develop regulations to achieve the Act's greenhouse gas emission reduction targets. The SARB has the discretion to incorporate market-based options.</p> <p>Proposed Law: This bill would require SARB to adopt market-based options.</p>	
AB 35	Ruskin	<p>Introduced 12-04-06</p> <p>In the Assembly Natural Resources, and Governmental Organization Committees</p>	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would require the California Integrated Waste Management Board to develop regulations by July 1, 2009 requiring all new/renovated State facilities to incorporate sustainable building design practices, including water/energy efficiency and waste reduction practices.</p> <p>In developing the regulations, the Waste Board must consult with appropriate state agencies, the building and construction industry, environmental groups, the League of California Cities, the California State Association of Counties, and other interested stakeholders.</p>	
AB 48	Saldana	<p>Introduced 12-04-06</p> <p>In the Assembly Natural Resources, and Environmental Safety and Toxic Materials Committees</p> <p>Reintroduced from 2006 Legislative Session (AB 2202)</p>	<p>Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs).</p> <p>Effective July 1, 2006, the European Union prohibits the sale of any electronic device containing more than the established toxicity levels.</p> <p>State law requires DTSC to adopt regulations by January 1, 2007 prohibiting the sale of CED's if they are banned in the European Union.</p> <p>Proposed Law: This bill would expand the definition of CEDs to include any plug-in and battery-operated consumer electronic device. In addition, DTSC is required to develop regulations prohibiting the sale of all electronic devices currently banned within the European Union effective January 1, 2010.</p>	

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AB 258	Krekorian	<p>Introduced 2-05-07</p> <p>In the Assembly Natural Resources Committee</p>	<p>Existing Law: The California Coastal Commission, in partnership with local governments, plans and regulates development and natural resource use along the coast.</p> <p>Proposed Law: In order to reduce marine debris, this bill would require the Commission to implement a public outreach campaign, increase its collaboration with local governments, and create a State agency task force. Beginning 2008, the task force must prepare semi-annual reports describing all public/private efforts aimed at reducing marine debris.</p> <p>Beginning January 1, 2009, the State Water Resources Control Board and Regional Water Quality Control Boards must implement a zero discharge program for plastic materials and pellets.</p>	
AB 546	Brownley	<p>Introduced 2-21-07</p> <p>In the Assembly Natural Resources, and Environmental Safety and Toxic Materials Committees</p>	<p>Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.</p> <p>Proposed Law: This bill would:</p> <ul style="list-style-type: none"> • Expand the definition of CEDs to include a CPU (e.g., a computer hard drive); • Impose a \$10 recovery fee on each CPU sold; • Require manufactures to distribute a list of local authorized CED collectors to customers in lieu of other required recycling information accompanied at the time of sale; and, • Require all publicly owned solid waste facilities to accept CEDs. 	
AB 548	Levine	<p>Introduced 2-21-07</p> <p>In the Assembly Natural Resources, and Local Government Committees</p>	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would require owners of multifamily housing to provide recycling information to their tenants beginning July 1, 2008.</p>	

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AB 656	Plescica	Introduced 2-21-07	<p>Existing Law: Effective February 8, 2006, households can no longer dispose universal waste into the trash. Universal waste includes electronic waste, household batteries, fluorescent tubes, mercury waste, and aerosol cans.</p> <p>Proposed Law: This bill would require the Waste Board and the State Water Resources Control Board to prepare and forward a report to the Legislature by July 1, 2008 on whether the incidental disposal of alkaline batteries at landfills cause any environmental impacts.</p>	
AB 722	Levine	Introduced 2-22-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would prohibit the sale of incandescent light bulbs and halogen lamps beginning January 1, 2012.</p>	
AB 729	Mullin	Introduce 2-22-07	<p>Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.</p> <p>Proposed Law: This bill would require the Waste Board to develop regulations for authorized CED collectors to legally donate CEDs to non-profit organizations for reuse.</p>	
AB 769	Aghazarian	Introduced 2-22-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would exempt all fuel used to transport biomass, including the organic fraction of municipal solid waste, from the State's Sales and Use Tax.</p>	

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AB 800	Lieu and Krekorian	Introduced 2-22-07	<p>Existing Law: State law requires the State Office of Emergency Services to be immediately notified when hazardous substances or sewage is discharged into the waters of the State.</p> <p>Proposed Law: This bill would expand the notification requirements and associated penalties for discharging hazardous substances, sewage, or other wastes into the waters of the State.</p>	
AB 820	Karnette	Introduced 2-22-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would prohibit the selling, use, or distribution of polystyrene food containers at state facilities. This requirement would apply to the University of California system provided the Board of Regents agree.</p>	
AB 904	Feuer	Introduced 2-22-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This Spot bill would require takeout food packaging to be either compostable or recyclable.</p>	
AB 1018	Emmerson	Introduced 2-22-07	<p>Existing Law: Any unauthorized discharge of waste into the waters of the State must be abated in compliance with the local Regional Water Quality Control Board or the State Water Resources Control Board requirements.</p> <p>Proposed Law: This Spot bill would make technical non-substantive changes relating to the above issue.</p>	

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AB 1023	Desaulnier	Introduced 2-22-07	<p>Existing Law: Manufacturers of specified plastic trash bags (excluding grocery bags) must incorporate postconsumer plastic material in their bags (10% of the bag weight) or in all its plastic products (30% of the total weight).</p> <p>Proposed Law: This bill would exempt compostable or biodegradable products from these requirements.</p>	
AB 1075	Cook	Introduced 2-23-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Up to 10% of the 50% diversion requirement can be met through biomass conversion provided certain conditions are met, including sending hazardous waste ash to a Class I Hazardous Waste Disposal Facility.</p> <p>Proposed Law: This bill would specify that the Class I Hazardous Waste Disposal Facility must be classified as such by the State Water Resources Control Board.</p>	
AB 1109	Huffman	Introduced 2-23-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would require:</p> <ul style="list-style-type: none"> • DTSC to establish maximum levels of mercury and lead in all general purpose lights (i.e., lamps, light bulbs or tubes); • Manufacturers of general purpose lights to establish a system to collect and recycle unwanted lights by July 1, 2009; and, • The State Energy Resources Conservation and Development Commission (commonly known as the California Energy Commission) to reduce energy consumption for lighting at state facilities by 50%, increase the efficiency standard for general purpose lights, and prohibit the use of general purpose lights at state facilities which do not meet the specified efficiency standard. 	

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AB 1150	Lieu	Introduced 2-23-07	<p>Existing Law: "Transformation" is defined as incineration, pyrolysis, distillation or biological conversion other than composting.</p> <p>Proposed Law: This bill would revise the definition of "transformation" to mean incineration of solid waste, or the processing of solid waste through a noncombustion thermal, chemical, or biological process.</p>	
AB 1183	Hancock	Introduced 2-23-07	<p>Existing Law: DTSC regulates hazardous waste in California.</p> <p>Proposed Law: This bill would require the State Water Resources Control Board to post the following on the Internet:</p> <ul style="list-style-type: none"> • All landfills which have migrating hazardous waste for which DTSC has been notified; • All cleanup and abatement orders for which hazardous waste was discharged into the waters of the state; and, • A list of all instruments and agreements restricting land use. [The list includes a description of the restriction, contaminants known to be present, and remediation activities required to allow unrestricted use of the property] 	
AB 1195	Torrice	Introduced 2-23-07	<p>Existing Law: The Waste Board administers a used oil recycling incentive program. Under the program, used oil collection centers/industrial generators/curbside collection programs are eligible for \$0.16/gallon reimbursement for recycling used oil, and electric utilities are eligible for \$0.16/gallon reimbursement for all used oil used to generate electricity.</p> <p>Proposed Law: This bill would give the Waste Board discretion not to extend the used oil recycling incentive program to electric utilities which use used oil to generate electricity.</p>	

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AB 1207	Smyth	Introduced 2-23-07	<p>Existing Law: The State Water Resources Control Board and the Regional Water Quality Control Board regulates the land application of biosolids.</p> <p>Proposed Law: This bill would require the Waste Board, in consultation with the State Water Resources Control Board, to develop regulations for the land application of biosolids by July 1, 2009. Local jurisdictions are prohibited from enacting any ordinance or restriction contrary to the Waste Boards regulations.</p>	
AB 1237	Hancock	Introduced 2-23-07	<p>Existing Law: The Local Enforcement Agency and the Waste Board are required to conduct regular inspections of solid waste facilities.</p> <p>In addition, the Waste Board has 60 days to determine whether to concur or object to the issuance of a Solid Waste Facilities Permit. If the Waste Board objects, then based on substantial evidence in the record it must state its reasons for objecting. If no action is taken, then it becomes tacit concurrence.</p> <p>Proposed Law: This bill would require the LEA and Waste Board inspections to be unannounced.</p> <p>In addition, the Waste Board's 60-day review period would be extended to 90-days. If no action is taken, then it becomes a tacit objection.</p>	
AB 1391	Brownley	<p>Introduced 2-23-07</p> <p>Related Bill: AB 800</p>	<p>Existing Law: State law requires the State Office of Emergency Services to be immediately notified when hazardous substances or sewage is discharged into the waters of the State.</p> <p>Proposed Law: This Cleanup bill would make technical, non substantive changes to this law.</p>	

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AB 1447	Calderon	Introduced 2-23-07	<p>Existing Law: No person, other than a certified appliance recycler, can remove materials that require special handling from major appliances, or transport/sell discarded major appliances to a scrap recycling facility, unless specific conditions are met.</p> <p>Proposed Law: This bill would allow appliance service technicians to remove refrigerants from major appliances, and expand the requirements for a certified appliance recycler.</p>	
AB 1473	Feuer	Introduced 2-23-07	<p>Existing Law: A solid waste facility cannot operate without a Solid Waste Facilities Permit. If the LEA determines that a facility is in violation of this requirement, the LEA must issue a cease and desist order.</p> <p>Proposed Law: This bill would authorize the LEA to stay their cease and desist order up to three years if:</p> <ul style="list-style-type: none"> • The solid waste facility accepts only source-separated materials for recycling; • The facility is making a good faith effort in obtaining a SWFP; and, • An environmental document is or has been prepared; <p>The bill sunsets January 1, 2012 or on the date the Waste Board adopts related regulations, whichever comes first.</p>	
AB 1535	Huffman	Introduced 2-23-07 Related Bill: AB 546	<p>Existing Law: The Department of Toxic Substances Control regulates the sale of Covered Electronic Devices (e.g., TVs, computer monitors, laptop computers, and LCD/plasma TVs). A \$6 - \$10 recovery fee (depending on the screen size) is imposed on these CEDs to fund the collection and recycling of these CEDs.</p> <p>Proposed Law: This bill would:</p> <ul style="list-style-type: none"> • Expand the definition of CEDs to include a personal computer (e.g., a computer hard drive); and, • Impose a \$6 recovery fee on each personal computer sold beginning July 1, 2008; 	

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AB 1610	Nunez	Introduced 2-23-07	<p>Existing Law: The Waste Board currently imposes a \$1.40 per ton fee (maximum rate authorized by law) on each solid waste disposed to fund most of their activities.</p> <p>Proposed Law: This bill would authorize the Waste Board to increase the fee to \$2 per ton beginning July 1, 2007.</p>	

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SB 55	Florez	Introduced 1-10-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This bill would:</p> <ul style="list-style-type: none"> • Require a publicly owned treatment works (POTW) to submit certification to the regional water quality control board regarding any sewage sludge that is transferred from a facility for disposal or further processing; • Require the sludge be certified to meet the requirements and standards for any pollutants listed in the waste discharge requirements for the POTW issued by the regional board; • Require any POTW to submit additional certification to sludge haulers certifying that the waste product is non-hazardous; and, • Require the POTW to indemnify the receiving party for any liability for remediation costs associated with sludge disposal or processing. 	
SB 140	Kehoe	<p>Introduced 1-25-07</p> <p>In the Senate Environmental Quality, and Transportation and Housing Committees</p>	<p>Existing Law: The State Air Resources Board is required to conduct a comprehensive study on the impact of any regulations which establish a specification for motor vehicle fuel.</p> <p>Proposed Law: This bill would require SARB to develop regulations requiring all diesel fuel sold to contain 2% renewable diesel (derived from vegetable oils, waste grease, or animal fat). The regulations would become effective within one year of the above study's publication. Within two years of the effective date of the regulations, the renewable diesel blend would increase to 5%.</p>	

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SB 410	Simitian	<p>Introduced 2-21-07</p> <p>In the Senate Energy, Utilities and Communications Committee</p>	<p>Existing Law: Utilities are required to obtain 20% of their delivered power from renewable sources by 2010. The Energy Resources Conservation and Development Commission (commonly referred to as the California Energy Commission) administers a renewable energy program funded by a surcharge on consumers' energy bills. To make renewable energy price-competitive, the program provides "supplemental energy payments" to renewable energy producers to cover above-market costs of producing renewable energy relative to nonrenewable sources.</p> <p>Lately, the Commission has not issued the supplemental energy payments in a timely manner, resulting in fewer program participants.</p> <p>Proposed Law: This bill would require the Commission to make a determination on the supplemental energy payments within 60 days.</p>	
SB 529	Migden	Introduced 2-22-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills.</p> <p>Proposed Law: This Spot bill would establish a tradeable credit system to increase the use of postconsumer recycled plastic.</p>	
SB 411	Simitian	<p>Introduced 2-21-07</p> <p>In the Senate Environmental Quality, and Energy, Utilities and Communications Committees</p>	<p>Existing Law: Utilities are required to obtain 20% of their delivered power from renewable sources by 2010. The Energy Resources Conservation and Development Commission (commonly referred to as the California Energy Commission) administers a renewable energy program funded by a surcharge on consumers' energy bills.</p> <p>Proposed Law: This bill would authorize the Commission to increase the 20% renewable energy requirement to 33% if it determines that it's necessary to achieve the State's greenhouse gas emission reduction targets.</p>	

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SB 697	Wiggins	Introduced 2-23-07	<p>Existing Law: State agencies are required to purchase specified recycled-content products, including mulch and recycled compost. In addition, the Department of General Services, in consultation with the Waste Board, develops the specifications for the purchase of compost by State agencies.</p> <p>Proposed Law: This Cleanup bill would make technical, non-substantive changes.</p>	
SB 826	Padilla	Introduced 2-23-07	<p>Existing Law: The Waste Board establishes the State's minimum standards for solid waste facilities, including the design, operation, maintenance, and reuse of these facilities.</p> <p>Proposed Law: This bill would require the Waste Board to develop regulations to address potential environmental justice impacts resulting from solid waste facilities.</p>	
SB 842	Scott	Introduced 2-23-07	<p>Existing Law: "Gasification" is the noncombustion thermal processing of waste using heat, pressure, and steam to convert materials directly into a gas for electricity generation.</p> <p>To qualify for diversion credit, a gasification facility must:</p> <ul style="list-style-type: none"> • Not use air or oxygen in the conversion process • Not discharge air contaminants or emissions • Not discharge to surface or groundwater • Not produce hazardous waste • Remove all recyclable materials and marketable green waste materials to the maximum extent feasible • Be in compliance with all applicable laws, regulations, and ordinances • Any jurisdiction using the facility must have a 30% diversion rate <p>Proposed Law: This bill would authorize a gasification facility's discharge of air contaminants or emissions to be regulated by the State Air Resources Board or Air Quality Management Districts rather than having an absolute zero threshold.</p>	

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SB 898	Simitian	Introduced 2-23-07	<p>Existing Law: The Waste Board administers a program for the cleanup of solid waste disposal sites and the cleanup of codisposal sites where the responsible party cannot be identified or is unable/unwilling to pay for the site's remediation.</p> <p>Under the program, an activity to remove/abate solid waste disposed into the municipal storm sewer is eligible for partial grant funding.</p> <p>Proposed Law: This bill clarifies that the public entity conducting the above activity must have a program to prevent the recurrence of solid waste disposal into the municipal storm water.</p>	
SB 1016	Wiggins	Introduced 2-23-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. In determining compliance with AB 939, the State's diversion rate measurement system is used. The System has been found to be inaccurate, often resulting in non-representative diversion rates for jurisdictions.</p> <p>Proposed Law: This bill would:</p> <ul style="list-style-type: none"> • Require the Waste Board to consider a jurisdiction's programs (as identified in the jurisdiction's Source Reduction and Recycling Element, and any programs identified in a Time Extension request or Compliance Order) in determining compliance with AB 939; • Establish the 2006 Countywide disposal tonnage as the Base Tonnage Year; • Require diversion programs identified in a jurisdiction's SRRE to not increase the overall Countywide disposal tonnage, as compared to the Base Tonnage Year; • Require jurisdictions to submit a SRRE update to the Waste Board between April 2008 and September 2008 to determine initial compliance. If the Waste Board determines additional information is needed, then the jurisdiction has 90 days to submit the requested information; and, • Require jurisdictions, beginning September 1, 2009, to submit biennial reports to the Waste Board describing its waste diversion programs. 	

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SB 966	Simitian and Kuehl	Introduced 2-23-07	<p>Existing Law: AB 939 requires local jurisdictions to implement a plan to manage household hazardous waste, including unwanted pharmaceutical drugs.</p> <p>Proposed Law: This bill would require every retailer of prescription drugs to establish a free take back program by July 1, 2008. Retailers are required to take steps to promote the program by notifying their customers, displaying signs, and providing other informational resources.</p>	
SB 1020	Padilla	Introduced 2-23-07	<p>Existing Law: AB 939 requires local jurisdictions to divert 50% of all solid waste destined to landfills. Failure to comply may subject the jurisdiction to penalties of up to \$10,000 per day.</p> <p>Proposed Law: This bill would increase the 50% waste diversion requirement to 75% beginning 2012.</p>	
SB 1021	Padilla	Introduced 2-23-07	<p>Existing Law: The California Beverage Container Recycling and Litter Reduction Act requires the Department of Conservation to implement a Statewide beverage container recycling program, including providing grant funding to local governments and non-profit agencies.</p> <p>Proposed Law: This bill would, for calendar year 2008, make available \$15 million in grant funding to local governments and non-profit agencies to place source separated beverage container recycling containers at multifamily homes.</p>	