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County of Santa Clara

Recycling and Waste Reduction Commission
Integrated Waste Management Division

1553 Berger Drive, Building #1
San Jose, California 95112
(408) 282-3180 FAX (408) 282-3188
www.ReduceWaste.org



TECHNICAL ADVISORY COMMITTEE MEETING AGENDA

DATE: Thursday, June 14, 2012
TIME: 1:30 p.m. – 3:30 p.m.
LOCATION: 1553 Berger Drive
San Jose, CA 95112

COMMUTE ALTERNATIVES: The Board of Supervisors encourages the use of commute alternatives including bicycles, carpooling, and hybrid vehicles.

Public transit access is available to and from the Berger Drive Facility, 1580 Berger Drive San Jose, California by VTA bus lines 66. For trip planning information, contact the VTA Customer Service Department at 408-321-2300 Monday through Friday between the hours of 6:00 a.m. to 7:00 p.m., and on Saturday from 7:30 a.m. to 4:00 p.m. Schedule information is also available on the web at www.vta.org.

Bicycle parking racks are available in the front of Buildings 1 and 2.

(** Denotes item on which action may be taken)

1. Call to Order and Introductions**
2. Approval of Draft Minutes Meeting of May 10, 2012**
3. Public Presentations
(This item is reserved for persons desiring to address the committee on any matter not on this agenda.) For members of the public who wish to address the committee on any item not listed on the agenda this would be the appropriate time. The Chair will call individuals in turn. Speakers are limited to three (3) minutes. The committee is not permitted action or extended discussion of any item not on the agenda except under special circumstances. If committee action is requested, the committee may place the matter on a future agenda. All statements that require a response will be referred to staff for reply in writing.
4. EPR & local ordinance – Rob D’Arcy
5. RWRC Update ** – Lisa Rose
6. Division Manager's Report and Updates on Countywide Programs**
 - A. Disposal Reporting System - Update
 - B. Green Business – Update
 - C. Home Composting – Update
 - D. Recycling Hotline – No Report
 - E. Other

Commissioners: Jamie McLeod, Chair; Ronit Bryant, Kansen Chu, Susan Garner, Jim Griffith, Linda J. LeZotte, Evan Low, Cat Tucker, Mike Wasserman, Gilbert Wong

- 7. Subcommittee Reports and Updates****
 - A. Enforcement – Stan Chau**
 - B. Household Hazardous Waste – Walter Lin**
 - C. Implementation – Dave Staub**
 - D. Legislation – Mark Bowers**
 - E. Operations – Skip Lacaze**
 - F. Public Education – Lori Topley**
 - G. Source Reduction/Recycling – Karen Gissibl**
 - H. Ad Hoc Eco Gardener – Dave Staub**
 - I. Ad Hoc Organizational Study – Mark Bowers**
 - J. Ad Hoc School Recycling – Emy Mendoza**
 - K. Ad Hoc Zero Waste – Richard Gertman**
- 8. Items for Future Agenda/Guest Speakers**
- 9. Informational Updates and Announcements**
- 10. Adjournment****

Note: Next Meeting Date is July 12, 2012

(The following is a 'Parking Lot' list of items to be brought back to TAC at a later date)

List of Future Agenda Items to be discussed:

- Update on the bag issue and EPS from each jurisdictions (Elizabeth Constantino)
- Form Letter (both praise and concerns)
- Large Venue Diversion [pre-TAC] (Tony Eulo)
- USGBC rule making change [Nov/Dec] (Michael Gross)
- Plastic Bag Recycling (Heidi Melander/Nina Bellucci Butler)

**Green Business Program
FY12**

City	Inquiries	Outreach to	Enrolled Prior to FY12	Certified Prior to FY12	Re-certified Prior to FY12	Enrolled in FY12	Certified in FY12	Re-certified in FY12	2nd Re-certification in FY12	Dropped from Program	Total Recertified	Total Enrolled	Total Certified
Campbell	39305	39494	30	16	1	4	0	3	0	1	4	34	16
Cupertino	0	39526	30	18	0	21	7	0	0	1	0	51	25
Gilroy	0	0	16	11	7	2	0	0	1	0	7	18	11
Los Altos	0	0	8	21	0	3	1	3	0	2	3	11	22
Los Altos Hills	0	0	2	2	0	0	0	0	0	0	0	2	2
Los Gatos	0	0	48	29	1	7	1	2	0	3	3	55	30
Milpitas	0	0	17	5	1	2	2	0	0	0	1	19	7
Monte Sereno	0	0	0	0	0	0	0	0	0	0	0	0	0
Morgan Hill	0	0	33	15	4	4	5	1	1	0	5	37	20
Mountain View	0	0	96	65	0	30	7	9	0	3	27	126	72
Palo Alto	0	0	170	96	8	27	1	5	0	2	13	197	97
San Jose	0	0	315	194	25	56	7	15	2	12	40	371	201
Santa Clara	0	0	55	29	4	11	0	4	0	3	8	66	29
Saratoga	0	0	11	6	0	0	0	0	0	0	0	11	6
Sunnyvale	0	0	79	52	7	17	7	3	0	0	10	96	59
Unincorporated ⁽¹⁾	19	0	4	4	0	0	0	0	0	1	0	4	4
TOTAL	631	37	914	563	58	184	38	45	4	28	121	1098	601

Enroll 100 new businesses

u Certify 60 (includes re-certifications as well as new certifications) businesses

1 - all inquiries are placed under Unincorporated as many of those inquiring do not state the city their business is in.

2 - this is total enrolled since inception of the program and represents both those businesses that have been certified and those still in process

**Home Composting Education Program
Compost Workshop Attendance by City
January - December 2012**

Date Course Title Location	Campbell	Cupertino	Gilroy	Los Altos	Los Altos Hills	Los Gatos	Milpitas	Monte Sereno	Morgan Hill	Mountain View	Palo Alto	San Jose	San Martin	Santa Clara	Saratoga	Sunnyvale	Out of County	Unknown	Total
February 11, 2012 Compost Workshop Sunnyvale	1	1							1	1	1	5			15				25
March 3, 2012 Compost Workshop Cupertino		45										7			2			1	55
March 3, 2012 Compost Workshop San Jose												40		2					42
March 10, 2012 Compost Workshop Sunnyvale		1				1				2	4	6		3		12			29
April 11, 2012 Compost Workshop GRPG , San Jose		1					1			1		19		1				3	26
April 14, 2012 Compost Workshop Sunnyvale		1	2			2	3			2	4	11		3		8			36
April 28, 2012 Worm Compost Workshop GRPG, San Jose	2	1					1		1		1	23		1	1		6	4	41
April 28, 2012 Compost Workshop Mtn. View				2						11	6	5			1		3	1	29
April 28, 2012 Compost Workshop Morgan Hill			1						14			1	4					2	22
May 5, 2012 Compost Workshop Cupertino		33				1									3	2			39
May 5, 2012 Compost Workshop Santa Clara	1											11		4					16
May 12, 2012 Compost Workshop Sunnyvale			1	1		2	2			1	1	8			2	11			29
May 19, 2012 Compost Workshop Mtn. View																			0
May 19, 2012 Worms Workshop San Jose																			0
June 6, 2012 Compost Workshop GRPG , San Jose																			0
June 9, 2012 Compost Workshop Sunnyvale																			0
Total	4	83	4	3	0	6	7	0	16	18	17	136	4	14	24	33	9	11	389

**Home Composting Education Program
Compost Workshop Attendance by City
January - December 2012**

Date Course Title Location	Campbell	Cupertino	Gilroy	Los Altos	Los Altos Hills	Los Gatos	Milpitas	Monte Sereno	Morgan Hill	Mountain View	Palo Alto	San Jose	San Martin	Santa Clara	Saratoga	Sunnyvale	Out of County	Unknown	Total
July 11, 2012 Compost Workshop GRPG , San Jose																			0
July 14, 2012 Compost Workshop Sunnyvale																			0
August 4, 2012 Compost Workshop San Jose																			0
August 11, 2012 Compost Workshop Cupertino																			0
August 11, 2012 Compost Workshop Sunnyvale																			0
August 22, 2012 Compost Workshop GRPG , San Jose																			0
September 8, 2012 Compost Workshop Sunnyvale																			0
September 15, 2012 Compost Workshop Morgan Hill																			0
October 6, 2012 Compost Workshop Cupertino																			0
October 13, 2012 Compost Workshop Sunnyvale																			0
October 13, 2012 Worms Workshop San Jose																			0
October 20, 2012 Compost Workshop Santa Clara																			0
November 10, 2012 Compost Workshop Sunnyvale																			0
Total	4	83	4	3	0	6	7	0	16	18	17	136	4	14	24	33	9	11	389

SWANA 2011-12 Bill Matrix, adapted for June 2012 Santa Clara County TAC Meeting

Bill ID/Topic	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
<u>AB 298</u> <u>Brownley D</u> Recycling: reusable bags.	SENATE Environmental Quality Passed Assembly 49-25 on 4/28/11	Existing law requires an operator of a store, as defined, to establish an at-store recycling program that provides customers the opportunity to return clean plastic carryout bags to that store and to make reusable bags available to customers. A violation of these requirements is subject to civil liability penalties imposed by a local agency or the state. These requirements are repealed on January 1, 2013. This bill would, until January 1, 2013, prohibit a manufacturer from selling or distributing a reusable bag in this state, if the bag is designed or intended to be sold or distributed to a store's customers, unless the reusable bag meets certain conditions regarding the cleaning and disinfection of the bag and the material of which the bag is composed. Last Amended on 04/14/2011	Watch	Watch	Support	Support
<u>AB 480</u> <u>Solorio D</u> Insurance: solid waste facilities.	SENATE Appropriations Passed Assembly 70-0 on Consent Calendar 5/12/11 Approved 5-0 by Environmental Quality on 5/25/12	Would allow, until 1/1/18, CalRecycle to approve a solid waste facility operator (e.g. Waste Management) to use an insurance policy provided by a "captive" insurance carrier licensed in another state (e.g. Vermont) and owned by the solid waste facility operator to meet its California financial assurance obligations for landfill closure and post-closure maintenance. Would add as a requirement for approval that the insurance mechanism not provide in excess of 50% 75% of the financial assurance obligation that the solid waste facility operator is required to meet in the state. Would require CalRecycle, in consultation with the Department of Insurance, to submit to the Legislature, on or before January 1, 2016, a report on the use of the mechanisms demonstrating financial ability to provide for the cost of closure and postclosure maintenance, including, among other things, any financial liability the state may assume if the mechanisms permitted under this bill and existing law fail. Last Amended on 05/29/2012	Oppose	Watch		

Bill ID/Topic	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
AB 508 Swanson D Displaced public transit, solid waste handling, and recycling services employees.	SENATE Appropriations Passed Assembly 49-28 on 5/31/11	Existing law requires a local government agency letting a public transit service contract out to bid to give a bidding preference for contractors and subcontractors who agree to retain, for a period of at least 90 days, certain employees who were employed to perform essentially the same services by the previous contractor or subcontractor. Under this law, contractors or subcontractors who agree to retain employees must offer employment to those employees except for reasonable and substantiated cause. Additionally, the law provides that if a successor contractor or subcontractor determines that fewer employees are needed than under the prior contract, qualified employees must be retained by seniority within the job classification. Further, the existing contractor, when required by the awarding authority, must provide employment information relating to wage rates, benefits, dates of hire, and job classifications of employees under the existing service contract to the awarding authority or a successor contractor. This bill would add employees of solid waste handling and recycling contractors and subcontractors to those provisions. By requiring local agencies to give bidding preference to such contractors and subcontractors, would impose a state-mandated local program.	Watch			
AB 549 Carter D Recycling: electronic waste.	SENATE Appropriations Passed Assembly 78-0 (on Consent Calendar) on 5/19/11 Approved 5-1 by Environmental Quality on 5/14/12	Would codify electronic waste regulations and practices issued and employed by CalRecycle. Last Amended on 05/31/2012		Watch		
AB 812 Ma D Solid waste: recycled asphalt	SENATE Transportation & Housing, Environmental Quality Passed Assembly 70-2 on 1/26/12	Authorizes CalTrans, by January 1, 2014, to establish specifications for use of reclaimed asphalt pavement of up to 40% for hot mix asphalt. Requires CalTrans to submit a report to the Legislature by March 1, 2016 on its progress. Last Amended on 01/12/2012	Support	Watch		

Bill ID/Topic	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
AB 960 Lowenthal, Bonnie D Recycling: electronic waste.	SENATE Appropriations Passed Assembly 50-25 on 6/1/11	Would require a person who exports "electronic waste" to a foreign country to comply with the same requirements imposed on an exporter of covered electronic waste (CEW), e.g. TV's and computer monitors. "Electronic waste" is defined as an electronic device, not including CEW, that is discarded and identified as hazardous waste under the Health and Safety Code. Electronic waste includes, among other things, telephones, stereo equipment, and computer peripherals. Last Amended on 05/27/2011		Watch	Support	Support
AB 1019 John A. Pérez D Solid waste: carpet stewardship.	SENATE Urgency clause refused adoption 24-14 on 9/8/11 Prior Assembly vote not relevant	In response to passage of Proposition 26, this bill would reenact the state law that enacted the carpet stewardship program and would provide that law continues to be operative on and after November 3, 2011. This bill would declare that it is to take effect immediately as an urgency statute. Last Amended on 09/02/2011	Watch	Watch		Support
AB 1178 Ma D Solid waste: place of origin.	SENATE Held in Environmental Quality Passed Assembly 45-15 on 5/26/11.	Existing law authorizes a city or county to assess special fees of a reasonable amount on the importation of waste from outside of the county to publicly owned or privately owned facilities. This bill would prohibit a city or county from otherwise restricting or limiting in any way the importation of solid waste into that city or county based on place of origin, except as specified with regard to solid waste facilities or the local land use authority. Last Amended on 08/24/2011	Oppose	Oppose	Oppose	Oppose
AB 1442 Wieckowski D Pharmaceuti- cal waste.	SENATE Rules Passed Assembly 78-0 on 5/30/12	Would authorize pharmaceutical waste to be transported by the generator or health care professional who generated the pharmaceutical waste, a staff member of the generator or health care professional, or common carrier. Last Amended on 03/27/2012	Support	Watch		

<u>Bill ID/Topic</u>	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
<u>AB 1620</u> <u>Wieckowski</u> D Hazardous waste: treatment	SENATE Appropriations Passed Assembly 70-0 on 4/12/12 Approved by Environmental Quality 6-0 on 5/14/12	Existing law defines the term “treatment” for purposes of the hazardous waste control laws and excludes certain activities conducted either onsite in accordance with the requirements of the hazardous waste control law or conducted in accordance with the conditions of a permit issued by the Department of Toxic Substances Control. Existing law prohibits the owner or operator of a hazardous waste treatment facility from treating hazardous waste at the facility, unless the operator or operations hold a hazardous waste facilities permit or other grant of authorization from DTSC. This bill would additionally exclude from the definition of the term “treatment,” the separation of air and particulate matter by physical means and the compaction of compatible waste by physical means to reduce volume if the process does not increase the risk of fire or cause the release of hazardous gaseous emissions. Introduced on 02/08/2012	Watch	Watch		
<u>AB 1647</u> <u>Gordon D</u> Solid waste: tires: enforcement	SENATE Rules Passed Assembly 48-20 on 5/25/12	Tightens enforcement time lines related to violation of the provisions regulating the storage, stockpiling, or accumulation of waste tires. Last Amended on 05/02/2012	Support	Watch		
<u>AB 1834</u> <u>Brownley D</u> Recycling: reusable bags.	SENATE Appropriations Passed Assembly 48-25 on 04/12/12 Approved 6-0 by Environmental Quality on 5/23/12	Would revise the definition of the term “reusable bag” to require the bag to meet specified requirements concerning lifetime use, volume, content, labeling, and washability, and would require the operator of a store to make these reusable bags available to customers after July 1, 2013. The bill also would delete the prohibition on a city, county, or other local public agency from taking specified regulatory actions with regard to plastic carryout bags. The bill would only become operative only if SB 1219 is enacted and becomes effective on or before January 1, 2013, and extends the date for repeal of the provisions establishing the at-store recycling program. Last Amended on 05/24/2012	Watch	Watch		

Bill ID/Topic	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
<p>AB 1900 Gatto D</p> <p>Renewable energy sources: biomethane.</p>	<p>SENATE Rules</p> <p>Passed Assembly 72-1 on 05/31/12</p>	<p>Existing law requires the Public Utilities Commission (PUC) to specify the maximum amount of vinyl chloride that may be found in landfill gas and prohibits a gas producer from knowingly selling, supplying, or transporting to a gas corporation, and a gas corporation from knowingly purchasing, LFG containing vinyl chloride in a concentration exceeding that maximum amount. Existing law requires a person who produces, sells, supplies, or releases landfill gas for sale offsite to a gas corporation to sample and test, bimonthly, the gas at the point of distribution for chemicals known to the state to cause cancer or reproductive toxicity.</p> <p>This bill would require the PUC to identify all constituents that may be found in landfill gas that is to be injected into a common carrier pipeline and that could adversely impact the health and safety of the public, and to specify the maximum amount of those constituents that may be found in that landfill gas and would require the PUC to develop reasonable and prudent testing protocols for gas collected from a solid waste landfill that is to be injected into a pipeline to determine if the gas contains any of the identified constituents at levels that exceed the standards set by the PUC. This bill would prohibit a gas producer from knowingly selling, supplying, transporting, or purchasing gas collected from a hazardous waste landfill. This bill would require the PUC to consider pilot projects involving injection of biomethane into pipelines where a project satisfies safety, quality, and efficiency requirements.</p> <p>Existing law allows the PUC to set heating and purity requirements for biomethane injected into a gas pipeline. Existing law allows gas corporations to impose tariffs on biomethane injected into their pipelines. This bill would require the PUC to adopt pipeline access rules that will ensure open access to each corporation's pipeline system to any party for the purpose of physically interconnecting with the gas pipeline system and effectuating the delivery of gas.</p> <p>This bill would become operative only if this bill and AB 2196 are both enacted and become effective on or before January 1, 2013.</p> <p>Last Amended on 05/25/2012</p>	Support	Watch	Oppose	Oppose

Bill ID/Topic	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
AB 1933 Gordon D Beverage containers: enforcement.	SENATE Environmental Quality Passed Assembly 74-0 on 4/26/12	Existing law requires any person importing more than 100 pounds of aluminum, bimetal, or plastic beverage container material, or more than 1,000 pounds of glass beverage container material, into the state to report the material and provide an opportunity for inspection and prohibits any person from falsifying documents required pursuant to the act or the regulations adopted by the department. A violation of the act is a crime. This bill would decrease the amount of materials for which a person is required to report to the department to 25 pounds of aluminum, bimetal, or plastic beverage container material, or more than 250 pounds of glass beverage container material, and would require the person to provide CalRecycle with certain documentation regarding those materials. Introduced on 02/22/2012	Watch	Watch	Support	
AB 2117 Gorell R Waste discharge requirements: Stormwater.	ASSEMBLY Appropriations (held under submission) Approved 9-0 by Environmental Safety & Toxic Materials on 4/24/12	Would prohibit implementation of any new stormwater effluent standards or limitations more stringent than the provisions of the Federal Water Pollution Control Act until January 1, 2017. Would require the state board, in consultation with affected stakeholders, to prepare a comprehensive statewide stormwater plan and submit the plan to the Legislature, by January 1, 2015, subject to agreement by the United States Environmental Protection Agency agrees to provide grant money to cover the costs and to submit the plan to the Legislature by January 1, 2016 of preparing the plan. Would permit state board and regional board staff and members to discuss pending stormwater waste discharge requirements with affected parties so long as the discussion is publicly disclosed. Last Amended on 05/01/2012		Watch		
AB 2166 Feuer D Hazardous materials: chemicals of concern.	ASSEMBLY Environmental Safety & Toxic Materials	Existing law requires the DTSC to adopt regulations to establish a process to identify and prioritize chemicals or chemical ingredients in consumer products, to establish a process for evaluating chemicals of concern in consumer products and their potential alternatives for the purposes of limiting exposure or to reduce the level of hazard posed by chemicals of concern, and a range of regulatory responses that DTSC may take following the evaluation. Existing law requires the department to appoint members to the Green Ribbon Science Panel, which provides advice to DTSC in the implementation of the above provisions. Existing law requires the Office of Environmental Health Hazard Assessment (OEHHA) to evaluate and specify the hazard traits, and environmental and toxicological end-point data. This bill would delete obsolete provisions in the above provisions. Introduced on 02/23/2012		Watch		

Bill ID/Topic	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
AB 2196 Chesbro D Renewable Energy Resources	SENATE Rules Passed Assembly 66-1 on 5/25/12	<p>Would impose certain requirements with respect to the eligibility of biomethane under the Renewable Portfolio Standard (RPS) program. Would specify that biomethane procurement contracts executed prior to January 1, 2012 count in full toward the RPS program's procurement requirements. For contracts executed prior to January 1, 2012, but subsequently modified, and contracts executed after that date, the bill would impose certain requirements with respect to the capture, transportation, and use of biomethane. With respect to biomethane that is used by an onsite generating facility, and biomethane that is used offsite and delivered to the generating facility through a dedicated pipeline, the use of that biomethane would count towards the RPS program's procurement requirements if that use satisfies all applicable requirements established by the Energy Commission. With respect to biomethane that is delivered to a generating facility through a common carrier pipeline, the bill would require: (1) the biomethane to be injected into a common carrier pipeline that physically flows toward the generating facility that contracted for the biomethane; (2) all environmental attributes of biomethane production and capture to be transferred to the retail seller or local publicly owned utility that uses that biomethane to count toward the RPS program's procurement requirements, and that those attributes be subsequently retired; and (3) the source of biomethane to demonstrate that the capture and injection of biomethane causes a direct reduction of air or water pollution in California or alleviates a local nuisance within California that is associated with the emission of odors or volatile organic compounds.</p> <p>This bill would become operative only if this bill and AB 1900 are both enacted and become effective on or before January 1, 2013.</p> <p>Last Amended on 05/15/2012</p>		Watch		

<u>Bill ID/Topic</u>	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
<u>AB 2670</u> <u>Chesbro D</u> Solid waste recycling: facilities.	SENATE Environmental Quality Passed Assembly 73-0 on 5/10/12	This bill would: --revise the definitions of terms used in the rigid plastic packaging requirements, including revising the definition of the term "source reduced" to impose new requirements. --redefine commercial solid waste in statute to include all types of solid waste generated by a store, office, or other commercial or public entity source, including a business or a multifamily dwelling of 5 or more units --with regard to changes in the design or operation of a solid waste facility, exempt from the requirement for a public hearing a change in the design or operation of a Solid Waste Facility without a revision to the permit for (a) increases in the amount of solid waste handled if the amount is within the existing design capacity or (b) addition of a nondisposal activity to the facility that will increase the amount of solid waste that may be handled as described in the facility's report of facility information. Last Amended on 04/10/2012		Watch		
<u>SB 178</u> <u>Simitian D</u> Hazardous materials: green chemistry.	ASSEMBLY Environmental Safety & Toxic Materials Passed by Senate 22-14 on 4/14/11	Existing law establishes the Green Ribbon Science Panel and authorizes the panel to take various actions in assisting the Department of Toxic Substances Control with regard to identifying, evaluating, and responding to chemicals of concern in consumer products. This bill would authorize the panel to review regulations proposed for adoption under the provisions regulating these chemicals of concern and to make recommendations to the department on related scientific and technical matters. Last Amended on 04/12/2011		Watch		
<u>SB 419</u> <u>Simitian D</u> Solid waste: home-generated sharps.	ASSEMBLY To Inactive File 1/9/12 (on request of Assembly Member Allen) Passed Senate 32-8 on 4/25/11	Requires that a pharmaceutical manufacturer that legally must submit to CalRecycle a plan for the proper safe collection and proper disposal of medical sharps do so using an electronic format. Introduced 02/16/2011	Watch	Watch	Support	Support
<u>SB 568</u> <u>Lowenthal D</u> Recycling: EPS food containers.	ASSEMBLY To Inactive File 9/8/11 (on request of Assembly Member Allen) Passed Senate 21-15 on 6/2/11	Would prohibit a food vendor, on and after January 1, 2016 (school districts 1/1/17), from dispensing prepared food to a customer in a polystyrene foam food container. Would exempt a school district, city or county that adopts an EPS recycling program/ordinance under which a 60% recycling rate is achieved. Last Amended on 07/12/2011	Support	Watch	Support	Support

Bill ID/Topic	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
SB 589 Lowenthal D Recycling: Household mercury-containing lamps	ASSEMBLY Environmental Safety & Toxic Materials Passed Senate 37-0 on 5/31/11	Would require a manufacturer of household mercury-containing lamps, on or before April 1, 2013, individually or through a stewardship organization, to prepare and submit for CalRecycle approval a household mercury-containing lamp stewardship plan to establish a recovery program for the management of end-of-life household mercury-containing lamps. Would require the plan to include the payment of a stewardship fee at the point of sale and would specify a procedure for CalRecycle approval of the amount of the stewardship fee. This bill would be a change in state statute that would result in a taxpayer paying a higher tax within the meaning of Proposition 26 and thus would require approval of 2/3 of the membership of each house of the Legislature. Last Amended on 06/21/2011	Support in Concept	Watch		Support
SB 965 Wright D SWRCB and regional water quality control boards: <i>ex parte</i> communications	ASSEMBLY Approved 6-0 by Environmental Quality on 4/23/12 Passed Senate 33-1 on 5/29/12	Would define an <i>ex parte</i> communication as an oral or written communication with one or more board members regarding state or regional board proceedings. The bill would permit oral <i>ex parte</i> communications at any time by any board member if the board member involved in the communication notifies, and provides for the participation of, all parties, as specified. The bill would permit written <i>ex parte</i> communications by any party provided that the interested person who makes the communications provides copies of the communication to all parties. Would require that if an individual <i>ex parte</i> communication meeting or call is granted to any interested party, all other parties shall also be granted individual <i>ex parte</i> meetings of a substantially equal period of time. The bill would authorize a board to prohibit <i>ex parte</i> communications for up to 14 days before the day of the board meeting at which the decision in the proceeding is scheduled for board action. Would require that, in any case, all <i>ex parte</i> communications be reported, as specified, by the interested person, regardless of whether the communication was initiated by the interested person. Last Amended on 05/02/2012	Support in Concept	Support		

Bill ID/Topic	Location	Summary	SWANA Position	LCC Position	CAW Position	NCRA Position
SB 1118 Hancock D Waste: used mattresses.	ASSEMBLY Passed Senate 21-17 on 05/31/12	<p>Would require manufacturers of mattresses, on and after July 1, 2013, to establish and implement a program to collect and recycle used mattresses. Would authorize the manufacturer, in lieu of establishing the program, to remit, on a voluntary basis, to CalRecycle \$25 a mattress recovery and recycling payment for each mattress sold in the state. Moneys remitted would be deposited in a new Mattress Recovery and Recycling Account in the Integrated Waste Management Fund. Moneys in the account, upon appropriation by the Legislature, would be expended by CalRecycle to implement a program to facilitate the recovery and recycling of used mattresses.</p> <p>Would also require a retailer, on and after July 1, 2013, in coordination with a manufacturer, to provide or arrange for the pickup of a used mattress from a consumer purchasing a new mattress.</p> <p>Last Amended on 05/29/2012</p>	Oppose unless amended (to delete \$25 option and instead take an EPR approach)	Watch	Support	
SB 1122 Rubio D Energy: renewable biomass and biogas projects.	Assembly Passed Senate 38-0 on 5/30/12	<p>Would provide that unless and until the commission adopts <i>require the Public Utilities Commission to adopt a methodology, by June 1, 2014, that accounts for the benefits to ratepayers and the environment from reducing air pollution and global warming emissions by generating electricity from specified sources of biogas and biomass, the commission shall, by June 1, 2013, direct electrical corporations, as defined, to collectively procure at least 250 megawatts of electrical generating capacity from small renewable biomass and biogas electrical generating projects.</i></p> <p>Last Amended on 05/29/2012</p>				
SB 1159 Calderon D Plastic bag recycling.	SENATE Environmental Quality	<p>An “urgency” bill (requires 2/3 vote to approve), would prohibit the operator of a supermarket, on and after July 1, 2013, from distributing a plastic carryout bag to a customer unless the plastic carryout bag displays the phrase “Please Recycle This Bag.”</p> <p>Last Amended on 04/17/2012</p>	Watch	Watch	Watch	

<u>Bill ID/Topic</u>	<u>Location</u>	<u>Summary</u>	<u>SWANA Position</u>	<u>LCC Position</u>	<u>CAW Position</u>	<u>NCRA Position</u>
<u>SB 1219</u> <u>Wolk D</u> Recycling: plastic bags.	ASSEMBLY Passed Senate 22-13 on 5/3/12	Existing law requires an operator of a store to establish an at-store recycling program that provides to customers the opportunity to return clean plastic carryout bags to that store. This requirement is repealed on January 1, 2013. Existing law prohibits a city, county, or other local public agency from taking specified regulatory actions with regard to the recycling of plastic carryout bags. This bill would extend those at-store recycling program requirements until January 1, 2020, and would repeal the provisions preempting local regulatory action. Introduced on 02/23/2012	Watch	Watch		
<u>SB 1329</u> <u>Simitian D</u> Prescription drugs: collection and distribution program.	ASSEMBLY Health Passed Senate 38-0 on 5/17/12	Existing law authorizes a county to establish a repository and distribution program under which a pharmacy that is owned by or contracts with the county may distribute surplus unused medications to persons in need of financial assistance to ensure access to necessary pharmaceutical therapies. Existing law authorizes a skilled nursing facility, drug manufacturer, or pharmacy wholesaler to donate medications to the program. Existing law requires medication under the program to be dispensed to an eligible patient, destroyed, or returned to a reverse distributor. Except in cases of noncompliance, bad faith, or gross negligence, existing law prohibits certain people and entities from being subject to criminal or civil liability for injury caused when donating, accepting, or dispensing prescription drugs in compliance with the program's provisions. This bill would: <ol style="list-style-type: none"> (1) authorize a county to establish the program by action of the board of supervisors or by action of a public health officer. (2) authorize specified primary care clinics and pharmacies to participate in the program. (3) require a pharmacy or clinic seeking to participate in the program to inform the county health department in writing of its intent and prohibit the pharmacy or clinic from participating until the health department has confirmed that it has received this notice. (4) require participating pharmacies and clinics to disclose specified information to the county health department and require the board of supervisors or public health officer to make this information available upon request to the California State Board of Pharmacy. (5) authorize the board of supervisors, public health officer, and State Board of Pharmacy to prohibit a pharmacy or clinic from participating in the program, under certain circumstances. (6) authorize licensed health and care facilities to donate unused medications to the program. Last Amended on 05/14/2012	Watch	Watch	Support	