

**STATUS OF STATE LEGISLATIVE BILLS PRESENTED TO THE
LOS ANGELES COUNTY INTEGRATED WASTE MANAGEMENT TASK FORCE
2017-2018 SESSION
JULY 19, 2018**

BILL	AUTHOR	STATUS	SUMMARY	TASK FORCE POSITION
AB 327	Gipson	Amended June 4, 2018 Senate Committee on Transportation & Housing	<p>Existing Law: Existing law authorizes the governing board of the South Coast Air Quality Management District to adopt rules and regulations that require specified operators of public and commercial fleet vehicles consisting of 15 or more vehicles, when adding vehicles or replacing vehicles in an existing fleet or forming a new fleet, to purchase vehicles that are capable of operating on methanol or other equivalently clean-burning alternative fuel and that require these vehicles to be operated, to the maximum extent feasible, on the alternative fuel when operating in the south coast district.</p> <hr/> <p>Proposed Law: This bill instead would authorize the governing board of the south coast district to adopt rules and regulations that require specified operators of public and commercial fleet vehicles consisting of 15 or more vehicles to purchase the cleanest commercially available vehicles, as defined, that will meet the operator's operational needs; to require the replacement of no more than 15% of existing vehicles per calendar year, as specified; and to require those cleanest commercially available vehicles to be operated, to the maximum extent feasible, in the south coast district.</p> <p>This bill would make legislative findings and declarations as to the necessity of a special statute for the south coast district.</p>	
AB 444	Ting and Gray	Amended April 18, 2017 Senate Committee on Environmental Quality	<p>Existing Law: The Medical Waste Management Act generally regulates the management and disposal of medical waste.</p> <hr/> <p>Proposed Law: This bill would authorize California EPA to develop a statewide program for the collection, transportation, and disposal of home-generated medical waste.</p>	Letter of opposition unless amended sent to Senate Committee on Environmental Quality on, August 9, 2017.
AB 509	Frazier	Amended June 22, 2017 Senate Committee on Appropriations Held under submission	<p>Existing Law: The California Tire Recycling Act requires, until January 1, 2024, a person who purchases a new tire to pay a California tire fee of \$1.75 per tire, for deposit in the California Tire Recycling Management Fund, for expenditure by CalRecycle upon appropriation by the Legislature, to fund the waste tire program and for other purposes, including to pay for the costs associated with a waste tire and used tire hauler program and manifest system, as provided. After January 1, 2024, existing law reduces the tire fee to \$0.75 per tire. Under the act, until June 30, 2019, the Rubberized Pavement Market Development Act provides for the award of grants to certain public agency projects that use rubberized asphalt concrete. Existing law</p>	Letter of opposition sent to Senate Committee on Appropriations on, August 17, 2017.

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			<p>declares the intent of the Legislature to reduce the landfill disposal and stockpiling of used whole tires by 25% within 4 years of full implementation of a statewide tire recycling program.</p> <hr/> <p>Proposed Law: This bill would require, until January 1, 2024, a waste tire generator that is a retail seller of new tires to end user purchasers to pay a California tire regulatory fee and to remit that fee to the state on a quarterly schedule for deposit in the California Tire Recycling Management Fund. The bill would require CalRecycle to establish the California tire regulatory fee in an amount that does not exceed \$1 per new tire sold. Additionally, this bill would repeal the Rubberized Pavement Market Development Act and instead enact the Tire Recycling Incentive Program Act. The bill would require CalRecycle to establish this incentive program to make payments to entities that purchase tire products that are processed in the state from waste tire material for incorporation in products for sale to end users and by, January 1, 2019, hold a public workshop to develop a plan for the program. Additionally, this bill would require CalRecycle to expend at least \$30M for the program and declare that it is the policy goal of the state that not less than 75% of solid waste tires generated be source reduced or recycled in the state by the year 2020.</p>	
AB 920	Aguiar-Curry	<p>Amended July 17, 2017</p> <p>Senate Committee on Appropriations Held under submission</p>	<p>Existing Law: Under existing law, PUC has regulatory authority over public utilities, including electrical corporations, while local publicly owned electric utilities, are under the direction of their governing boards. The Public Utilities Act requires PUC to review and accept, modify, or reject a procurement plan for each electrical corporation and requires the procurement plan to include specified elements, among them a showing that it will achieve certain objectives. Existing law requires PUC to identify a diverse and balanced portfolio of resources needed to ensure a reliable electricity supply that provides optimal integration of renewable energy in a cost-effective manner, and specifies the respective roles of electrical corporations and community choice aggregators in satisfying the portfolio needs for renewable integration.</p> <hr/> <p>Proposed Law: This bill would specify that a "diverse and balanced portfolio of resources" includes an appropriate mix of renewable capacity, including peaking, dispatchable, baseload, firm, and as-available capacity. The bill would additionally require PUC and governing board to assess the need for, and benefits of, existing and future renewable baseload generation, and determine whether a procurement requirement for renewable baseload generation is necessary to meet the portfolio needs for renewable integration.</p>	Letter of support if amended sent to Senate Committee on Appropriations on, August 15, 2017.

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AB 1036	McCarty	Amended June 20, 2017 Senate Committee on Environmental Quality	<p>Existing Law: Existing law requires the California EPA and other State Departments, to among other things, assess the state's progress toward developing the organic waste processing and recycling infrastructure necessary to meet the state goals specified in AB 341 and AB 1826.</p> <hr/> <p>Proposed Law: This bill would require those entities to assess the state's progress towards developing the organic waste processing and recycling infrastructure necessary to meet the state goals additionally specified in SB 1383. Additionally, this bill vests air pollution control district or an air quality management district, for the purposes of permits and long-term emissions reductions relating to a composting facility, to include in calculations for baseline emissions of criteria air pollutants and greenhouse gases the reduction in emissions resulting from not sending those organic materials to a landfill or directly applying them to land, and include composting facilities in the definition of essential public services for the purpose of this statute.</p>	
AB 1250	Jones-Sawyer	Amended September 5, 2017 Senate Committee on Rules	<p>Existing Law: Existing law authorizes the board of supervisors of a county to contract for special services on behalf of various public entities with persons who are specially trained, experienced, expert, and competent to perform the special services, as prescribed. These services include financial, economic, accounting, engineering, legal, and other specified services.</p> <hr/> <p>Proposed Law: This bill would establish specific standards for the use of personal services contracts by counties. Among other things, the bill would require the county to clearly demonstrate that the proposed contract will result in actual overall costs savings to the county and also to show that the contract does not cause the displacement of county workers.</p>	Letter of opposition sent to Senate Committee on Rules on, April 12, 2018.
AB 1288	Eggman	Amended May 1, 2017 Senate Committee on Environmental Quality	<p>Existing Law: SB 1383 requires CalRecycle, in consultation with CARB, to adopt regulations that achieve the specified targets for reducing organic waste in landfills. Per AB 939 the operator of a disposal facility is required to pay to the State Board of Equalization a fee based on the amount of all solid waste disposed of at each disposal site and CalRecycle established the amount of the fee to a maximum of \$1.40 per ton.</p> <hr/> <p>Proposed Law: This bill would require CalRecycle, in adopting those regulations, to conduct at least one public workshop to discuss funding strategies for new and expanded organic waste reduction infrastructure, including, but not limited to, existing public and private funding models and opportunities for new statewide funding sources. This bill would require CalRecycle to use</p>	

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			the moneys in the account also to maintain a prudent reserve for the administration and implementation of AB 939.	
AB 1884	Calderon and Bloom	Amended June 27, 2018 Senate Committee on Appropriations	Existing Law: Existing law, the California Retail Food Code, establishes uniform health and sanitation standards for, and provides for regulation by the State Department of Public Health of, retail food facilities, as defined, and requires local health agencies to enforce these provisions. Existing law requires, except as otherwise provided, a person who violates any provision of the code to be guilty of a misdemeanor, punishable as specified. Proposed Law: This bill would prohibit a food facility, as specified, where food may be consumed on the premises, from providing single-use plastic straws to consumers unless requested by the consumer. The bill would specify that the first and 2nd violations of these provisions would result in a warning and any subsequent violation would be an infraction punishable by a fine of \$25 for each day the food facility is in violation, but not to exceed an annual total of \$300.	
AB 1933	Maienschein	Amended June 25, 2018 Senate Committee on Appropriations	Existing Law: Existing law requires CalRecycle, with additional funds appropriated from the Greenhouse Gas Reduction Fund, to administer a grant program to provide financial assistance, in the form of grants, incentive payments, contracts, or other funding mechanisms, to reduce the emissions of greenhouse gases by promoting in-state development of infrastructure, food waste prevention, or other projects to reduce organic waste or to process organic and other recyclable materials into new value-added products. Proposed Law: This bill would specify that activities that expand and improve waste diversion and recycling include food rescue, waste prevention, and organic waste recycling. The bill would specify that eligible infrastructure projects include the expansion of facilities for processing recyclable materials and projects to improve the quality of recycled materials. The bill would explicitly authorize an unspecified amount to be appropriated in the annual Budget Act from the GGRF for organic waste and solid waste recycling projects.	Letter of support if amended sent to Senate Appropriations Committee on July 10, 2018 Letter of support sent to Senate Committee on Environmental Quality on June 20, 2018.
AB 1970	Eduardo Garcia	Amended May 25, 2018 Senate Committees on Energy, Utilities	Existing Law: Existing law requires the State Energy Resources Conservation and Development Commission, in partnership with the State Air Resources Board (ARB), and in consultation with specified state agencies, to develop and adopt a state plan to increase the use of alternative fuels, as defined. The California Global Warming Solutions Act of 2006 establishes the ARB as the state agency responsible for monitoring and regulating sources emitting	Letter of support sent to Assembly Committee on Appropriations on May 2, 2018.

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		& Communications and Environmental Quality.	<p>greenhouse gases. Pursuant to the act, the ARB has adopted the Low-Carbon Fuel Standard regulations.</p> <hr/> <p>Proposed Law: This bill would require the State Energy Resources Conservation and Development Commission to develop a pilot program for 3 pilot projects for the development of innovative low-carbon fuel, as defined.</p>	
AB 1981	Limon	<p>Amended June 28, 2018</p> <p>Senate Committee on Appropriations</p>	<p>Existing Law: Existing law requires the California Environmental Protection Agency, in coordination with CalRecycle, the State Water Resources Control Board, the ARB, and the Department of Food and Agriculture, to develop and implement policies to aid in diverting organic waste from landfills by promoting the composting of specified organic waste and by promoting the appropriate use of that compost throughout the state.</p> <hr/> <p>Proposed Law: This bill would revise and recast this and related provisions, including, among other changes, imposing additional duties on those state agencies relating to promoting the application of compost and additionally including the Department of Forestry and Fire Protection in the state agencies in coordination with which the California Environmental Protection Agency is required to develop and implement the above-specified policies. The bill would also require the California Environmental Protection Agency additionally to work with the Department of Forestry and Fire Protection and the Tree Mortality Task Force to achieve the goal of reducing at least 5 million metric tons of greenhouse gas emissions per year through the development and application of compost on working lands.</p>	Letter to support if amended - oppose unless amended sent to Assembly Committee on Appropriations on May 2, 2018.
AB 2094	Kalra	<p>Introduced February 7, 2018</p> <p>Senate Committee on Appropriations</p>	<p>Existing Law: Existing law requires the Department of Toxic Substances Control, and a local health officer or local public officer designated by the Director of Toxic Substances Control, to enforce the standards in the hazardous waste control law and the regulations adopted by the department to implement that law, except as specified. Existing law authorizes a representative of the department or the local officer or agency authorized to enforce the hazardous waste control law to, among other things, enter and inspect a factory, plant, construction site, disposal site, transfer facility, or an establishment or any other place or environment where hazardous wastes are stored, handled, processed, disposed of, or being treated to recover resources.</p> <hr/> <p>Proposed Law: This bill would require the department, on or before January 1, 2021, to adopt regulations establishing inspection frequencies for permitted hazardous waste treatment, storage, and disposal facilities, hazardous waste generators, and hazardous waste transporters, as specified. The bill would require the inspection frequency for a hazardous waste land disposal</p>	

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			facility to be no less than 2 times per calendar year and for any other permitted hazardous waste treatment, storage, or disposal facility to be no less than once per calendar year.	
AB 2097	Acosta	Introduced February 08, 2018 Senate Committee on Appropriations	Existing Law: Existing law requires a manufacturer of carpet sold in this state to submit, either individually or through a carpet stewardship organization, a carpet stewardship plan that meets specified requirements to CalRecycle. Existing law requires a manufacturer of carpet sold in this state to submit either individually or through a carpet stewardship organization, on or before July 1 of each year, a report describing its activities to achieve the purposes of the carpet stewardship laws. Proposed Law: This bill would change the date by which the annual demonstration and the annual report are required to be completed from July 1 of each year to September 1 of each year.	
AB 2115	Santiago	Amended May 2, 2018 Senate Floor	Existing Law: Existing law requires the driver of a vehicle passing another vehicle traveling in the same direction to pass to the left at a safe distance without interfering with the safe operation of the passed vehicle, as specified. Proposed Law: The bill would require, subject to exceptions, the driver of a vehicle on a public street or highway approaching or passing a stopped waste service vehicle to make a lane change into an available lane adjacent to the waste service vehicle and pass at a safe distance without interfering with the safe operation of the waste service vehicle. The bill would require that if that maneuver would be unsafe or impractical, the driver slow to a reasonable and prudent speed that is safe for existing weather, road, and vehicular or pedestrian traffic conditions. The requirements of the bill would apply if the waste service vehicle is readily identifiable as a waste service vehicle based on the vehicle configuration or markings on the vehicle, and displays flashing amber lights.	Letter of support if amended sent to Assembly Committee on Transportation on, April 12, 2018
AB 2189	Santiago	Amended May 25, 2018 Senate Committee on Appropriations	Existing Law: Existing law appropriated \$176,600,000 from the Toxic Substances Control Account to the department, for expenditure through June 30, 2018, for purposes, including, among others, activities related to the cleanup and investigation of properties contaminated with lead in the communities surrounding the Exide Technologies facility in the City of Vernon, California. Proposed Law: This bill would authorize the expenditure of those funds through June 30, 2021, and appropriate \$12,000,000 from the Toxic Substances Control Account to the department for	

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			specified purposes, including, among others, for interim removal or remedial action measures in public parkway sites in the communities surrounding the Exide Technologies facility with lead levels that could pose a substantial danger to human health or the environment. The bill would require the County of Los Angeles, to the extent feasible, to use any lead-based paint remediation federal funding, consistent with federal law, or grant funding that it receives for lead-based paint remediation to provide specified services to residents in the communities surrounding the Exide Technologies facility.	
AB 2211	Limon	Amended July 2, 2018 Senate Committee on Appropriations.	<p>Existing Law: The California Global Warming Solutions Act of 2006 establishes the State Air Resources Board as the state agency responsible for monitoring and regulating sources emitting greenhouse gases. The act authorizes the state board to include the use of market-based compliance mechanisms. Existing law requires all moneys, except for fines and penalties, collected by the state board as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation by the Legislature.</p> <hr/> <p>Proposed Law: This bill would establish the California Green Business Program within the California Environmental Protection Agency to provide support and assistance to green business certification programs operated by local governments that certify small- and medium-sized businesses that voluntarily adopt environmentally preferable business practices, including, but not limited to, increased energy efficiency, pollution prevention, reduced greenhouse gas emissions, water conservation, and waste reduction.</p>	
AB 2277	Mathis	Introduced February 13, 2018 Assembly Committee on Environmental Safety and Toxic Materials	<p>Existing Law: The Pharmacy Law provides for the licensure and regulation of pharmacists and pharmacy establishments by the California State Board of Pharmacy. Existing law required the Department of Resources Recycling and Recovery, pursuant to provisions repealed on January 1, 2013, to develop, in consultation with appropriate state, local, and federal agencies, model programs for the collection and proper disposal of drug waste. Under the Medical Waste Management Act, the State Department of Public Health regulates the management and handling of medical waste, as defined, including pharmaceutical waste. Existing law defines the term medical waste and excludes certain types of waste from that definition.</p> <hr/> <p>Proposed Law: This bill would vest the Department of Resources Recycling and Recovery with the primary responsibility for the disposal of home-generated pharmaceutical waste and, on or before January 1, 2020, would require the Department of Resources Recycling and Recovery, in collaboration with the State Department of Public Health, the Department of Toxic Substances</p>	Oppose unless amended

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			<p>Control, and the California State Board of Pharmacy, to adopt regulations authorizing the incineration of home-generated pharmaceutical waste by solid waste facilities, as specified.</p> <p>This bill would define the term "home-generated pharmaceutical waste" for purposes of the Medical Waste Management Act and would specifically exclude, from the definition of medical waste and thus from coverage under the act, home-generated pharmaceutical waste.</p>	
AB 2407	Ting	<p>Amended April 17, 2018</p> <p>Senate Committee on Environmental Quality</p>	<p>Existing Law: The Rechargeable Battery Recycling Act of 2006 requires every retailer, as defined, to have in place a system for the acceptance and collection of used rechargeable batteries for reuse, recycling, or proper disposal. Existing law requires the system for the acceptance and collection of used rechargeable batteries to include, at a minimum, specified elements, including, among others, the take-back at no cost to the consumer of a used rechargeable battery of the type or brand that the retailer sold or previously sold. Existing law defines "rechargeable battery" for purposes of these provisions to mean a small, nonvehicular, rechargeable nickel-cadmium, nickel metal hydride, lithium-ion, or sealed lead-acid battery, or a battery pack containing these types of batteries.</p> <p>Proposed Law: This bill would require the Secretary for Environmental Protection, on or before April 1, 2019, to convene the Lithium-Ion Car Battery Recycling Advisory Group to review, and advise the Legislature on, policies pertaining to the recovery and recycling of lithium-ion batteries sold with motor vehicles in the state, and would require the secretary to appoint members to the committee from specified departments, vocations, and organizations. The bill would require the advisory group to consult with specified entities and, on or before April 1, 2020, to submit policy recommendations to the Legislature aimed at ensuring that 90% of end-of-life lithium-ion batteries discarded in the state are recycled in a safe and cost-effective manner in the state. The bill would repeal these provisions on January 1, 2022.</p>	Letter of support if amended sent to Assembly Committee on Appropriations on May 1, 2018.
AB 2411	McCarty	<p>Amended June 12, 2018</p> <p>Senate Committee on Appropriations</p>	<p>Existing Law: Existing law, the California Integrated Waste Management Act of 1989, establishes a compost market program to increase the use of compost products, including requiring the Department of General Services and CalRecycle to maintain specifications for the purchase of compost by the state and requiring the Department of Transportation to use compost in place of, or to supplement, petroleum-based commercial fertilizers in the state's highway landscape maintenance program.</p> <p>Proposed Law: This bill would require CalRecycle, on or before December 31, 2019, to develop and implement a plan to maximize the use of compost for slope stabilization and for establishing</p>	<p>Letter of support if amended - oppose unless amended sent to Senate Appropriations Committee on July 10, 2018</p> <p>Letter to support if</p>

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			vegetation in the course of providing debris removal services following a wildfire. The bill would also require CalRecycle in coordination with the Department of Transportation, to identify best practices for each of the Department of Transportation's 12 districts regarding the cost-effective use of compost along roadways and to develop a plan to implement the identified best practices in each of the districts. The bill would also make non-substantive changes to the compost market program provisions. The bill would additionally require the Department of Resources Recycling and Recovery to review the best practices at least once every 5 years and update the best practices as necessary.	amended - oppose unless amended sent to Assembly Committee on Appropriations on May 2, 2018.
AB 2660	Quirk	Amended May 21, 2018 Senate Committee on Environmental Quality	<p>Existing Law: Existing law requires the Department of Resources Recycling and Recovery, in consultation with the Department of Toxic Substances Control, to develop and implement a public information program to provide uniform and consistent information on the proper disposal of hazardous substances found in and around homes.</p> <p>Existing law requires the Department of Toxic Substances Control to make recommendations relating to requirements for the management of surplus household consumer products, waste reduction opportunities for those products, and waste management requirements.</p> <hr/> <p>Proposed Law: The bill would authorize a reverse distributor to receive from a retailer or manufacturer a surplus household consumer product to evaluate the product for reuse, donation, transfer for credit, and other specified purposes; and to transfer the product for recycling or disposal only after first evaluating the product for all of the other specified purposes.</p> <p>The bill would provide that a surplus household consumer product transferred or shipped to a reverse distributor is not a waste and that the retailer or manufacturer transferring or shipping the surplus household consumer product to the reverse distributor is not required to make a waste determination for that surplus household consumer product.</p>	Support and amend
AB 2766	Berman	Amended March 19, 2018 Senate Committee on Appropriations	<p>Existing Law: Former law authorized CalRecycle to appropriate moneys in the California Beverage Container Recycling Fund and expend up to \$10,000,000 annually, until January 1, 2018, for market development payments to an entity certified by the department as a recycling center, processor, or drop-off or collection program for empty plastic beverage containers that are subsequently washed and processed into flake, pellet, or other form, and made usable for the manufacture of a plastic product, or to a product manufacturer for empty plastic beverage containers that are subsequently washed and processed into flake, pellet, or other form, and used by that manufacturer to manufacture a product.</p>	

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			Proposed Law: This bill would authorize the department to again expend those amounts to make market development payments from January 1, 2018, until January 1, 2024.	
AB 2779	Mark Stone, Calderon	Amended May 25, 2018 Assembly inactive file	Existing Law: Existing law requires every rigid plastic packaging container sold or offered for sale in this state, to generally meet one of specified criteria. Proposed Law: This bill would prohibit a retailer, on and after an unspecified date, from selling or offering for sale a single-use plastic beverage container with a cap that is not tethered to or contiguously affixed to the beverage container.	Support
AB 2832	Dahle	Amended July 2, 2018 Senate Committee on Appropriations.	Existing Law: Now: The Rechargeable Battery Recycling Act of 2006 requires every retailer, as defined, to have in place a system for the acceptance and collection of used rechargeable batteries for reuse, recycling, or proper disposal. Existing law requires the system for the acceptance and collection of used rechargeable batteries to include, at a minimum, specified elements, including, among others, the take-back at no cost to the consumer of a used rechargeable battery of the type or brand that the retailer sold or previously sold. Existing law defines "rechargeable battery" for purposes of these provisions to mean a small, nonvehicular, rechargeable nickel-cadmium, nickel metal hydride, lithium-ion, or sealed lead-acid battery, or a battery pack containing these types of batteries. Proposed Law: Now: This bill would require the Secretary for Environmental Protection, on or before April 1, 2019, to convene the Lithium-Ion Car Battery Recycling Advisory Group to review, and advise the Legislature on, policies pertaining to the recovery and recycling of lithium-ion batteries sold with motor vehicles in the state, and would require the secretary to appoint members to the committee from specified departments, vocations, and organizations. The bill would require the advisory group to consult with specified entities and, on or before April 1, 2020, to submit policy recommendations to the Legislature aimed at ensuring that 90% of end-of-life lithium-ion batteries discarded in the state are recycled in a safe and cost-effective manner in the state. The bill would repeal these provisions on January 1, 2022.	Letter of support if amended sent to Senate Appropriations Committee on July 10, 2018 Letter of support if amended sent to Assembly Committee on Appropriations on April 12, 2018
AB 2908	Berman	Amended July 2, 2018 Senate	Existing Law: The California Tire Recycling Act requires, until January 1, 2024, a person who purchases a new tire to pay a California tire fee of \$1.75 per tire, for deposit in the California Tire Recycling Management Fund. After January 1, 2024, the fee reduces to \$0.75 per tire.	Letter to oppose unless amended sent to Senate Committee on Appropriations on

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		Committee on Appropriations	Proposed Law: This bill would require, until January 1, 2024, a retail seller of new tires to pay a California tire regulatory fee not to exceed \$1 per new tire sold, on a quarterly schedule for deposit in the California Tire Recycling Management Fund. The bill would require CalRecycle to identify the specific programs that the California tire regulatory fee would fund. This bill would also repeal the Rubberized Pavement Market Development Act and instead enact the Tire Recycling Incentive Program Act and require CalRecycle to establish this incentive program to make payments to eligible entities that purchase tire products processed in the state from waste tire material for incorporation in products for sale to end users or for use in local public works projects.	July 10, 2018. Letter to oppose unless amended sent to Assembly Committee on Appropriations on May 1, 2018.
AB 2921	Low	Amended April 5, 2018 Assembly Committee on Natural Resources	Existing Law: Existing law requires all rigid plastic bottles and rigid plastic containers to be labeled with a code that indicates the resin used to produce the rigid plastic bottle or rigid plastic container, and designates the number "6" as the code number for polystyrene resin. Proposed Law: This bill would authorize expanded polystyrene food service packaging (PFP) manufacturers and polystyrene resin producers to form or designate an Expanded Polystyrene Food Service Packaging Recycling Organization and would require each PFP manufacturer or resin producer that sells expanded polystyrene food service packaging or polystyrene resin in this state to pay to the designated PFP Recycling Organization the polystyrene food service packaging assessment fee established by the PFP Recycling Organization. The bill would require the collected fees to be used by the organization to carry out the requirements of this act and for appropriate projects and programs, including awarding grants to specified entities for programs designed to increase community access to PFP recycling, to promote efforts to recycle PFP, and to reduce or abate litter from PFP.	
AB 3036	Cooley	Amended May 3, 2018 Senate Committee on Appropriations	Existing Law: Section 40191 of the Public Resources Code defines "solid waste" as all putrescible and non-putrescible solid, semisolid, and liquid wastes, including garbage, trash, refuse, paper, rubbish, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, dewatered, treated, or chemically fixed sewage sludge which is not hazardous waste, manure, vegetable or animal solid and semisolid wastes, and other discarded solid and semisolid wastes. Proposed Law: This bill would exclude from the act's definition of "solid waste" byproducts from processing food, if those byproducts originate from agricultural or industrial sources; do not	Oppose

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			include animal, including fish, processing byproducts; are source separated by the generator of the byproducts; are not discarded; and are destined for use as animal feed.	
AB 3178	Rubio	Amended June 27, 2018 Senate Committee on Appropriations	<p>Existing Law: Existing law requires a city, county, or regional agency to submit an annual report to CalRecycle summarizing its progress in reducing solid waste. Existing law requires CalRecycle to review a jurisdiction's compliance with the diversion requirements every 2 or 4 years, as specified, and authorizes CalRecycle to issue an order of compliance if the department finds, after considering specified factors, the jurisdiction failed to make a good faith effort to implement its source reduction and recycling element.</p> <hr/> <p>Proposed Law: This bill would make findings, including, among others, that under China's National Sword import policy, many recyclable materials are now banned and may no longer be imported into that country, which has had a profound impact on California efforts to meet state recycling objectives. The bill would require the department, when evaluating a jurisdiction's good faith effort to implement a diversion program, to also consider whether China's National Sword import policy caused the absence or loss of a market for recyclable materials that necessitated the disposal of those materials as a temporary measure to avoid a public health threat, as specified. The bill would also require the department to consider the extent to which the jurisdiction has made efforts to reduce contamination and improve the quality of recycled materials and the extent to which the lack of an available market for one or more types of recyclable materials, which prevented the jurisdiction from fully implementing its diversion programs, was the result of circumstances beyond the reasonable control of the jurisdiction.</p>	<p>Letter of support sent to Senate Appropriations Committee on July 10, 2018</p> <p>Letter of support sent to Senate Committee on Environmental Quality on June 13, 2018.</p> <p>Letter of support and amend sent to Assembly Committee on Appropriations on April 30, 2018.</p> <p>Letter of support and amend sent to Assembly Committee on Natural Resources on April 23, 2018.</p>
AB 3187	Grayson	Amended May 1, 2018 Senate Committee on Appropriations	Existing Law: Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including gas corporations. Existing law authorizes the commission to fix the rates and charges for every public utility and requires that those rates and charges be just and reasonable. Existing law requires the commission to adopt policies and programs that promote the in-state production and distribution of biomethane, as defined, and that facilitate the development of a variety of sources of in-state biomethane. The commission has adopted 2	

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			<p>decisions implementing these requirements, the 2nd of which adopted a 5-year monetary incentive program effective June 11, 2015, for biomethane projects. Existing law requires the commission to modify the monetary incentive program in specified respects and to extend the program, as modified, until December 31, 2021. Existing law additionally requires the commission, before exhaustion of the funds available pursuant to the biomethane monetary incentive program, and before the expiration of the program, to consider options to promote the in-state production and distribution of biomethane, including whether to allow recovery in rates of the costs of investments to (1) facilitate direct investment in the procurement and installation of utility infrastructure necessary to achieve interconnection between the natural gas transmission and distribution pipeline network and biomethane generation and collection equipment and of gathering lines for a dairy cluster biomethane project, (2) provide for the installation of utility infrastructure to achieve interconnection with facilities that generate biomethane, and (3) ensure that these investments for infrastructure are prudent and reasonable and provide a direct benefit to, and are in the interests of, all classes of ratepayers.</p> <hr/> <p>Proposed Law: With respect to the requirement that the commission consider options to promote the in-state production and distribution of biomethane, including consideration of recovery in rates of the costs of investments for the 3 purposes described above, the bill would replace the requirement that this consideration be made before expiration of the program, to instead require the commission to open a proceeding to consider those options by no later than July 1, 2019.</p>	
AB 3232	Friedman	Amended May 29, 2018 Senate Committee on Appropriations	<p>Existing Law: The Warren-Alquist State Energy Resources Conservation and Development Act requires the State Energy Resources Conservation and Development Commission to adopt building design and construction standards and energy and water conservation standards for new residential and nonresidential buildings to reduce the wasteful, uneconomic, inefficient, or unnecessary consumption of energy, including energy associated with the use of water. The act requires the commission to adopt standards for a program of electrical load management for each utility service area.</p> <hr/> <p>Proposed Law: This bill would require the commission, by February 1, 2019, to open a proceeding to consider load management standards and strategies needed to optimize building energy use in a manner that reduces the emissions of greenhouse gases. The bill would require the commission, by January 1, 2020, to assess the potential for the state to reduce the emissions of greenhouse gases from the state's residential and commercial building stock by at</p>	<p>Letter of Oppose unless amended sent to Senate Appropriations Committee on July 10, 2018</p> <p>Letter to Oppose unless amended sent to Senate Committee on Environmental Quality on June</p>

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			least 40% below 1990 levels by January 1, 2030. The bill would require this plan assessment to include consideration of cost-effective strategies to reduce emissions from space heating and water heating in both new and existing residential and commercial buildings, as specified. The bill would require the commission to include in the 2021 edition of the integrated energy policy report and all subsequent integrated energy policy reports a progress report on the emissions of greenhouse gases associated with the supply of energy to residential and commercial buildings.	20, 2018 Letter of concern and meeting request sent to bill's author on April 23, 2018.
SB 49	De Leon and Stern	Amended September 12, 2017 Assembly Committee on Rules	Existing Law: Existing state law regulates the discharge of air pollutants into the atmosphere. The Porter-Cologne Water Quality Control Act regulates the discharge of pollutants into the waters of the state. The California Safe Drinking Water Act establishes standards for drinking water and regulates drinking water systems. The California Endangered Species Act requires the Fish and Game Commission to establish a list of endangered species and a list of threatened species and generally prohibits the taking of those species. The Protect California Air Act of 2003 prohibits air quality management districts and air pollution control districts from amending or revising their new source review rules or regulations to be less stringent than those rules or regulations that existed on December 30, 2002. Proposed Law: This bill would prohibit state or local governments from amending or revising their environmental, public health, and labor standards to be less stringent than the corresponding federal standards in effect as of January 19, 2017 (as a baseline). This bill also directs state and local agencies to take specified steps to ensure no backsliding from the baseline standards. If the new federal standards fall below the baseline, this bill allows a person to petition the courts to make state and local governments comply with the terms. This bill would make its provisions inoperative as of January 20, 2021, and would repeal them as of January 1, 2022.	
SB 71	Wiener	Amended June 27, 2018 Assembly Floor	Existing Law: Existing law prohibits a person, other than an authorized recycling agent, from removing segregated recycling materials placed at a designated recycling collection location by any commercial or industrial entity, or for residential curbside collection programs authorized by a city, county, or local agency. Existing law authorizes a court, in a civil action by a recycling agent against a person alleged to have violated these laws, to either allow treble damages or award a civil penalty against the unauthorized person removing the recyclable material, and to allow treble damages or award a	Letter of support sent to Assembly Committees on Judiciary and Natural Resources on May 2, 2018.

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			<p>higher civil penalty, as specified, against a person for a second violation and subsequent violations.</p> <hr/> <p>Proposed Law: The bill would expand civil enforcement to knowing participation in violations of these laws, and would require a court, if a plaintiff prevails in a civil action brought pursuant to these laws and related provisions, to award to the plaintiff reasonable attorney's fees, expert witness fees, and costs incurred in the course of the litigation.</p>	
SB 100	De Leon	<p>Amended June 27, 2018</p> <p>Assembly Floor</p>	<p>Existing Law: The RPS Program requires the PUC to establish a renewables portfolio standard requiring all retail sellers, to procure a minimum quantity of electricity products from eligible renewable energy resources, so that the total kilowatt-hours of those products sold to their retail end-use customers achieves 25% of retail sales by December 31, 2016, 33% by December 31, 2020, 40% by December 31, 2024, 45% by December 31, 2027, and 50% by December 31, 2030.</p> <hr/> <p>Proposed Law: This bill would require all electricity providers to procure a minimum quantity of electricity products from eligible renewable resources to achieve 44 percent of retail sales from renewable products by December 31, 2024, 52 percent renewable by December 31, 2027, and 60 percent renewable by December 31, 2030. The bill would also declare that the PUC, CEC, and CARB should plan for all retail electricity to be from renewable energy and zero-carbon resources by December 31, 2045.</p>	<p>Letter of opposition unless amended sent to Assembly Committee on Appropriations on, August 21, 2017.</p>
SB 102	Senate Committee on Budget and Fiscal Review	<p>Amended June 12, 2017</p> <p>Assembly Committee on Budget</p>	<p>Existing Law: The California Beverage Container Recycling and Litter Reduction Act requires dealers within a convenience zone where no recycling location has been established to submit an affidavit to CalRecycle stating, among others, that the dealer is redeeming all empty beverage container types at all open cash registers or at one designated location on the dealer's premises. CalRecycle is required to calculate a processing fee for each beverage container with a specified scrap value, which is required to be paid by beverage manufacturers for each beverage container sold or transferred to a distributor or dealer. The act continuously appropriates to CalRecycle the amount necessary to pay handling fees to certain types of recyclers to provide an incentive for the redemption of empty beverage containers in convenience zones. The act also continuously appropriates moneys in the fund to CalRecycle for expenditure for various purposes relating to beverage container recycling, including, until January 1, 2018, market development payments for empty plastic beverage containers. Existing law defines convenience zone as either the area within a 1/2 mile radius of a supermarket or the area designated by the department.</p>	

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			<p>Proposed Law: This bill would change the requirements imposed on a dealer to require the dealer to redeem up to 24 empty beverage containers per consumer per day and to require the dealer to redeem those containers at a minimum of one designated location. This bill would, for purposes of calculating processing payments on and after July 1, 2017, require CalRecycle, until January 1, 2020, to use the actual cost of recycling that was in effect on December 30, 2015, to calculate processing fees. The bill would require CalRecycle to suspend any surveys and calculations of recycling costs until January 1, 2019, and would authorize CalRecycle to redirect any contract funds as of the effective date of the bill for the development of amendments to be recommended to the Legislature regarding specified provisions of the act. The bill, until July 1, 2020, would require the handling fee to be set at the rate in effect on July 1, 2015. This bill would redefine convenience zone to mean the area within a one-mile radius of a supermarket or the area designated by the department.</p>	
SB 168	Wieckowski	<p>Amended July 5, 2018</p> <p>Assembly Committee on Appropriations</p>	<p>Existing Law: Existing law, the California Beverage Container Recycling and Litter Reduction Act, requires every beverage container sold or offered for sale in the state to have a minimum refund value. A beverage distributor is required to pay a redemption payment to CalRecycle for every beverage container sold or offered for sale in the state to a dealer, and CalRecycle is required to deposit those amounts in the continuously appropriated California Beverage Container Recycling Fund. Existing law requires each glass container manufacturer to use a minimum percentage of 35% of post-filled glass in the manufacturing of its glass food, drink, or beverage containers.</p> <p>Proposed Law: This bill would require CalRecycle, on or before January 1, 2023, to establish minimum content standards, as defined, for beverage containers that are constructed of metal, glass, or plastic, or other material, or any combination thereof, except as specified in the existing provision. The bill would require CalRecycle on or before January 1, 2020, to provide to the Legislature a report on the establishment and implementation of an extended producer responsibility program to replace the current California beverage container recycling program.</p>	<p>Letter of support if amended - oppose unless amended sent to Assembly Appropriations Committee on July 10, 2018</p>
SB 212	Jackson	<p>Revised June 27, 2018</p> <p>Assembly Committee on Appropriations</p>	<p>Existing Law: Existing law, the Medical Waste Management Act, administered by the State Department of Public Health, regulates the management and handling of medical waste, as defined. Existing regulations authorize pharmacies, hospitals or clinics with onsite pharmacies, distributors, and reverse distributors licensed by the California State Board of Pharmacy to offer, subject to prescribed requirements, specified prescription drug take-back services through</p>	<p>Letter of support sent to Assembly Committee on Environmental Safety and Toxic</p>

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			<p>collection receptacles, or mail back envelopes or packages, to provide options for the public to discard unwanted, unused, or outdated prescription drugs.</p> <hr/> <p>Proposed Law: This bill would establish a pharmaceutical and sharps waste stewardship program, under which each manufacturer of covered drugs or sharps, as defined, in the state would be required to establish and implement, either on its own or as part of a group of covered manufacturers through membership in a pharmaceutical and sharps waste stewardship organization, a pharmaceutical and sharps waste stewardship program. The bill would impose various requirements on a covered manufacturer or stewardship organization that operates a stewardship program, including submitting an initial stewardship plan, and an annual budget, annual report, and other specified information to CalRecycle. The bill would provide that all reports and records provided to CalRecycle pursuant to the bill are provided under penalty of perjury. By expanding the scope of the crime of perjury, the bill would impose a state-mandated local program. The bill would require the State Department of Public Health, the state board, the Department of Toxic Substances Control, and other state agencies with authority or expertise relative to pharmaceutical and sharps waste stewardship, as determined by CalRecycle, to accept and verify specified information from program operators and retail pharmacies under the program. The bill would require proprietary information, as defined, submitted pursuant to the bill to be kept confidential.</p> <p>The bill would require a stewardship plan to contribute to meeting specified minimum requirements for authorized collection sites in the county in which the plan will be implemented, including a minimum of one authorized collection site per 50,000 people in the county, as applicable, and a minimum of 5 collection sites in the county. The bill would require a program operator in a county that does not meet those minimum requirements, as determined by CalRecycle, in consultation with the public health department of the county, to establish either a mail-back program or alternative collection program for covered products, as specified. By imposing new requirements on county public health departments, the bill would impose a state-mandated local program. The bill would require a retail pharmacy to make a reasonable effort to serve as an authorized collector as part of a stewardship program and would require a retail pharmacy chain to have at least 15% of its store locations serve as authorized collectors if the above-specified minimum authorized collection site requirements for a county are not met.</p> <p>The bill would require each covered manufacturer, either individually or through the stewardship organization of which it is a part, to pay all administrative and operational costs associated with</p>	<p>Materials on June 19, 2018.</p>

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			<p>establishing and implementing the stewardship program in which it participates. The bill would also require a covered manufacturer to pay a quarterly administrative fee in the amount adequate to cover any regulatory costs incurred by a state agency in administering and enforcing the provisions of the bill, to be deposited in the Pharmaceutical and Sharps Stewardship Fund, which the bill would create. The bill would authorize moneys in the fund to be expended, upon appropriation by the Legislature, for regulatory activities of state agencies of administering and enforcing the bill.</p> <p>The bill would authorize CalRecycle to impose a civil penalty on a covered manufacturer, stewardship organization, authorized collector, retail pharmacy, or retail pharmacy chain that sells, offers for sale, or provides a covered product in violation of the bill's provisions, to be deposited in the Pharmaceutical and Sharps Stewardship Penalty Account, which the bill would create.</p> <p>The bill would require CalRecycle to adopt regulations for administration of the bill's provisions.</p> <p>Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.</p> <p>This bill would make legislative findings to that effect.</p> <p>The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.</p> <p>This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.</p> <p>With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.</p>	
SB 452	Glazer	Amended July 2, 2018	Existing Law: Existing law, the California Beverage Container Recycling and Litter Reduction Act, requires the Department of Resources Recycling and Recovery to annually designate	

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		Assembly Committee on Appropriations.	<p>convenience zones and requires that at least one certified recycling center that meets certain requirements be located within every convenience zone. Existing law authorizes the department to grant a convenience zone an exemption from certain redemption requirements, including certain dealer and recycling center redemption requirements, based on certain factors. Existing law limits the total number of exemptions that may be granted to 35% of the total number of convenience zones identified as having one or more of those factors applicable.</p> <hr/> <p>Proposed Law: This bill, if there is a certified recycling center located within one mile of an unserved convenience zone, would require the department to grant that convenience zone an exemption from the redemption requirements and would increase the total number of exemptions that may be granted otherwise to 50% of the number identified as eligible. The bill would require the department to review exemptions every 5 years to determine if each exemption still meets the prescribed exemption criteria.</p>	
SB 1335	Allen	Amended July 2, 2018. Assembly Committee on Appropriations.	<p>Existing Law: The California Integrated Waste Management Act of 1989, administered by CalRecycle, generally requires rigid plastic packaging containers sold or offered for sale in this state to meet one of specified criteria.</p> <hr/> <p>Proposed Law: This bill would enact the Sustainable Packaging for the State of California Act of 2018, which would prohibit a food service facility located in a state-owned facility, acting as a concessionaire on state property, or under contract to provide food service to a state agency, on and after January 1, 2021, from dispensing prepared food using a type of food service packaging unless the type of food service packaging is on a list that the bill would require the department to publish and maintain on its Internet Web Site that contains types of approved food service packaging that are reusable, recyclable, or compostable. The bill would exempt packaging acquired before its inclusion on the list, as specified. The bill would require the department to regularly, but no less than once every 5 years, evaluate the list of approved types of food service packaging and would authorize the department to add or remove types of food service packaging to or from the list based on whether the packaging is, among other factors, recyclable or compostable. The bill would authorize the department to require a manufacturer of a type of food service packaging or material to submit data for purposes of this evaluation, as specified.</p>	<p>Letter of support sent to the Assembly Committee on Appropriations on July 12, 2018.</p> <p>Letter of support sent to Senate Committee on Environmental Quality on April 9, 2018.</p>
SB 1440	Hueso	Amended July 3, 2018	Existing Law: Existing law requires the Office of Environmental Health Hazard Assessment, in consultation with the State Air Resources Board (state board), the Department of Toxic Substances Control, the Department of Resources Recycling and Recovery, and the California	

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		<p>Assembly Committee on Appropriations.</p>	<p>Environmental Protection Agency, to compile a list of constituents of concern that could pose risks to human health and that are found in biogas, as defined, at concentrations that significantly exceed the concentrations of those constituents in natural gas. Existing law defines biomass conversion for the purposes of the California Integrated Waste Management Act of 1989, which requires each city, county, and regional agency, if any, to develop a source reduction and recycling element of an integrated waste management plan.</p> <p>Under existing law, the Public Utilities Commission (PUC) has regulatory authority over public utilities, including electrical corporations and gas corporations. Existing law requires the commission to authorize the construction of an interconnection with existing transmission facilities for gas or electricity by a private energy producer upon application of the private energy producer if the commission makes specified findings. Existing law requires the private energy producer to provide and to pay the total cost of the interconnection as well as other specified costs.</p> <p>Existing law requires state agencies to consider and, as appropriate, adopt policies and incentives to significantly increase the sustainable production and use of renewable gas. Existing law requires the PUC, in consultation with the State Energy Resources Conservation and Development Commission and the state board, to consider additional policies to support the development and use in the state of renewable gas that reduce short-lived climate pollutants in the state.</p> <hr/> <p>Proposed Law: This bill would revise the definitions of biogas and biomass conversion. This bill would require an electrical corporation, gas corporation, local publicly owned gas or electric utility, electrical cooperative, or any other entity, except an electric service provider, that offers electrical or natural gas service and accepts an interconnection application from a private energy producer to provide the private energy producer with a sourced line-item justification, as defined, for the overall estimated cost of the interconnection. By placing additional requirements upon local publicly owned utilities, this bill would impose a state-mandated local program. The bill would also authorize the private energy producer to dispute the reasonableness of the overall estimated cost of the interconnection through an appeal process to be determined by the commission.</p> <p>This bill would require the state board, in consultation with the PUC, to establish a requirement that all gas corporations with over 100,000 customers and other purchasers of biogas, except publicly owned gas utilities, procure biogas and biomethane consistent with specified conservation requirements and policies in current law. This bill would require the state board, in consultation with the PUC, to update the biogas and biomethane procurement program's</p>	

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			requirements every 5 years. This bill would require the commission to allow recovery in rates of the costs of investments for this program, when specified conditions are met.	
Federal Legislation				
HR 2853	Kind	<p>Introduced June 8, 2017</p> <p>U.S. House Committee on Ways and Means, and U.S. House Committee on Science, Space, and Technology</p>	<p>Existing Law: Existing Internal Revenue Code provides an energy tax credit for property used to produce solar, wind, and geothermal energy.</p> <hr/> <p>Proposed Law: This bill would amend the Internal Revenue Code to make qualified biogas property and qualified manure resource recovery property eligible for the energy tax credit through 2021 and to permit new clean renewable energy bonds to finance such properties. "Qualified biogas property" comprises a system that uses anaerobic digesters or other specified processes to convert biomass into a gas which is at least 52% methane, and captures the gas for use as a fuel. "Qualified manure resource recovery property" comprises a system that uses specified processes to recover the nutrients nitrogen and phosphorus from a non-treated digestate or animal manure by reducing or separating at least 50% of the nutrients, excluding any reductions during the incineration, storage, composting, or field application of the non-treated digestate or animal manure. Additionally, the bill would require a study of biogas and a report to Congress on the study.</p>	