



MARK PESTRELLA, CHAIR
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LOS ANGELES COUNTY
SOLID WASTE MANAGEMENT COMMITTEE/
INTEGRATED WASTE MANAGEMENT TASK FORCE
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May 23, 2017

The Honorable Lorena S. Gonzalez Fletcher, Chair
Assembly Committee on Appropriations
State Capitol, Room 2114
Sacramento, California 95814

Dear Assembly Member Gonzalez Fletcher:

**OPPOSE ASSEMBLY BILL 509 (FRAZIER): CALIFORNIA TIRE REGULATORY FEE
AND WASTE TIRE PROGRAM**

The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force) **opposes** Assembly Bill 509 (AB 509), as amended April 20, 2017. If enacted, this legislation would, among other things, require tire retailers to pay a California tire regulatory fee, on a quarterly basis, at an amount to be determined by the Department of Resources Recycling and Recovery (CalRecycle) not exceeding \$1.00 per tire to generate sufficient revenues for CalRecycle regulatory cost of the program.

The Task Force recognizes and acknowledges the worthy goals outlined in AB 509 to more efficiently manage tire waste and tire waste material for beneficial reuse, as well as the bill's notable stated policy goal for not less than 75 percent of tires generated to be source reduced or recycled by the year 2020, as consistent with AB 341.

However, there are numerous crucial issues with the bill that make it unworkable. Although the bill would authorize a retail tire seller to retain 1.5 percent of the fees collected by tire retailers as reimbursement for administrative costs, the Task Force is opposed to the arbitrary assignment of State revenue collection duties on small businesses, in this case tire retailers. The Task Forces also takes exception with what it deems an overreach in regulatory authority allowing CalRecycle to impose new fees (approximately \$38 million/year) on tire retailers to recover its own administrative costs. Regulatory fees are generally implemented with the purpose of assisting the State in the implementation of program objectives and the policies those programs are aimed to advance. The language in AB 509 is inconsistent with this understanding and does not provide sufficient detail justifying the levy of this fee.

Additionally, Rubberized Pavement Market Development Act has been providing financial assistance to local governments for the use in construction of rubberized pavements as well as the use of rubberized slurry seal to increase the life longevity of existing asphalt pavements. The Task Force would not be supportive of policies which may negatively impact these highly successful programs.

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

Based on the foregoing, the Task Force **opposes** AB 509, for the reasons described herewith. If you have any questions, please contact Mr. Mike Mohajer, a Member of the Task Force at MikeMohajer@yahoo.com or (909) 592-1147.

Sincerely,



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

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cc: Assembly Member Jim Frazier
Each member of the Assembly Committee on Appropriations
Committee Chief Consultant, Jennifer Galehouse
California State Association of Counties
League of California Cities – Los Angeles County Division
Each Member of the County of Los Angeles Board of Supervisors
San Gabriel Valley Council of Governments
South Bay Cities Council of Governments

The Honorable Lorena S. Gonzalez Fletcher
May 23, 2017
Page 3

Gateway Cities Council of Governments
Westside Cities Council of Governments
Each City Mayor and City Manager in the County of Los Angeles
Each Member of the Los Angeles County Integrated Waste Management Task
Force