



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

GAIL FARBER, CHAIR
MARGARET CLARK, VICE-CHAIR

July 22, 2010

The Honorable Christine Kehoe, Chair
Senate Appropriations Committee
State Capitol, Room 2003
Sacramento, CA 94249-0044

Dear Senator Kehoe:

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

The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force) opposes unless amended Assembly Bill 1004 (AB 1004) as amended on July 15, 2010. AB 1004 would amend relevant sections of the Public Resource Code that govern the State Solid Waste Postclosure and Corrective Action Trust Fund (Trust Fund). However, the proposed legislation fails to address how the State will be able to recover expended funds in the event a private landfill owner/operator files for bankruptcy. Unlike a public landfill owner/operator, a private landfill owner/operator could walk away from their fiduciary responsibility leaving the State unable to recover the expended funds except from those cities and counties that had used the facility prior to its closure. The Task Force respectfully requests that AB 1004 be amended to protect local governments and local rate payers from such situations by establishing a mechanism for the State to recover expended funds, which were utilized from the Trust Fund.

Pursuant to Chapter 3.67 of the Los Angeles County Code and the California Integrated Waste Management Act of 1989 (Assembly Bill 939, as amended), the Task Force is responsible for coordinating the development of all major solid waste planning documents prepared for the County of Los Angeles and the 88 cities in Los Angeles County with a combined population in excess of ten million. Consistent with these responsibilities and to ensure a coordinated, 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 Honorable Christine Kehoe
July 22, 2010
Page 2

waste management industry, environmental groups, the public, and a number of other governmental agencies.

We look forward to our collaboration on addressing the deficiency in the current AB 1004 in order to provide a sustainable Trust Fund that would be protective of the State as well as local governments. If you have any questions, please contact Mr. Mike Mohajer at (909) 592-1147.

Sincerely,



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

LL:ts

P:\eppub\ENGPLAN\TASK FORCE\Letters\AB 1004 State Senators July 15 2010.doc

cc: Senate President Pro Tem Darrell Steinberg
Senator Dennis Hollingsworth, Minority Leader
Each Member of the Senate Appropriations Committee
Each Member of the Los Angeles County Legislative Delegation
Each Member of the Los Angeles County Integrated Waste Management Task Force