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SOLID WASTE MANAGEMENT COMMITTEE/
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***** FLOOR ALERT *****

TO: California State Assembly Members

FROM: Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force

OPPOSE UNLESS AMENDED - ASSEMBLY BILL 1276 (CARRILLO AND LORENA GONZALEZ) AS AMENDED ON APRIL 29, 2021 – SINGLE-USE FOOD ACCESSORIES AND SERVICEWARE

The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force) **OPPOSES** Assembly Bill 1276 (AB 1276), as amended on April 29, 2021, **unless amended** to include the recommendations in this Floor Alert.

If enacted, the proposed legislation would revise and expand the prohibition on food facilities from distributing single-use plastic straws except upon request to include third-party food delivery platforms and any single-use food accessories. The bill would require a third-party food delivery platform to provide each of its ready-to-eat food vendors with the option to customize the vendor's menu, on the online food-ordering platform, regarding the availability of single-use food accessories. Commencing on January 1, 2023, the bill would prohibit a full-service restaurant, that has adequate dishwashing capacity to sanitize reusable service ware, from providing single-use service ware to consumers except under specified conditions. The bill would exclude certain facilities from these requirements. The bill would require a city, county, or city and county, on or before June 1, 2022, to authorize an enforcement agency to enforce these requirements. The bill would specify that the first and 2nd violations of the prohibitions result in a notice of violation, and any subsequent violation is an infraction punishable by a fine of \$100 for each day in violation, but not to exceed an annual total of \$1,000.

The Task Force agrees the bill would reduce single-use plastic waste but opposes the bill unless it is **amended to include** language requiring the State to be responsible for enforcement or provide funding to local governments for local enforcement of the prohibition and requirements. Local governments often do not have the additional capacity for unfunded state mandates, implementation of the requirements would be inadequately supported, prescribing failure of implementation of the law. The state ought to adequately fund requirements it imposes on local governments.

As provided by AB 939 (1989) and Chapter 3.67 of the Los Angeles County Code, the Task Force is responsible for coordinating the development of major solid waste planning documents for Los Angeles County and the 88 cities in the County with a population of over ten million. The Task Force addresses issues impacting the solid waste management system on a countywide basis.

Based on the foregoing, the **Task Force OPPOSES AB 1276 unless amended** to include/address the concerns/recommendations in this letter **and requests your NAY vote on the bill**. If you have any questions, please contact Mr. Mike Mohajer, a member of the Task Force, at MikeMohajer@yahoo.com or at (909) 592-1147.