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SOLID WASTE MANAGEMENT COMMITTEE/
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July 10, 2018

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

Dear Assembly Member Lorena S. Gonzalez Fletcher:

STRONG SUPPORT – SENATE BILL 212 (JACKSON) AS AMENDED ON JUNE 27, 2018 – SOLID WASTE: PHARMACEUTICAL AND SHARPS WASTE STEWARDSHIP

On behalf of the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force), I am pleased to express our **STRONG SUPPORT for SB 212 (Jackson)** as amended on June 27, 2018, and **suggests amending it** as indicated in this letter. If enacted, SB 212 would require manufacturers of pharmaceuticals and sharps, as defined, to create, finance, and manage an extended producer responsibility (EPR) program for California consumers to safely and conveniently dispose of expired and unwanted pharmaceuticals and sharps. These products serve a vital need in protecting and preserving the health of Californians, and that is all the more reason to also protect Californians from the inherent risks that occur when these products become waste.

Therefore, the Task Force supports SB 212 for the following reasons:

- Pharmaceuticals and sharps if improperly collected and disposed of pose a significant health risk to the general public including solid waste, wastewater, sanitation and other workers.
- It will help mitigate the ongoing pharmaceutical drug abuse epidemic in California.
- Local governments spend millions each year implementing pharmaceutical and sharps collection programs; however, manufacturers should share in the responsibility to properly manage this problematic waste.

However, the Task Force recommends amending SB 212 to include specific timeframes/implementation dates for the following provisions on Section 1 of the bill:

- Article 2, 42031. (e)
- Article 4, 42033.
- Article 4, 42033.2 (a)
- Article 5, 42034.2 (a) (1)
- Article 6, 42035. (a) (1)
- Article 7, 42036.6

Existing Risk to Californians

Despite the fact that California law (SB 1305 in 2006) has prohibited home-generated sharps waste from being disposed of in trash or recycling containers, millions of needles are discarded irresponsibly every year, resulting in an unacceptable risk of needle stick injuries for parks, hotel, solid waste, wastewater, sanitation and other workers as well as the general public.

[CalRecycle](#) estimates 936 million sharps used by consumers in California each year, approximately 31 percent of those are thrown in the trash. [Another study by University Massachusetts Lowell in 2015](#) estimated 7 percent of needles are flushed, and needle stick injuries occur with unacceptable frequency. Improper disposal of sharps poses an unacceptable risk to many Californians, and the statewide sharps collection program contained in SB 212 will significantly reduce that risk.

Drug Abuse Epidemic

Similarly, prescription, over the counter, and pet medications present significant problems when leftover if not properly secured and disposed of. There is no question that consumers have leftover drugs in their homes, which tend to be stockpiled, flushed, or thrown in the garbage. Of note, nearly 75 percent of residents who misuse prescription drugs obtain them from relatives or friends. Leftover drugs and a lack of safe and convenient disposal options are fuel to the opioid epidemic and increase instances of accidental poisonings, and can cause environmental harm. In Los Angeles County from 2000 to 2009, there were 8,265 drug-related deaths. Public health statistics show that 61 percent of those deaths involved a commonly abused prescription or over-the-counter drug.

Local Government Resources

The County of Los Angeles alone spends millions each year implementing a Countywide Household Hazardous and Electronic Waste Program in order to educate and provide a convenient opportunity for residents to properly manage toxic products and

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materials including non-controlled pharmaceuticals. Moreover, the Los Angeles County Sheriff's Department conducts monthly collection events at Sheriff's Stations throughout the County for pharmaceutical waste. For too long, municipal governments have cobbled together local collection options that fail to meet public demand for safe disposal, draw resources from other vital government functions, create a patchwork of regulations, and fail to realize the efficiency that would come from a statewide program.

Senate Bill 212 addresses the myriad of problems that exist due to the lack of a statewide system to manage these products at the end of their useful life. By requiring manufacturers of sharps and pharmaceutical drugs to create, fund, and participate in a statewide take-back system, this bill will take a groundbreaking step to ensure that California residents throughout the state have access to safe, convenient disposal methods of sharps and drugs, addressing important public health concerns.

This concept is built off well-functioning programs that exist all over the world – effective take-back programs for these products are operated by manufacturers in [Canada, Mexico, many countries in Europe and South America](#), 12 local jurisdictions throughout California (9 counties and three cities in Santa Cruz County). Establishing a comprehensive statewide system will provide harmonization and clarity for manufacturers and consumers alike.

Pursuant to Chapter 3.67 of the Los Angeles County Code and the California Integrated Waste Management Act of 1989 (AB 939), 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, waste management industry, environmental groups, the public, and a number of other governmental agencies.

California has debated this issue for long enough. We strongly urge you to take this logical next step to protect California consumers and workers.

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Based on the foregoing, the Task Force **strongly supports** SB 212 and **suggests amending it** to enlist appropriate implementation dates in Section 1 of the Bill as indicated in this letter. The Task Force respectfully request your “**AYE**” vote when this bill is heard in your committee. 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.

Sincerely,



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

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cc: Senator Jackson
Assembly Member Gray
Each Member and Staff of the Assembly Committee on Appropriations
California State Association of Counties
League of California Cities – Los Angeles County Division
Each member of the Los Angeles County Board of Supervisors
Sachi A. Hamai, Los Angeles County Chief Executive Officer
San Gabriel Valley Council of Governments
South Bay Cities Council of Governments
Gateway Cities Council of Governments
Westside Cities Council of Governments
Each City Mayor and City Manager in the County of Los Angeles
Each City Recycling Cordinator in Los Angeles County
Each Member of the Los Angeles County Solid Waste Management
Committee/Integrated Waste Management Task Force