

Waste Management Commission Local Task Force **Orange County, CA**

Chair (4th Dist.) Chad Wanke

Vice-Chair (4nd Dist.) Brett Murdock*

1st District Margie Rice* Xuan-Nhi Van Ho Vacant

2nd District Joe Carchio* James Wahner **Daniel Worthington**

3rd District Rebecca Gomez* John Beauman Donald R. Froelich

4th District Anthony J. Florentine

5th District Cynthia Conners* Glenn Acosta Joe Soto

At Large David J. Shawver*

City Managers' Representative Doug Chotkevys*

Interim Director OC Waste & Recycling Dylan Wright

*Appointed by Orange County City Selection Committee

REGULAR MEETING

Thursday, June 13, 2013, 2:00 P.M. OC Waste & Recycling 300 N. Flower Street, Ste. 400, Santa Ana Multi-Purpose Room (Room 467)

AGENDA

If you wish to speak on an item contained in the agenda, please complete a Public Comment Form identifying the item(s) and submit it to the Commission Clerk. If you wish to speak on a matter which does not appear on the agenda, you may do so during the Public Comment period at the close of the meeting. Speaker forms are available at the sign-in table at the back of the room.

The Orange County Waste Management Commission consists of 18 members. Nine members present constitute a quorum. In the absence of a quorum the meeting will be convened and adjourned, and no actions may be taken by the Commission.

Pledge of Allegiance

Roll Call The Clerk of the Commission will call roll.

Chair's Report Chair Chad Wanke

Director's Report Dylan Wright, Interim Director, OC Waste & Recycling

Action Item Recap Commission Clerk will recap any action items

Agenda Items

Agenda Item 1: Minutes of Waste Management Commission/Local Task

Force, March 14, 2013

Summary: Review and approve minutes of March 14, 2013,

WMC/LTF meeting.

Recommended Action: Review and approve minutes.

Minutes of Special Meeting of the Waste Management

Commission/Local Task Force, May 30, 2013

Summary: Review and approve minutes of May 30, 2013,

WMC/LTF meeting.

Recommended Action: Review and approve minutes.

Agenda Item 2: OC Waste & Recycling Third Quarter Financial Report

Fiscal Year 2012/2013

Summary: Staff will provide the OC Waste & Recycling Third

Quarter Financial Report for Fiscal Year 2012/2013.

Recommended Action: Receive and file report.

Agenda Item 3: AB 939 Report

Summary: Staff will present a written report on AB 939 programs,

projects and issues.

Recommended Action: Receive and file report.

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WASTE MANAGEMENT COMMISSION/LOCAL TASK FORCE THURSDAY, June 13, 2013

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Agenda Item 4: Legislative and Regulatory Report

Summary: Staff will present a written report summarizing legislative and regulatory activities that could impact operations

of OC Waste & Recycling.

Recommended Action: Receive and file report.

Agenda Item 5: Renewable Energy Presentation

Summary: Staff will provide a presentation on the renewable

energy program at OC Waste & Recycling.

Recommended Action: Receive and file report.

Commissioner Comments

Public Comment

At this time members of the public may address the Commission regarding any items within the subject matter jurisdiction of the Commission provided that NO action may be taken on off-agenda items unless authorized by law. When addressing the Commission, please state your name for the record prior to providing your comments. Please address the Commission as a whole through the Chair.

Comments shall be limited to three (3) minutes per person and up to twenty (20) minutes for all comments, at the discretion of the Chair and the approval of the Commission.

Copies of Waste Management Commission Agenda packets may be obtained from OC Waste & Recycling by any of the following methods:

- 1) By accessing the OC Waste & Recycling website at www.oclandfills.com and viewing the Waste Management Commission page.
- 2) By sending a written request to OC Waste & Recycling, 300 N. Flower, Suite 400, Santa Ana, CA 92703-5000;
- 3) By telephoning the Commission Clerk at (714) 834-4059;
- 4) By sending an e-mail request to Commission Clerk at julie.chay@ocwr.ocgov.com.

NEXT MEETING: Thursday, September 12, 2013



Agenda Item 1a - Minutes of Waste Management Commission/ Local Task Force, March 14, 2013

Commissioners Roll (\sqrt{Indicates Present)

1st District		2 nd District		3 rd District		4th District		5 th District
Vacant	$\sqrt{}$	Joe Carchio		Rebecca Gomez		Anthony Florentine	\checkmark	Glenn Acosta
Xuan-Nhi Ho	$\sqrt{}$	Daniel Worthington		Donald Froelich	$\sqrt{}$	Brett Murdock	\checkmark	Joe Soto
 Margie Rice	$\sqrt{}$	James Wahner		John Beauman	$\sqrt{}$	Chad Wanke	\checkmark	Cynthia Conners
 Doug Chotkevys -	Lea	gue of Cities, City Mar	ıage	er Vacant – C Represent		election Committee, At	Larg	re
 Mike Giancola, D	irect	or, OC Waste & Recyc	ling		unve			

Also Present:

Jane Caswell	OC Waste & Recycling	Isaac Novella	OC Waste & Recycling
Julie Chay	OC Waste & Recycling	Lauren Ortega	OC Waste & Recycling
Emily DeCremer	OC Waste & Recycling	Jesus Perez	OC Waste & Recycling
Oscar Garza	OC Waste & Recycling	Isabel Rios	OC Waste & Recycling
Chip Monaco	OC Waste & Recycling	Ken Robbins	Midway City Sanitary District
M. Morris	Waste Management	Alan Yuki	OC Waste & Recycling

Call to Order

Chairman Chad Wanke called the meeting to order at 2 p.m.

Pledge of Allegiance

The Pledge of Allegiance was led by Commissioner Carchio.

Roll Call

Roll call was conducted by the Commission Clerk.

Director's Report

OC Waste & Recycling Director, Mike Giancola, congratulated Chairman Wanke on his reappointment to the Commission. He also informed the Commission of the Project of the Year Award received from the U.S. Environmental Protection Agency, Landfill Methane Outreach Program, for the new LFG to energy plant at Olinda.

Agenda Item 1: Minutes of the December 13, 2012, Waste Management Commission Meeting

The minutes were approved as written.

Agenda Item 2: OC Waste & Recycling FY 12/13 Second Quarter Financial Report Manager of Budget Services, Alan Yuki, presented the Report.

The report was received and filed.

Agenda Item 3: AB 939 Report

Manager of Recycling and Environmental Programs, Isabel Rios, updated the Commission on community outreach, noting that the Board of Supervisors approved OCWR's proposal to implement a marketing plan through an agreement with the Discovery Science Center (DSC). Partnering with the Angels and Ducks is proceeding quite well.

Agenda Item 4: Legislative and Regulatory Report

Legislation & Regulations Manager, Jesus Perez, presented the Legislative and Regulatory Report. A request was made that the terms under the column "Location" be explained. Mr. Perez did so and the decision was made to include that information on future reports. Chairman Wanke requested that WMC members be given notification of Cal-Recycle meetings.

The report was received and filed.

Commissioner Comments

Commissioner Worthington requested a repeat tour of SERRF facility in Long Beach. Staff will arrange for the tour.

Public Comments

None

Meeting was adjourned at 2:45 p.m.



Agenda Item 1b - Minutes of Waste Management Commission/ Local Task Force, May 30, 2013

Commissioners Roll (\sqrt{Indicates Present)

1st District		2 nd District	3 rd District		4th District		5th District
Vacant		Joe Carchio	Rebecca Gomez	$\sqrt{}$	Anthony Florentine		Glenn Acosta
 Xuan-Nhi Ho	$\sqrt{}$	Daniel Worthington	Donald Froelich	$\sqrt{}$	Brett Murdock		Joe Soto
Margie Rice		James Wahner	John Beauman	$\sqrt{}$	Chad Wanke		Cynthia Conners
 Doug Chotkevys -	City	Manager Representative	√ David J. Sh	awve	er, At Large Representat	tive	
 Dylan Wright, Inte	erim	Director, OC Waste & Red	cycling				

John Arnau	OC Waste & Recycling	Jesus Perez	OC Waste & Recycling
Jane Caswell	OC Waste & Recycling	Isabel Rios	OC Waste & Recycling
Julie Chay	OC Waste & Recycling	Lori Souder	OC Waste & Recycling
Oscar Garza	OC Waste & Recycling	Alan Yuki	OC Waste & Recycling
Kevin Kondru	OC Waste & Recycling	Don Ries	OC Waste & Recycling

Also Present:

Call to Order

Kristen Nino

Chairman Chad Wanke called the meeting to order at 10:10 a.m.

OC Waste & Recycling

Pledge of Allegiance

The Pledge of Allegiance was led by Chairman Wanke.

Roll Call

Roll call was conducted by the Commission Clerk.

Agenda Item 1: Welcome from Interim Director, OC Waste & Recycling

Interim Director of OC Waste & Recycling, Dylan Wright, welcomed Commissioners to the orientation meeting.

Agenda Item 2: Presentation: Waste Management Commission and Local Task Force Roles and Authority

Commission Clerk, Julie Chay, presented the Commission roles and authority.

Agenda Item 3: Presentation: OC Waste & Recycling Overview

Interim Deputy Director for Government & Community Relations, Kevin Kondru, presented an overview of the Department with assistance from Dylan Wright, Interim Director; Alan Yuki, Manager, Budget & Landfill Administration Services; Oscar Garza, Manager, Waste Diversion Programs; Don Ries, Renewable Energy Program Manager; Isabel Rios, AB 939 Programs Manager; John Arnau, Manager, Environmental Planning/Disposal Contracts; Jesus Perez, Legislative & Regulatory Support Manager; and Kristen Nino, Materials Regulation Specialist.

Agenda Item 3: Commissioner Comments

Commissioner Florentine suggested that the Commission consider a revision of Bylaws to include a greater focus by the Commission on diversion conversion technologies. The matter was tabled for discussion at the regular meeting of the Commission. Renewable Energy Program Manager, Don Ries, was requested to provide a detailed presentation on the Department's current renewable energy program, including diversion conversion.

Agenda Item4: Public Comments

None

Meeting was adjourned at 12:04 p.m.



Agenda Item 2 – OC Waste & Recycling Third Quarter Financial Report FY 2012/2013 – Alan Yuki, Manager, Budget/Finance

This report presents the financial status of OC Waste & Recycling for the third quarter of FY 2012/13 (January – March, 2013). Included in the report is financial information related to tonnage, expenditures, revenues, cash, and fund balance/reserves.

System Tonnage

Total OC Waste & Recycling system tonnage received during the third quarter of FY 12/13 was 829,329 tons, consisting of 616,321 in-county tonnage and 213,008 importation tonnage versus a budget of 3,200,000 tons. Landfill site third quarter tonnage was as follows:

Olinda Alpha Landfill

In-county tonnage 195,130 (32%) Importation tonnage 186,296 (87%)

Frank R. Bowerman Landfill

In-county tonnage 341,705 (55%) Importation tonnage 21,099 (10%)

Prima Deshecha Landfill

In-county tonnage 79,485 (13%) Importation tonnage 5,613 (3%)

Of the 616,321 in-county tonnage received, 19,408 tons (3%) was from self haul sources.

Revenues

For the third quarter of FY 12/13, revenue recorded in OC Waste & Recycling's Enterprise/Operating (Fund 299) was \$24,460,274 or 24% versus the modified revenue budget of \$101,559,688. Primary sources of revenue received during the third quarter included:

- \$19,892,057 Sanitation fees (81% of the \$24,460,274 total)
- \$3,634,905 Operating Transfers In (15%)
- \$633,640 Royalties (3%)

Expenditures

Third Quarter FY 12/13 expenditures and encumbrances recorded in OC Waste & Recycling's Enterprise/Operating (Fund 299) and Capital Projects (Fund 273) totaled \$28,526,566 or an approximate 16% total versus the modified expenditure budget of \$177,422,617.

For the third quarter, OC Waste & Recycling's categories of the largest expenditures included:

- \$10,262,305 Salaries & Employee Benefits (36% of the \$28,526,566 total)
- \$5,820,367 Capital Projects (20%)
- \$2,291,851 Heavy & Light Equipment Maintenance/Related Expense (8%)
- \$1,702,542 County Cost Applies (Accounting, CWCAP, HR, TTC) (6%)
- \$1,323,171 Professional Services (5%)
- \$1,183,289 Habitat / Bio Mitigation & Landscaping (4%)
- \$918,551 Excise Taxes (3%)
- \$772,813 Fuel and Fuel Pump Maintenance & Equipment (3%)
- \$759,859 Hazardous Waste Services Clean Harbors (3%)
- \$741,957 Facilities / Building Costs (3%)
- \$678,979 Recycling Program & Community Outreach (3%)

Cash Balance and Reserves

As of March 31, 2013, the OC Waste & Recycling's Enterprise/Operating Fund 299 had a cash balance of \$81,159,616, and Capital Projects Fund 273 had a cash balance of \$31,604,905. Available reserves balance also as of March 31, 2013 was \$63,487,966.

Summary

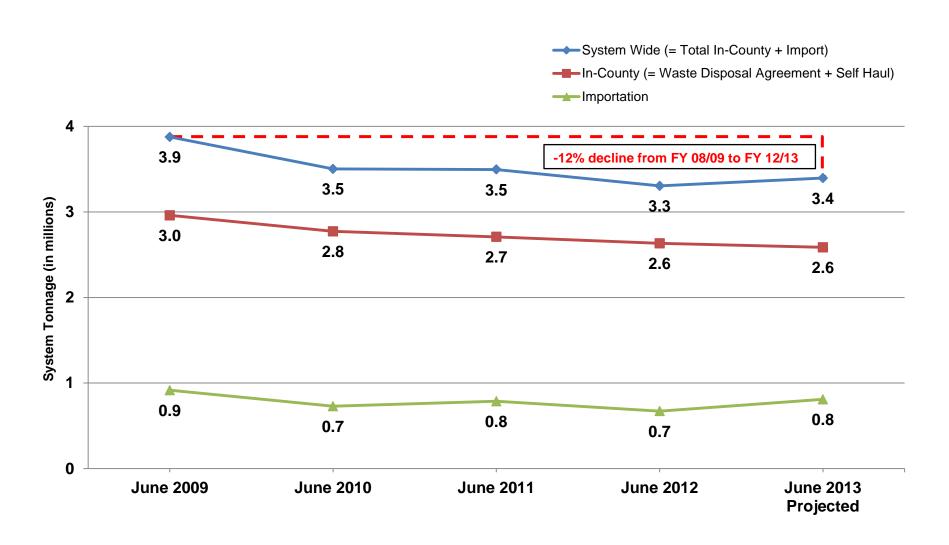
Should you have any questions or would like additional information, please contact Alan Yuki, OC Waste & Recycling Budget & Landfill Administration Services Manager at (714) 834-4161.

Recommended Action: Receive and file report.

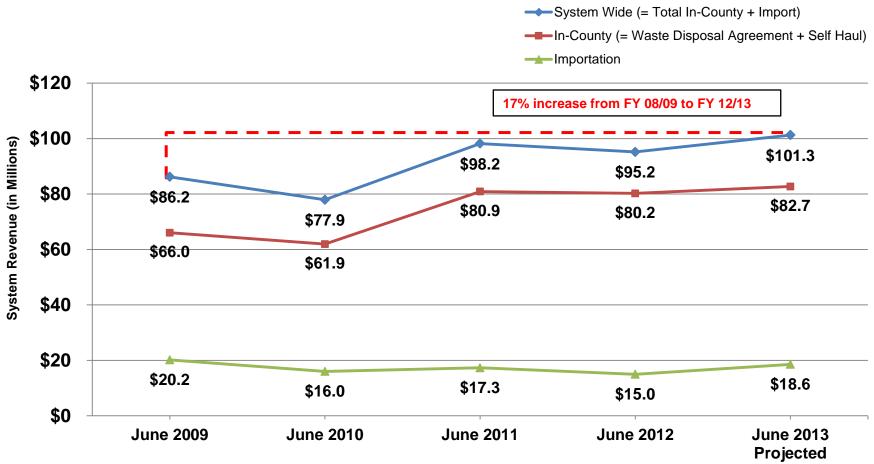
OC WASTE & RECYCLING Budget Report Fiscal Year 2012/2013 Fund 299, Fund 273 and Fund 285 Overview Third Quarter: January - March, 2013

	FY 12/13	FY 12/13	FY 12/13	FY 12/13	FY 12/13
	Adopted Budget	Modified Budget	3rd Quarter Actuals	YTD Actuals	YTD Actuals (% of 12/13 Modified Budget)
In-County Tons	2,550,000	2 <u>,</u> 550,000	616,321	<u>1,952,41</u> 9	7 <u>7%</u>
Importation Tons	650,000	650,000	213,008	608,044	94%
Total System Tons	3,200,000	3,200,000	829,329	2,560,463	80%
Enterprise/Operating (Fund 299) Expenditures	130,245,720	136,201,930	22,706,199	79,170,577	58%
Enterprise/Operating (Fund 299) Revenues	91,167,560	101,559,688	24,460,274	63,642,417	63%
Enterprise/Operating (Fund 273) Expenditures	40,207,767	41,220,687	5,820,367	6,836,057	17%
Enterprise/Operating (Fund 273) Revenues	40,207,767	40,207,767	1,593,010	<u>30,572,554</u>	76%
Importation (Fund 285) Expenditures	16,341,500	16,540,495	4,512,542	8,962,597	54%
Importation (Fund 285) Revenues	16,341,500	16,341,500	4,898,529	12,342,912	<u>76%</u>

OC WASTE & RECYCLING System Wide Tonnage FY 2008/2009 – 2012/2013

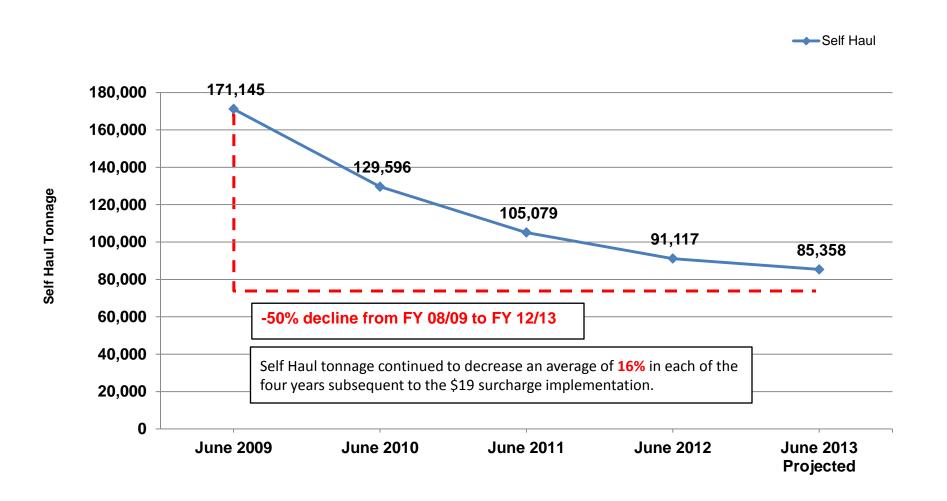


OC WASTE & RECYCLING System Wide Revenue (Excluding \$19 Surcharge) FY 2008/2009 – 2012/2013

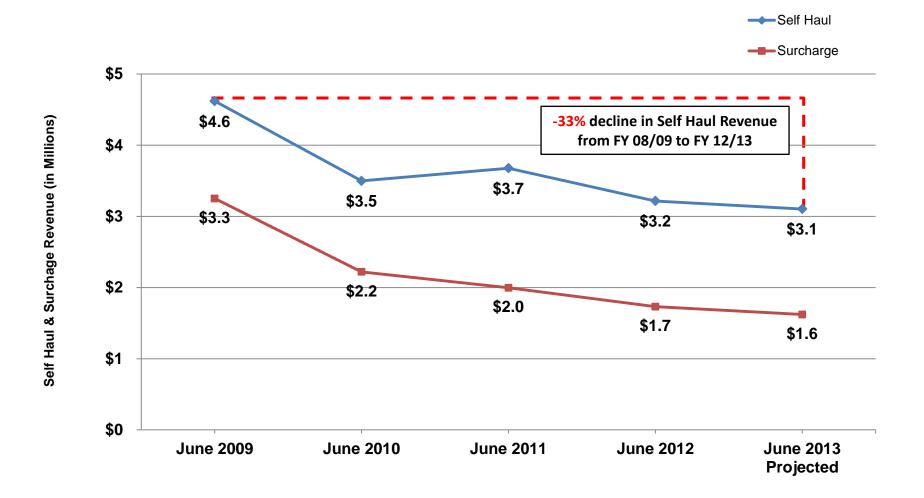


FY 09/10 last year of \$22.00 WDA contract rate FY 10/11 1st year of new WDA contract rate (FY 10/11 = \$29.95/ton) FY 11/12 2nd year of new WDA contract rate (FY 11/12 = 30.39/ton)

OC WASTE & RECYCLING Self Haul Tonnage FY 2008/2009 – 2012/2013



OC WASTE & RECYCLING Self Haul and Surcharge Revenue FY 2008/2009 – 2012/2013



OC WASTE & RECYCLING Budget Report Fiscal Year 2012/2013 Fund 299 Revenue Third Overton January Morek 2012

Third Quarter: January - March, 2013

	FY 12/13	FY 12/13	FY 12/13	FY 12/13	FY 12/13
	Adopted Budget	Modified Budget	3rd Quarter Actuals	YTD Actuals	YTD Actuals (% of 12/13 Modified Budget)
Sanitation Fees	81,793,500	81,793,500	19,892,057	57,306,273	70%
Operating Transfers In	6,266,000	<u>16,658,128</u>	3,634,905	<u>4,086,09</u> 9	25%
Interest Income	242,000	242,000	78,250	478,771	198%
Royalties	1,470,100	1,470,100_	633,640	822,775	56%
Other Revenues (1)	1,395,960	1,395,960	221,422	948,498	68%
Grand Total	91,167,560	101,559,688	24,460,274	63,642,417	63%

Note:

(1) Other Revenues includes: Other Licenses & Permits, Franchises, Forfeitures & Penalties, Rents & Concessions, State Other, Federal Disaster Relief, Other Governmental Agencies, Other Charges for Services, Other Non-Taxable Resale, Returned Checks, Capital Asset Sales Non-Taxable Resale and Miscellaneous Revenues (electricity reimbursements at FRB and Olinda Landfills).

OC WASTE & RECYCLING Budget Report Fiscal Year 2012/2013 Operating Expenditures by Category Third Quarter: January - March, 2013

(Items are ranked by FY 12/13 Adopted Budget)

	/F1 12/13 Adopted Budget)	FY 12/13	FY 12/13	FY 12/13	FY 12/13
Chart		Adopted	Modified	3rd Quarter	YTD
Category	Description	Budget	Budget	Actuals	Actuals
Fund 273	Capital Projects (Fund 273)	40,207,767	41,220,687	5 <u>,</u> 820 <u>,</u> 367	6,836,057
Fund 299	Capital Projects Funding (Operating Transfer from Fund 299 to Fund 273)	<u>32,207,767</u>	<u>32,321,683</u>		<u>28,931,65</u> 0
S&EB	Salaries & Employee Benefits	<u> 26,149,146</u>	<u>29,642,571</u>	10,262,305	22,636,009
Capitalization	Capitalization of Fixed Assets & Depreciation Expense	10,000,000	10,000,000	<u>11,059</u>	(74,884)
<u>S&S</u> _	Heavy & Light Equipment Maintenance & Related Expense	9 <u>,686,000</u>	9,205,224	<u>2,291,851</u>	<u>4,348,332</u>
S&S	Professional Services (1)	6,589,520	6,576,520	1,323,171	1,874,927
S&S	Hazardous Waste Services - Clean Harbors	5,939,000	7,318,700	759,859	2,481,935
S&S	Landfill Gas System Maintenance	5,756,000	6,456,000	307,114	1,969,813
S&S	County Cost Applies (Accounting, CWCAP, HR, TTC)	5,377,270	<u>5,561,04</u> 5	1 <u>,</u> 702 <u>,</u> 542	2 <u>,657,134</u>
Other	Excise Taxes	4 <u>,</u> 685 <u>,</u> 71 <u>5</u>	<u>4,685,715</u>	918,551	1,870,539
S&S	Habitat / Bio Mitigation & Landscaping	4,215,500	5,132,510	1,183,289	2,602,748
<u>S&S</u>	Fuel and Fuel Pumps Maintenance & Equipment	3,780,400	<u>3,793,70</u> 0	7 <u>7</u> 2,813	2 <u>,26</u> 3, <u>9</u> 32
S&S	Facilities / Buildings Costs	3,231,500	3,267,600	741,957	1,372,633
S&S	Site Miscellaneous Services (2)	2,815,992	2,622,996	450,174	997,341
S&S	Small Equipment / Tools	2,800,288	<u>2,797,772</u>	278,849	1 <u>,</u> 198, <u>6</u> 42
Equip	Heavy Equipment Acquisition	2,100,000	1,925,000	236,853	1,730,315
S&S	Recycling Programs & Community Outreach	2,054,342	2,042,342	678,979	1,135,028
S&S	Other Miscellaneous Expenditures (3)	1 <u>,</u> 723 <u>,</u> 970	1,819,242	<u>175,951</u>	414,947
S&S	Groundwater System Maintenance	548,500	<u>548,500</u>	<u>159,881</u>	308,537
Equip	Light Duty Equipment Acquisition	547,000	447,000	451,002	451,002
Loan	Transfer to Support General Fund	37,810	37,810	-	-
	Total Expenditures	170,453,487	177,422,617	28,526,566	86,006,634

Note(s

- (1) Includes the following expenditures: Multi-Disciplinary / Engineering, Financial, Legal and Consulting.
- (2) Includes the following expenditures: Access Roads, Drainage, Erosion Control, Fencing, Gas & Water Sampling, Liner/Cover, Permits/Fees/Taxes & Assessments, Post Closure Maintenance, Truck Scales & Site Maintenance/Security.
- (3) Includes the following expenditures: Emergency, Employee Training/Reimbursements, Energy, Office Supplies, Radios and Other Miscellaneous.

OC WASTE & RECYCLING Budget Report Fiscal Year 2012/2013 Cash Balances

Third Quarter: January - March, 2013

FUND	Description	Fund Restricted Y/N	FY 08/09	FY 09/10	FY 10/11	FY 11/12	Cash Balance as of 3/31/13
299	Enterprise / Operating	No	\$116.58M	\$80.54M	\$90.54M	\$98.48M	\$81.16M
272	Prima Deshecha Landfill And The La Pata Avenue Gap Closure	Yes					\$0.10M
273	Capital Project Fund	No				\$10.00M	\$31.60M
274	Corrective Action Escrow	Yes	\$5.74M	\$5.80M	\$6.05M	\$6.08M	\$6.11M
275	Environmental Reserve (Liabilities)	No	\$80.35M	\$81.47M	\$69.39M	\$62.24M	\$62.74M
276	Deferred Pmt Sec. Deposits	Yes	\$0.64M	\$0.66M	\$0.70M	\$0.75M	\$0.71M
277	Rate Stabilization	Yes	\$27.47M	\$27.73M	\$27.90M	\$28.05M	\$28.14M
278	San Joaquin Marsh Escrow	Yes	\$3.12M	\$3.12M	\$3.12M	\$3.12M	
279	Landfill Post-Closure Maintenance	No	\$110.38M	\$140.51M	\$136.94M	\$167.27M	\$166.70M
284	Bee Canyon Landfill Escrow (Closure)	Yes	\$28.17M	\$28.44M	\$28.62M	\$28.77M	\$28.86M
285	Bankruptcy Recovery Plan	No	\$0.54M	\$0.55M	\$0.30M	\$0.03M	\$2.95M
286	Brea-Olinda Landfill Escrow (Closure)	Yes	\$62.37M	\$37.92M	\$38.13M	\$38.34M	\$38.46M
287	Prima Deshecha Landfill Escrow (Closure)	Yes	\$19.84M	\$20.03M	\$20.16M	\$20.26M	\$20.33M
288	FRB Landfill Wetland Creation and Agua Chinon Wash Riparian Restoration and Enhancement	Yes					\$0.88M
	Mitigation Sites TOTAL		\$455.18M	\$426.78M	\$421.86M	\$463.40M	\$468.75M



Agenda Item 3 – AB 939 Report – Isabel Rios, Manager, Recycling and Environmental Programs

The purpose of the AB 939 Report is to provide regular updates to the Waste Management Commission on AB 939 programs, projects, and issues of interest.

COUNTYWIDE COMMUNITY OUTREACH PARTNERSHIP PROGRAMS

OC Waste & Recycling and Discovery Science Center (DSC) partnered on developing the Eco Challenge exhibit as part of a mutual goal to educate the general public and encourage them to adopt habits to protect the environment in order to stimulate long-term behavioral change. As an extension of that goal, both organizations have a mutual interest in increasing the number of visitors to the Eco Challenge exhibit, thereby maximizing the educational reach and impact of the exhibit's messages and accelerating behavioral change.

OCWR is working collaboratively with DSC to finalize the implementation of the strategic integrated marketing plan designed to motivate residents to recycle, reduce and reuse more in order to increase waste diversion. The plan will integrate social marketing programs, such as the OC Eco Challenge Facebook fan page and the Eco Challenge Virtual Tool Box. The Tool Box was developed as a place for Cities and Special Districts to download Eco Challenge graphics, collateral, and marketing materials for their local community events. The Tool Box user will be able to insert their department logo on an Eco Challenge one-child-free admission coupon to Discovery Science Center. Coupons are barcoded to track the numbers that are redeemed from each community's outreach events.

On April 14, 2013, OC Waste & Recycling started the Eco Challenge exhibit outreach community events at the Angels Baseball home games. Promotional items such as Eco Challenge one-child-free admission coupons, OC Waste & Recycling rulers and Household Hazardous Waste Fact Sheets were given to fans. OC Waste & Recycling is tracking the number of promotional handouts distributed and evaluating interactions with the public to measure the results from this outreach effort. Through face to face interaction with interested Angels fans over the past month OC Waste & Recycling has had the opportunity to promote and inform about the County's four permanent Household Hazardous Waste Collection Centers, the Eco Challenge exhibit at the Discovery Science Center and our new data collection feature of online digital surveys analyzing how much the general public knows about the HHWCC's & the Eco Challenge exhibit. Fans who took the digital surveys also received Eco Challenge can koozies. The information from these online surveys will allow the County to assess the effectiveness of our outreach campaign at each specific venue.

Also, on April 23, 2013, OC Waste & Recycling in collaboration with DSC and Angels Baseball launched a poster contest. Young Orange County residents have the opportunity to participate in a special Eco Challenge poster contest for the chance to be an Honorary Bat Kid at a 2013

Angels baseball game. There will be five winners, one from each supervisorial district who will have the opportunity to be a bat kid at an Angels game and join the Angels players on the field in the month of August 2013. Promotions such as these will continue to be a feature of the County's collaborative partnership with the Discovery Science Center. Posters were submitted in response to the poster contest challenge. Judges are currently evaluating the submittals. Winners will be announced in mid-July.

REDESIGN OF THE COUNTYWIDE DISPOSAL REPORTING SYSTEM

The County collects tonnage origin information on behalf of its jurisdictions and provides this information to the state. Paradigm Software, LLC has been working to redesign the countywide Landfill Disposal Reporting System Web Site. The redesign of the Disposal Reporting System (DRS) Web site will enhance the functions and features required to accurately report disposal data to the public and regulators. These DRS reporting requirements are mandated by CalRecycle and currently County staff has begun beta testing internally to ensure the system is accurate and reflects the vision of how the system should look and feel. County staff after testing then reached out to external stakeholders such has the OC haulers and OC City Recycling Coordinators for hands on training of the new DRS system. The County is eager to use the system and its new features.

Recommended Action: Receive and file report.



Agenda Item 4 – Legislative and Regulatory Report – Jesus Perez, Legislative & Regulatory Affairs Manager

This report provides the Waste Management Commission regular updates on the California Legislature as it pertains to solid waste management and OC Waste & Recycling's participation in regulatory activities.

California Legislature

The Detailed Legislative Report includes a comprehensive status report of bills. The report is divided into the following sections:

- Bills of Interest
- Bills with official County Position
- Additional Waste-Related Bills

The Legislative Locations Update table recaps the status of the bills and provides an overall view of legislation OC Waste & Recycling is tracking.

Regulatory Activities

The Regulations Summary Report includes a comprehensive status of proposed regulations monitored by OC Waste & Recycling.

Recommended Action: Receive and file report.

Attachments:

Attachment A – Legislative Locations Update

Attachment B – Bill Status Report

Attachment C – Regulations Summary

Waste Management Commission June 13, 2013

Agenda Item 4 - Attachment A Legislative Locations Update

Bill #	Author	Description	Location	Last	Position
				Amended	
<u>AB 5</u>	Ammiano D	Homelessness.	2 YEAR	Amended 4/30/2013	Watch
		State government: Administrative		Amended	
AB 12	Cooley D	Procedure Act: standardized regulatory impact analyses.	RLS.	5/24/2013	Watch
		Environmental quality: California		Amended	
<u>AB 37</u>	<u>Perea D</u>	Environmental Quality Act: record of proceedings.	RLS.	3/18/2013	Watch
AB 158	Levine D	Solid waste: single-use carryout	2 YEAR	Amended	Watch
		bags.		4/9/2013	+
AB 215	<u>Chesbro D</u>	Solid waste recycling.	E.Q.	Introduced 1/31/2013	Watch
AB 221	Quirk-Silva D	Recycled concrete.	E.Q.	Amended	Watch
<u> </u>	GGIII OIIVA D	•	L.W.	4/29/2013	Wateri
AB 323	Chesbro D	Solid waste: recycling: diversion:	2 YEAR	Introduced	Oppose
		green materials.		2/12/2013	+
AB 333	Wieckowski D	Medical waste.	RLS.	Amended 5/8/2013	Watch
		California Environmental Quality		Introduced	+
AB 380	<u>Dickinson D</u>	Act: notice requirements	RLS.	5/24/2013	Watch
15.400	C	Solid waste: home-generated		Amended	
AB 403	Stone D	sharps.	2 YEAR	4/18/2013	Watch
AB 416	Gordon D	State Air Resources Board: Local	2 YEAR	Amended	Watch
AD 410	GOIGOILD	Emission Reduction Program.	2 TEAR	4/4/2013	Wateri
AB 488	Williams D	Recycling: household batteries.	2 YEAR	Amended	Watch
				4/23/2013	
AB 515	Dickinson D	Environmental quality: California Environmental Quality Act: judicial	2 YEAR	Amended	Watch
<u> </u>	<u>Dickinson D</u>	review.	Z IZAK	3/11/2013	Water
AB 521	Stone D	Recycling: marine plastic pollution.	2 YEAR	Amended	Watch
<u> </u>	OTOTIC D	recycling. marme plastic polition.	ZILAN	5/7/2013	Water
AB 543	Campos D	California Environmental Quality	RLS.	Amended	Oppose
		Act: translation.		5/24/2013	+
AB 686	Quirk D	Hazardous waste: pharmaceutical facilities.	RLS.	Amended	Watch
		lacilities.		5/24/2013 Amended	+
<u>AB 744</u>	Gordon D	Recycling: beverage containers.	E.Q.	4/1/2013	Watch
		California Environmental Quality		Amended	+
AB 756	Melendez R	Act: judicial review: public works	2 YEAR		Watch
		projects.		4/11/2013	
		Environmental quality: California		Introduced	
AB 794	Gorell R	Environmental Quality Act: exemption: use of landfill and	2 YEAR	2/21/2013	Watch
		organic waste.		2/2//2013	
AB 953	Ammiano D	California Environmental Quality	2 YEAR	Introduced	Watch
UD 300	Allilliallo D	Act.	Z I EAR	2/22/2013	vvalcii

Waste Management Commission June 13, 2013

Agenda Item 4 - Attachment A Legislative Locations Update

Bill #	Author	Description	Location	Last Amended	Position
AB 997	Chesbro D	Composting: anaerobic digestion.	E.Q.	Introduced 2/22/2013	Watch
AB 1001	Gordon D	Recycling: voluntary beverage containers.	RLS.	Amended 5/28/2013	Watch
AB 1014	Williams D	Energy: electrical corporations: green tariff shared renewable program.	RLS.	Amended 5/8/2013	Watch
AB 1021	Eggman D	Alternative energy: recycled feedstock.	RLS.	Amended 5/8/2013	Watch
AB 1022	Eggman D	Electronic waste: CRT glass market development payments.	RLS.	Amended 4/23/2013	Watch
AB 1023	Eggman D	Air resources: greenhouse gas emissions.	2 YEAR	Amended 5/8/2013	Watch
				Amended	
<u>AB 1056</u>	Jones R	State Air Resources Board: market- based compliance mechanism.	2 YEAR	3/21/2013	Watch
AB 1060	Fox D	Environmental quality: California Environmental Quality Act: filing fees: exemptions.	E.Q.	Introduced	Watch
		rece. exemptions.		2/22/2013	
AB 1126	Gordon D	Solid waste: biomass conversion: municipal solid waste (MSW)	RLS.	Amended 5/8/2013	Watch
		conversion.		A	-
AB 1302	Hagman R	Environmental quality: the Sustainable Environmental Protection Act.	2 YEAR	Amended 3/21/2013	Watch
AB 1329	V. Manuel Pérez D	Hazardous waste: environmental justice.	RLS.	Amended 5/7/2013	Watch
AB 1337	Allen R	Solid waste: plastic bag: recycling.	2 YEAR	Amended 3/21/2013	Watch
AB 1370	Patterson R	Recycling: beverage containers.	2 YEAR	Amended 3/21/2013	Watch
AB 1398	Committee on Natural Resources	Solid waste recycling.	RLS.	Introduced 3/11/2013	Watch
SB 34	Calderon D	Greenhouse gas: carbon capture and storage.	APPR. SUSPENSE FILE	Amended 4/30/2013	Watch
SB 43	Wolk D	Shared Renewable Energy Self- Generation Program.	DESK	Amended 5/28/2013	Watch
SB 245	Correa D	Recycling: mattresses.	E.Q.	Amended 4/1/2013	Watch
SB 254	Hancock D	Solid waste: used mattresses: recycling and recovery.	DESK	Amended 5/28/2013	Watch
SB 359	Corbett D	Environment: CEQA exemption: housing projects.	NAT. RES.	Amended 4/1/2013	Watch
SB 405	Padilla D	Solid waste: single-use carryout bags.	2 YEAR	Amended 5/24/2013	Watch

Waste Management Commission June 13, 2013

Agenda Item 4 - Attachment A Legislative Locations Update

Bill #	Author	Description	Location	Last Amended	Position
<u>SB 436</u>	Jackson D	California Environmental Quality Act: notice.	DESK	Amended 4/3/2013	Watch
<u>SB 525</u>	Galgiani D	California Environmental Quality Act: exemptions.	2 YEAR	Introduced 2/21/2013	Watch
SB 529	Leno D	Recycling: fast food facilities.	2 YEAR	Amended 4/8/2013	Watch
<u>SB 617</u>	Evans D	California Environmental Quality Act.	2 YEAR	Amended 5/28/2013	Watch
SB 633	Pavley D	CEQA- New Information	DESK	Amended 5/6/2013	Watch
<u>SB 727</u>	Jackson D	Medical waste: pharmaceutical product stewardship program.	2 YEAR	Amended 4/3/2013	Watch
<u>SB 731</u>	Steinberg D	CEQA and sustainable communities strategy.	DESK	Amended 5/24/2013	Watch
<u>SB 739</u>	Calderon D	Environmental quality.	2 YEAR	Introduced 2/22/2013	Watch
<u>SB 754</u>	Evans D	California Environmental Quality Act.	2 YEAR	Amended 5/6/2013	Watch
<u>SB 785</u>	Wolk D	Design-build.	2 YEAR	Amended 5/2/2013	Support with Amendments
<u>SB 804</u>	<u>Lara D</u>	Solid waste: energy.	DESK	Amended 5/8/2013	Watch

Updated 6/5/13

Location Legend	
2 YEAR	Failed deadline in house of origin and is now a 2 year bill
APPR.	Appropriations Committee
APPR. SUSPENSE FILE	Appropriations Committee Suspense files
CONSENT CALENDAR	Approved in original house and ordered a second read
DESK	With Clerk at desk in front of the Senate or Assembly
E.Q.	Environmental Quality
NAT. RES.	Natural Resources Committee
RLS	Rules Committee

Waste Management Commission Thursday, June 13, 2013

Agenda Item 4 - Attachment B Bill Status Report

COUNTY OF ORANGE BOARD APPROVED POSITIONS

Position Legend

Support OC Waste & Recycling supports the bill, and has requested official BOS support.

Oppose OC Waste & Recycling opposes the bill, and has requested official BOS opposition.

Watch OC Waste & Recycling has no position on the bill, but will continue to monitor it because of

possible implications for the Department.

BOS These initials following any position mean that the Board of Supervisors has officially taken the

indicated position.

WMC These initials following any position mean that the Waste Management Commission has

expressed a position.

Notes with specific information about the effect of the legislation on OC Waste & Recycling follow each bill summary in blue type.

AB 5 (Ammiano D) Homelessness.

Current Text: Amended: 4/30/2013

Introduced: 12/3/2012

Status: 5/15/2013-Action From APPR.: To APPR. SUSPENSE FILE

Location: 5/15/2013-A. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered	
Deud			House				House						

Summary: Existing law provides that no person in the state shall, on the basis of race, national origin, ethnic group identification, religion, age, sex, sexual orientation, color, genetic information, or disability, be unlawfully denied full and equal access to the benefits of, or be unlawfully subjected to discrimination under, any program or activity that is conducted, operated, or administered by the state or by any state agency, is funded directly by the state, or receives any financial assistance from the state. This bill would enact the Homeless Person's Bill of Rights and Fairness Act, which would provide that no person's rights, privileges, or access to public services may be denied or abridged because he or she is homeless. The bill would provide that every homeless person has the right, among others, to move freely, rest, eat, share, accept, or give food or water, and solicit donations in public spaces, as defined, and the right to lawful self-employment, as specified, confidentiality of specified records, assistance of legal counsel in specified proceedings, and restitution, under specified circumstances. By requiring a county to pay the cost of providing legal counsel, as specified, the bill would increase the duties of local agencies, thereby imposing a state-mandated local program. The bill would provide immunity from employer retaliation to a public employee who provides specified assistance to a homeless person. The bill would require local law enforcement agencies to make specified information available to the public and report to the Attorney General on an annual basis with regard to enforcement of local ordinances against homeless persons and compliance with the act, as specified, thereby imposing a statemandated local program. The bill would provide for judicial relief and impose civil penalties for a violation of the act. This bill contains other related provisions and other existing laws.

AB 12 (Cooley D) State government: Administrative Procedure Act: standardized regulatory impact analyses. Position: WATCH

Current Text: Amended: 4/15/2013

Introduced: 12/3/2012

Status: In committee: Set, first hearing. Referred to APPR. suspense file.

Location: 5/1/2013-In committee: Set, first hearing. Referred to APPR. suspense file.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: The Administrative Procedure Act governs the procedures for the adoption, amendment, or repeal of regulations by state agencies and for the review of those regulatory actions by the Office of Administrative Law. Existing law requires each state agency to prepare a standardized regulatory impact analysis, as specified, with respect to the adoption, amendment, or repeal of a major regulation, as defined, that is proposed on or after November 1, 2013. Existing law requires the Department of Finance and the office, from time to time, to review the standardized regulatory impact analyses for adherence to regulations adopted by the department. This bill would instead require the Department of Finance and the office to annually review the standardized regulatory impact analyses for adherence to the regulations adopted by the department. This bill contains other related provisions and other existing laws.

AB 37 (Perea D) Environmental quality: California Environmental Quality Act: record of proceedings. Position: WATCH

Current Text: Amended: 3/18/2013

Introduced: 12/3/2012

Status: 5/1/2013-In committee: Set, first hearing. Referred to APPR. suspense file.

Location: 5/1/2013-A. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2 0		1st I	House			2nd]	House					

Summary: The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA establishes a procedure for the preparation and certification of the record of proceedings upon the filing of an action or proceeding challenging a lead agency's action on the grounds of noncompliance with CEQA. This bill would require, until January 1, 2017, for specified projects or upon the request of a project applicant and the consent of the lead agency, that the lead agency among other things, prepare a record of proceedings concurrently with the preparation of negative declarations, mitigated negative declarations, EIRs, or other environmental documents for specified projects. Because the bill would require, for specified projects, a lead agency to prepare the record of proceedings as provided, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

AB 158 (Levine D) Solid waste: single-use carryout bags.

Current Text: Amended: 4/9/2013

Introduced: 1/22/2013

Status: 5/8/2013-In committee: Set, first hearing. Referred to APPR. suspense file.

Location: 5/8/2013-A. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: Existing law, until January 1, 2020, requires an operator of a store, as defined, to establish an atstore recycling program that provides to customers the opportunity to return clean plastic carryout bags to that store. The bill would, on and after July 1, 2016, additionally impose these prohibitions and requirements on convenience food stores, foodmarts, and certain other specified stores. This bill contains other related provisions and other existing laws.

AB 215 (Chesbro D) Solid waste recycling.

Current Text: Introduced: 1/31/2013

Introduced: 1/31/2013

Status: 5/15/2013-Referred to Com. on E.Q.

Location: 5/15/2013-S. E.Q.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
		1st l	House			2nd	House					

Summary: The California Integrated Waste Management Act of 1989 requires rigid plastic packaging containers that are sold or offered for sale in this state to meet, on average, one of specified criteria and defines terms for purposes of those requirements. One of those criteria that a rigid plastic packaging container may meet to satisfy this requirement is that the container be source reduced. The act provides for the enforcement of these requirements by the Department of Resources Recycling and Recovery and provides that an entity making a false certification pursuant to those requirements is subject to a violation for fraud. This bill would revise the definitions of the various terms used in those requirements, including revising the definition of the term "source reduced" to impose new requirements, thereby imposing a state-mandated local program by changing the definition of a crime. This bill contains other related provisions and other existing laws.

AB 221 (Quirk-Silva D) Recycled concrete.

Current Text: Amended: 4/29/2013

Introduced: 2/4/2013

Status: 5/15/2013-Referred to Com. on E.Q.

Location: 5/15/2013-S. E.Q.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
		1st l	House			2nd	House					

Position: WATCH

Position: WATCH

Summary: Existing law authorizes the use of recycled concrete materials if the user has been fully informed, as defined, that the concrete may contain recycled concrete material and prohibits recycled concrete from being offered, provided, or sold to the Department of Transportation or the Department of General Services for any use unless specifically requested and approved by that department. Existing law defines the term recycled concrete for these purposes as including mix designs or aggregate gradations that are in accordance with certain specifications. This bill would revise the definition of recycled concrete for purposes of these provisions to additionally include, as one of those specifications, the California Green Building Standards Code.

AB 323 (Chesbro D) Solid waste: recycling: diversion: green materials. Position: OPPOSED-BOS

Current Text: Introduced: 2/12/2013

Introduced: 2/12/2013

Status: 4/30/2013-From committee: Do pass and re-refer to Com. on APPR. (Ayes 6. Noes 3.) (April 29). Re-

referred to Com. on APPR. **Location:** 4/30/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Doud		1st l	House			2nd	House					

Summary: The existing California Integrated Waste Management Act of 1989, which is administered by the Department of Resources Recycling and Recovery, establishes an integrated waste management program. Existing law requires each city, county, and regional agency, if any, to develop a source reduction and recycling element of an integrated waste management plan. The act requires the source reduction and recycling element to divert from disposal 50% of all solid waste subject to the element through source reduction, recycling, and composting activities, with specified exceptions. Under the act, the use of solid waste for beneficial reuse in the construction and operation of a solid waste landfill, including the use of alternative daily cover, constitutes diversion through recycling and is not considered disposal. This bill would require the department to adopt regulations to provide that, no later than January 1, 2020, the use of green material as alternative daily cover or alternative intermediate cover does not constitute diversion through recycling and would be considered disposal for purposes of the act. The bill would authorize the department to delay the effective date of this requirement, as specified. The bill would impose a state-mandated local program by imposing new duties upon local agencies with regard to the diversion of solid waste. This bill contains other related provisions and other existing laws.

OC Waste & Recycling Notes: This bill would remove diversion credits for green waste currently used as alternative daily cover or erosion control at Orange County landfills. This would result in non-compliance of AB 939 as well as fiscal impacts to Orange County, its cities, business and residents.

Position: WATCH

AB 333 (Wieckowski D) Medical waste.

Current Text: Amended: 5/8/2013

Introduced: 2/15/2013 **Status:** 5/15/2013-Do pass. **Location:** 5/15/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Doud		1st I	House			2nd 1	House					

Summary: Existing law, the Medical Waste Management Act, regulates the disposal of medical waste, including requiring specified biohazard materials to be disposed of in biohazard bags and requiring specified Agenda Item 4, Attachment B, June 13, 2013

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treatment for medical waste. Transportation, storage, treatment, or disposal of medical waste in a manner not authorized by the act is a crime. This bill would change the definition of a biohazard bag to a film bag certified by the manufacturer as having passed specified tests for tear resistance and impact resistance. The bill would require a biohazard bag to be red unless other colors are used to further segregate the waste stream. If additional colors are used, the bill would require the color assignments to be designated in the facility's medical waste management plan. This bill contains other related provisions and other existing laws.

AB 380 (Dickinson D) California Environmental Quality Act: notice requirements Position: WATCH

Current Text: Introduced: 2/14/2013

Introduced: 2/14/2013

Status: 5/15/2013-Action From APPR.: To APPR. SUSPENSE FILE.

Location: 5/15/2013-A. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEOA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would additionally require the above mentioned notices to be filed with both the Office of Planning and Research and the county clerk and be posted by county clerk for public review. The bill would require the county clerk to post the notices within one business day, as defined, of receipt and stamp on the notice the date on which the notices were actually posted. By expanding the services provided by the lead agency and the county clerk, this bill would impose a state-mandated local program. The bill would require the county clerk to post the notices for at least 30 days. The bill would require the Office of Planning and Research to post the notices on a publicly available online database established and maintained by the office. The bill would require the office to stamp the notices with the date on which the notices were actually posted for online review and would require the notices to be posted for at least 30 days. The bill would authorize the office to charge an administrative fee not to exceed \$10 per notice filed. The bill would specify that a time period or limitation periods specified by CEQA does not commence until the notices are actually posted for public review by the county clerk or is available in the online database, whichever is later. The bill would require the notice of determination to be filed solely by the lead agency. This bill contains other related provisions and other existing laws.

AB 403 (Stone D) Solid waste: home-generated sharps.

Current Text: Amended: 4/18/2013

Introduced: 2/15/2013

Status: 5/8/2013-In committee: Set, first hearing. Hearing canceled at the request of author.

Location: 5/8/2013-A. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st I	House			2nd 1	House					

Position: WATCH

Summary: Existing law requires a pharmaceutical manufacturer selling or distributing medication that is intended to be self-injected at home to submit, on an annual basis, to the Department of Resources Recycling Agenda Item 4, Attachment B, June 13, 2013

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and Recovery a plan supporting the safe collection and proper disposal of specified waste devices. This bill would require a producer of home-generated sharps or a stewardship organization designated by the producer to submit a home-generated sharps stewardship plan by April 1, 2015, to the Department of Resources Recycling and Recovery. The bill would require the plan to provide for the development and implementation of a recovery program to reduce the generation of, and manage the end of life of, home-generated sharps, and to include specified elements, including provisions to meet specified minimum collection rates for the home-generated sharps subject to the plan. This bill contains other related provisions and other existing laws.

AB 416 (Gordon D) State Air Resources Board: Local Emission Reduction Program Position: WATCH

Current Text: Amended: 4/4/2013

Introduced: 2/15/2013

Status: 5/1/2013-In committee: Set, first hearing. Referred to APPR. suspense file.

Location: 5/1/2013-A. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2		1st l	House			2nd	House					

Summary: Existing law designates the State Air Resources Board as the state agency with the primary responsibility for the control of vehicular air pollution and air pollution control districts and air quality management districts with the primary responsibility for the control of air pollution from all sources other than vehicular sources. This bill would create the Local Emission Reduction Program and would require money to be available from the General Fund, upon appropriation by the Legislature, for purposes of providing grants and other financial assistance to develop and implement greenhouse gas emissions reduction projects in the state. The bill would require the state board, in coordination with the Strategic Growth Council, to administer the program, as specified. The bill would require the implementation of the program to be contingent on the appropriation of moneys by the Legislature, as specified.

AB 488 (Williams D) Recycling: household batteries.

Current Text: Amended: 4/23/2013

Introduced: 2/19/2013

Status: 5/13/2013-Hearing postponed by committee.

Location: 4/24/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: The California Integrated Waste Management Act of 1989, administered by the Department of Resources Recycling and Recovery, requires retailers of rechargeable batteries to have in place a system for the acceptance and collection of rechargeable batteries. This bill would require, by January 1, 2015, a producer or a household battery stewardship organization appointed by one or more producers of a household battery to submit to the department a household battery stewardship plan, which would be required to include specified elements. The bill would require the department to review a household battery stewardship plan submitted to the department within 30 days after receipt and to approve or disapprove the plan, as specified. This bill contains other related provisions.

AB 515 (Dickinson D) Environmental quality: California Environmental Quality Act:

judicial review. Position: WATCH

Current Text: Amended: 3/11/2013

Introduced: 2/20/2013

Status: 5/3/2013-Failed Deadline pursuant to Rule 61(a)(2). (Last location was JUD. on 3/12/2013)

Location: 5/3/2013-A. 2 YEAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Doud		1st l	House			2nd	House					

Summary: The California Constitution vests the judicial power of the state in the Supreme Court, the courts of appeal, and the superior courts. Existing law establishes a superior court of one or more judges in each county and provides that the superior courts have original jurisdiction, except as provided in the Constitution. Existing law requires the presiding judge of each superior court to distribute the business of the court among the judges, and to prescribe the order of business, subject to the rules of the Judicial Council. This bill would establish a CEQA compliance division of the superior court in a county in which the Attorney General maintains an office and would vest the division with original jurisdiction over actions of proceedings brought pursuant to CEQA and joined matters related to land use and environmental laws. The bill would require the Judicial Council to adopt rules for establishing, among other things, protocol to govern the administration and efficient operation of the division, so that those judges assigned to the division will be able to hear and quickly resolve those actions or proceedings. The bill would provide that decisions of the CEQA compliance division of the superior court may be reviewed by way of a petition for an extraordinary writ. The bill would require the CEQA compliance division to issue a preliminary decision before the opportunity for oral argument is granted. If the CEQA compliance division of the superior court finds that a determination of a public agency violated CEQA, the bill would require the court's order to specify what action taken by the public agency was in error and what specific action by the public agency is necessary to comply with CEQA. The bill would prohibit an action or proceeding pursuant to CEQA from being brought unless the alleged grounds of noncompliance were presented to the public agency with enough specificity that the public agency could reasonably respond to the alleged violation. The bill would prohibit a person from maintaining an action or proceeding pursuant to CEQA unless that person objected during the administrative process with specificity as to how the public agency's response to the alleged violation is inadequate. This bill contains other existing laws.

AB 521 (Stone D) Recycling: marine plastic pollution.

Current Text: Amended: 5/7/2013

Introduced: 2/20/2013

Status: 5/8/2013-Re-referred to Com. on APPR.

Location: 5/8/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2 444		1st I	House			2nd]	House					

Position: WATCH

Summary: The California Integrated Waste Management Act of 1989, administered by the Department of Resources Recycling and Recovery, requires every rigid plastic packaging container, as defined, sold or offered for sale in this state to generally meet one of specified criteria. This bill would require the department, by June 1, 2014, in coordination with the Ocean Protection Council and the State Water Resources Control Board, to adopt regulations to implement the bill. The department would be required, by July 1, 2014, in consultation with the council and the state water board, to adopt a list that specifies those items, or categories of items, that the department finds are the major sources of marine plastic pollution and, therefore, would be a covered item for Agenda Item 4, Attachment B, June 13, 2013

purposes of the bill, and to revise the list, as specified. This bill contains other related provisions and other existing laws.

AB 543 (Campos D) CEQA Translation.

Current Text: Amended: 5/6/2013

Introduced: 2/20/2013

Status: 5/7/2013-Re-referred to Com. on APPR.

Location: 5/7/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st I	House			2nd	House					

Summary: Existing law, the California Environmental Quality Act, referred to as CEQA, requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would require a lead agency to translate, as specified, certain notices required by the act and a summary of any negative declaration, mitigated negative declaration, or environmental impact report when a group of non-English-speaking people, as defined, comprises at least 5% of the population within the lead agency's jurisdiction and the project is proposed to be located at or near an area where the group of non-English-speaking people comprises at least 5% of the residents of that area. By requiring a lead agency to translate these notices and documents, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

OC Waste & Recycling Notes: This bill would require translation of complex technical information which would significantly increase the costs and time needed for translation on many projects undertaken or approved by the County or companies doing business with the County.

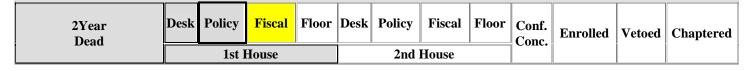
AB 686 (Quirk D) Hazardous waste: pharmaceutical facilities.

Current Text: Amended: 5/7/2013

Introduced: 2/21/2013

Status: 5/8/2013-Re-referred to Com. on APPR.

Location: 5/8/2013-A. APPR.



Summary: Existing law requires hazardous waste facilities, including, but not limited to, treatment facilities, to operate under hazardous waste facilities permits or other grants of authorization issued by the Department of Toxic Substances Control. Existing law exempts pharmaceutical neutralization activities from certain requirements of the hazardous waste control laws and certain regulations adopted pursuant to that law if specified conditions are met with regard to the pharmaceutical manufacturing or process development activities, including the management of air emissions and wastes generated as a result of those activities. This bill would

Position: WATCH

Position: OPPOSE BOS

require the department, by January 1, 2015, to develop recommendations for standards and guidelines for the operation of on-site waste management and recycling of hazardous waste at facilities engaged in pharmaceutical manufacturing or pharmaceutical process development. The department would be required, by January 1, 2015, to submit a report to the Legislature on those recommendations, including any recommended statutory and regulatory actions needed to assure the safe and efficient management of waste from pharmaceutical manufacturing or pharmaceutical process development actives. The bill would repeal this report requirement on January 1, 2019.

AB 744 (Gordon D) Recycling: beverage containers.

Current Text: Amended: 4/1/2013

Introduced: 2/21/2013

Status: 5/9/2013-In Senate. Read first time. To Com. on RLS. for assignment.

Location: 5/9/2013-S. RLS.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
		1st I	House			2nd	House					

Summary: Existing law, the California Beverage Container Recycling and Litter Reduction Act, requires the Department of Resources Recycling and Recovery to establish reporting periods of every 6 months for redemption rates and recycling rates for specified types of beverage containers, to determine those rates for each reporting period, and to issue a report on those determinations. The act defines various terms for purposes of those provisions, including "redemption rate." This bill would delete the provisions that require the department to establish the reporting periods for the redemption rates and to determine the redemption rates for specified types of beverage containers. The bill also would delete the definition of the term "redemption rate" and make conforming changes with regard to a statement of legislative intent.

AB 756 (Melendez R) California Environmental Quality Act: judicial review:

public works projects. Position: WATCH

Current Text: Amended: 4/11/2013

Introduced: 2/21/2013

Status: 5/3/2013-Failed Deadline pursuant to Rule 61(a)(2). (Last location was JUD. on 4/15/2013)

Location: 5/3/2013-A. 2 YEAR



Summary: The California Environmental Quality Act, referred to as CEQA, requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report, referred to as an EIR, on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA establishes a procedure for the preparation and certification of the record of proceedings upon the filing of an action or proceeding challenging a lead agency's action on the grounds of noncompliance with CEQA. This bill would also apply these provisions to a public works project, defined to mean an infrastructure project carried out by the city, county, special district, or state government or contracted out to a private entity by the special district or local or state government. By requiring a lead agency to use these alternative procedures in preparing and certifying the administrative record, this bill would impose a state-mandated local program. The bill would also authorize the Judicial Council to adopt Rules of Court to implement these provisions. This bill contains other related provisions and other existing laws.

Agenda Item 4, Attachment B, June 13, 2013

AB 794 (Gorell R) Environmental quality: California Environmental Quality

Act: exemption: use of landfill and organic waste.

Position: WATCH

Current Text: Introduced: 2/21/2013

Introduced: 2/21/2013

Status: 5/3/2013-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 3/4/2013)

Location: 5/3/2013-A. 2 YEAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2 3		1st l	House			2nd	House					

Summary: The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would exempt from the requirements of CEQA a project that takes landfill materials or organic waste and converts them into renewable green energy if the lead agency finds that the project will result in a net reduction in greenhouse gas emissions or support sustainable agriculture. The bill would exempt from the requirements of CEQA a project that uses biological processes to convert organic waste streams into nonchemical soil fertility products that support renewable and reusable cultivation and viability. Because a lead agency would be required to determine whether a project is exempt under those provisions, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

AB 953 (Ammiano D) California Environmental Quality Act.

Current Text: Introduced: 2/22/2013

Introduced: 2/22/2013

Status: 5/13/2013-Read second time. Ordered to third reading.

Location: 5/13/2013-A. THIRD READING



Summary: The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA defines "environment" and "significant effect on the environment" for its purposes. CEQA requires the EIR to include a detailed statement setting forth specified facts. This bill would revise those definitions, as specified. This bill would additionally require the lead agency to include in the EIR a detailed statement on any significant effects that may result from locating the proposed project near, or attracting people to, existing or reasonably foreseeable natural hazards or adverse environmental conditions. Because the lead agency would be required to undertake this additional consideration, this bill

would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

AB 997 (Chesbro D) Composting: anaerobic digestion.

Current Text: Introduced: 2/22/2013

Introduced: 2/22/2013

Status: 5/15/2013-Referred to Com. on E.Q.

Location: 5/15/2013-S. E.Q.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered	
		1st l	House			2nd]	House						

Summary: The California Integrated Waste Management Act of 1989 establishes an integrated waste management program administered by the Department of Resources Recovery and Recycling that requires each city, county, and regional agency, if any, to develop a source reduction and recycling element of an integrated waste management plan. The element is required to divert 50% of the solid waste subject to the element through source reduction, recycling, and composting activities. The act allows the source reduction and recycling element to include not more than 10% diversion through transformation, which is defined as excluding, among other things, composting. The act defines the term "composting" for the purposes of the act as the controlled or uncontrolled biological decomposition of organic wastes. The act also defines the term "solid waste facility," for purposes of the permitting requirements of the act, as a composting facility. This bill would define the term "anaerobic digestion," for purposes of the act, as a process using the bacterial breakdown of compostable organic material in a controlled environment that meets the parameters that may be established by the department, and would revise the definition of the term "composting" to include anaerobic digestion.

AB 1001 (Gordon D) Recycling: voluntary beverage containers.

Current Text: Amended: 5/8/2012

Introduced: 2/22/2013

Status: 5/13/2013-Hearing postponed by committee.

Location: 5/9/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: Existing law, the California Beverage Container Recycling and Litter Reduction Act, requires a distributor to pay a redemption payment for every beverage container sold or offered for sale in the state to the Department of Resources Recycling and Recovery. The department is required to deposit those amounts in the California Beverage Container Recycling Fund. The act defines the term beverage as including specified types of beverages that are sold in aluminum beverage containers, glass beverage containers, plastic beverage containers, or bimetal containers. A violation of the act is a crime. This bill would define the term "regulated beverage" as a beverage that meets the definition of beverage under the act, but is sold in a beverage container that is not one of those containers. The bill would also include, as a regulated beverage, 100% fruit juice in a container that is 46 ounces or more in volume and vegetable juice in a container that is more than 16 ounces in volume. This bill contains other related provisions and other existing laws.

AB 1014 (Williams D) Energy: electrical corporations: green tariff shared

renewable program. Position: WATCH

Current Text: Amended: 5/8/2012

Agenda Item 4, Attachment B, June 13, 2013

Position: WATCH

Introduced: 2/22/2013

Status: 5/9/2013-Re-referred to Com. on APPR.

Location: 5/9/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd]	House					

Summary: Under existing law, the Public Utilities Commission has regulatory jurisdiction over public utilities, including electrical corporations, as defined. 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. Under existing law, the local government renewable energy self-generation program authorizes a local government, as defined, to receive a bill credit, as defined, to be applied to a designated benefiting account for electricity exported to the electrical grid by an eligible renewable generating facility, as defined, and requires the commission to adopt a rate tariff for the benefiting account. This bill would require specified electrical corporations to file with the commission, by March 1, 2014, an advice letter requesting the approval of a green tariff shared renewable program. The bill would require the commission, by July 1, 2014, after notice and opportunity for public comment, to approve the advice letter if the commission finds that the proposed program is reasonable and consistent with specified findings. This bill would require the commission to require that a green tariff shared renewable program be administered in accordance with specified provisions. This bill would repeal these provisions on January 1, 2019. This bill contains other related provisions and other existing laws.

AB 1021 (Eggman D) Alternative energy: recycled feedstock.

Current Text: Amended: 5/8/2013

Introduced: 2/22/2013

Status: 5/13/2013-Hearing postponed by committee.

Location: 5/9/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered	
2000		1st l	House			2nd	House						ĺ

Summary: Existing law establishes the California Alternative Energy and Advanced Transportation Financing Authority to provide financial assistance for projects that promote the use of alternative energies. Existing law authorizes the authority to approve a project for financial assistance in the form of the sales and use tax exclusion. This bill would expand projects eligible for the sales and use tax exclusion to include projects that process or utilize recycled feedstock, as defined, that is intended to be reused in the production of another product or soil amendment.

AB 1022 (Eggman D) Electronic waste: CRT glass market development payments Position: WATCH

Current Text: Amended: 4/23/2013

Introduced: 2/22/2013

Status: 5/8/2013-In committee: Set, first hearing. Referred to APPR. suspense file.

Location: 5/8/2013-A. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
		1st l	House			2nd	House					

Summary: Existing law, the Electronic Waste Recycling Act of 2003, requires a retailer selling a covered electronic device in this state to collect a covered electronic waste recycling fee from the consumer, as specified. These fees are deposited in the Electronic Waste Recovery and Recycling Account, and the Department of Resources Recycling and Recovery is continuously appropriated the money in the account to, among other things, make electronic waste recovery payments and recycling payments. This bill would require the department, in consultation with the Department of Toxic Substances Control, to make CRT glass, as defined, market development payments to a CRT glass processor, a CRT glass manufacturer, or an electronic waste recycler who processes for use or uses CRT glass to manufacture a product in this state, pursuant to a specified claims procedure. The bill would repeal the requirement to make these payments on January 1, 2023. The bill would additionally authorize the expenditure of not more than \$10,000,000 each year of the continuously appropriated funds for the purpose of making those market development payments, until January 1, 2023.

AB 1023 (Eggman D) Air resources: greenhouse gas emissions.

Current Text: Amended: 5/8//2013

Introduced: 2/22/2013

Status: 5/15/2013-Action From APPR.: To APPR. SUSPENSE FILE.

Location: 5/16/2013-A. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st I	House			2nd]	House					

Position: WATCH

Summary: Existing law, the California Global Warming Solutions Act of 2006, requires the State Air Resources Board to adopt a statewide greenhouse gas emissions limit. Existing law requires the California Environmental Protection Agency to identify disadvantaged communities and requires the Department of Finance to develop a specified 3-year investment plan for the expenditure of funds in the Greenhouse Gas Reduction Fund in the State Treasury to achieve reductions of greenhouse gas emissions, including increased in-state waste diversion through waste reduction, diversion, and reuse. This bill would enact the Greenhouse Gas Reduction Through Recycling, Composting, and Recycled Content Manufacturing Investment Program and would require the Department of Resources Recycling and Recovery to implement the program, including developing standards and guidelines and implementing the market development program required by the bill, by expending funds appropriated by the Legislature for purposes of the program. This bill contains other related provisions.

AB 1056 (Jones R) State Air Resources Board: market-based compliance

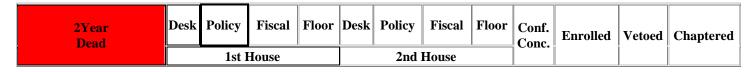
mechanism. Position: WATCH

Current Text: Amended: 3/21/2013

Introduced: 2/22/2013

Status: 5/3/2013-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 4/1/2013)

Location: 5/3/2013-A. 2 YEAR



Summary: The California Global Warming Solutions Act of 2006 authorizes the State Air Resources Board, known as ARB, by regulation, to adopt a market-based compliance mechanism to further the achievement of the statewide greenhouse gas emissions limits. This bill would require the board, if the board adopts a market-based compliance mechanism that provides for the auctioning of greenhouse gas allowances, to provide quarterly Agenda Item 4, Attachment B, June 13, 2013

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reports to certain committees of the Legislature regarding the auction, as specified.

AB 1060 (Fox D) Environmental quality: California Environmental Quality Act:

filing fees: exemptions. Position: WATCH

Current Text: Introduced: 2/22/2013

Introduced: 2/22/2013

Status: 5/9/2013-In Senate. Read first time. To Com. on RLS. for assignment.

Location: 5/9/2013-S. RLS.



Summary: Existing law requires the Department of Fish and Wildlife to impose and collect filing fees, in prescribed amounts, to defray the costs of managing and protecting fish and wildlife trust resources, including consulting with other public agencies, reviewing environmental documents, recommending mitigation measures, developing monitoring requirements for purposes of the California Environmental Quality Act (CEQA), consulting, and other activities protecting specified trust resources. Existing law exempts certain specified projects from those filing fees that are imposed on projects subject to CEQA. This bill would additionally exempt from the filing fees imposed on projects that are subject to CEQA a project being carried out or implemented by a branch of the United States Armed Forces.

AB 1126 (Gordon D) Solid waste: biomass conversion: municipal solid waste

(MSW) conversion. Position: WATCH

Current Text: Amended: 5/8/2013

Introduced: 2/22/2013

Status: 5/9/2013-Re-referred to Com. on APPR.

Location: 5/9/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2 3.11.2		1st I	House			2nd]	House					

Summary: The California Integrated Waste Management Act of 1989 (act), which is administered by the Department of Resources Recycling and Recovery, requires each city, county, and regional agency, if any, to develop a source reduction and recycling element of an integrated waste management plan. With certain exceptions, the source reduction and recycling element of that plan is required to divert 50% of all solid waste, through source reduction, recycling, and composting activities. Existing law allows the 50% diversion requirement to include, pursuant to specified conditions, not more than 10% through biomass conversion, which is defined as the controlled combustion of specific materials for use in producing electricity or heat. This bill would define the terms "MSW conversion" and "MSW conversion facility," and would make conforming changes to existing definitions with regard to those operations and facilities. The bill would also revise the definition of "composting" to include the anaerobic digestion of organic waste. This bill contains other related provisions and other existing laws.

AB 1302 (Hagman R) Environmental quality: the Sustainable Environmental

Protection Act. Position: WATCH

Current Text: Amended: 3/21/2013

Introduced: 2/22/2013

Status: 5/3/2013-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 4/30/2013) Agenda Item 4, Attachment B, June 13, 2013 Page 14 of 25

Location: 5/3/2013-A. 2 YEAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead		1st l	House			2nd	House					

Summary: The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would enact the Sustainable Environmental Protection Act and would specify the environmental review required pursuant to CEQA for projects related to specified environmental topical areas. For a judicial action or proceeding filed challenging an action taken by a lead agency on the ground of noncompliance with CEQA, the bill would prohibit a cause of action that (1) alleges noncompliance with CEQA based on any topical area or criteria for which compliance obligations are identified or (2) challenges the environmental document based on noncompliance with CEQA if: (A) the environmental document discloses compliance with applicable environmental law, (B) the project conforms with the use designation, density, or building intensity in an applicable plan, as defined, and (C) the project approval is conditioned on compliance with applicable mitigation requirements in the environmental document. The bill would provide that the Sustainable Environmental Protection Act only applies if the lead agency or project applicant has agreed to provide to the public in a readily accessible electronic format an annual compliance report prepared pursuant to the mitigation monitoring and reporting program. This bill contains other related provisions and other existing laws.

AB 1329 (V. Manuel Pérez D) Hazardous waste: environmental justice. Position: WATCH

Current Text: Amended: 5/7/2013

Introduced: 2/22/2013

Status: 5/8/2013-Re-referred to Com. on APPR.

Location: 5/8/2013-A. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: Existing law requires the California Environmental Protection Agency to develop a strategy for identifying and addressing any gaps in existing programs, policies, or activities that may impede the achievement of environmental justice, as defined, and requires each board, department, and office within the agency to review its programs, policies, and activities and identify and address any gaps in its existing programs, policies, or activities that may impede the achievement of environmental justice. This bill would instead require the department to prepare and adopt, by January 1, 2016, a state hazardous waste management plan to address the matter of environmental justice in the management of hazardous waste and to serve as a comprehensive and enforceable planning document for the state. The bill would specify the elements required to be included in the plan and would require the plan to be reviewed and revised, as specified. The bill would require the Director of Toxic Substances Control to approve the plan and to submit the plan to specified committees of the Legislature. This bill contains other related provisions and other existing laws.

AB 1337 (Allen R) Solid waste: plastic bag: recycling.

Current Text: Amended: 3/21/2013

Agenda Item 4, Attachment B, June 13, 2013

Introduced: 2/22/2013

Status: 5/10/2013-Failed Deadline pursuant to Rule 61(a)(3). (Last location was NAT. RES. on 4/30/2013)

Location: 5/10/2013-A. 2 YEAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
20		1st l	House			2nd	House					

Summary: Existing law requires a store, as defined, to establish an at-store recycling program to provide an opportunity for a customer of the store to return to the store clean plastic carryout bags. Existing law authorizes a retail establishment that is not a store, as defined, and that provides plastic carryout bags, to adopt an at-store recycling program. This bill would prohibit a city, county, or other public agency from adopting, implementing, or enforcing an ordinance, resolution, regulation, or rule that prohibits a retail establishment from offering to its customers, or otherwise prohibits a person from using, a single-use plastic carryout bag for purposes of containing specified products. The bill would also prohibit a city, county, or other public agency that otherwise prohibits the distribution of single-use plastic carryout bags by retail establishments from adopting, implementing, or enforcing an ordinance, resolution, regulation, or rule that imposes a fee, tax, or other charge upon a retail establishment that provides a single-use carryout bag that is not made of plastic to its customers or that requires the retail establishment to collect a fee, tax, or other charge from a customer for providing that type of single-use carry out bag. The bill would declare the matters regulated by the bill are of statewide interest and concern.

AB 1370 (Patterson R) Recycling: beverage containers.

Current Text: Amended: 3/21/2013

Introduced: 2/22/2013

Status: 5/3/2013-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 4/1/2013)

Location: 5/3/2013-A. 2 YEAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Dead		1st l	House			2nd	House					

Summary: Existing law specifies the manner in which moneys in the California Beverage Container Recycling Fund, a continuously appropriated fund, are expended, including authorizing the Department of Resources Recycling and Recovery to annually expend up to \$5,000,000 for a statewide public education and information campaign. The department is required to convene a specified advisory committee before expending those funds. This bill would repeal the authorization of the department to spend those funds in that manner and would make conforming changes.

AB 1398 (Committee on Natural Resources) Solid waste recycling. Position: WATCH

Current Text: Introduced: 3/11/2013

Introduced: 3/11/2013

Status: 5/15/2013-Do pass, to Consent Calendar. **Location:** 5/15/2013-A. CONSENT CALENDAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: The California Integrated Waste Management Act of 1989 requires a business, which is defined as a commercial or public entity, that generates more than 4 cubic yards of commercial solid waste per week or is a multifamily residential dwelling of 5 units or more, to arrange for recycling services. Existing law also requires jurisdictions to implement a commercial solid waste recycling program meeting specified elements. Existing law defines commercial solid waste by reference to a specified regulation. This bill instead would define commercial solid waste to include all types of solid waste generated by a store, office, or other commercial or public entity source, including a business or a multifamily dwelling of 5 or more units, thereby imposing a statemandated local program by imposing new requirements upon local jurisdictions. This bill contains other related provisions and other existing laws.

Position: WATCH

Position: WATCH

SB 34 (Calderon D) Greenhouse gas: carbon capture and storage.

Current Text: Amended: 4/30/13

Introduced: 12/3/2012

Status: 5/13/2013-Placed on APPR. suspense file. **Location:** 5/13/2013-S. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Doud		1st l	House			2nd	House					

Summary: Existing law requires the Division of Oil, Gas, and Geothermal Resources of the Department of Conservation to regulate the construction and operation of oil, gas, and geothermal wells. Pursuant to existing federal law, the federal Underground Injection Control program, or UIC program, the United States Environmental Protection Agency delegated responsibility to the division to regulate class II wells, which are wells that use injections for, among other things, enhanced recovery of oil or natural gas. The federal UIC program implements regulations that apply to class VI wells, which include wells used for geologic sequestration of carbon dioxide under specific circumstances. This bill, upon the adoption by the State Air Resources Board of a final methodology for carbon capture and storage projects seeking to demonstrate geologic sequestration of greenhouse gases, specifically would require the division to regulate carbon dioxide enhanced oil recovery projects that seek to demonstrate carbon sequestration under various laws providing for the reduction of greenhouse gas emissions. This bill contains other related provisions and other existing laws.

SB 43 (Wolk D) Shared renewable energy self-generation program.

Current Text: Amended: 5/15/2013

Introduced: 12/11/2012

Status: 5/15/2013-Re-referred to Com. on APPR.

Location: 5/15/2013-S. APPR.



Summary: Under existing law, the Public Utilities Commission has regulatory jurisdiction over public utilities, including electrical corporations, as defined. 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. Under existing law, the local government renewable energy self-generation program authorizes a local government to receive a bill credit to be applied to a designated benefiting account for electricity exported to the electrical grid by an eligible renewable generating facility, as defined, and requires the commission to adopt a rate tariff for the benefiting account. This bill would enact the Shared Renewable Energy Self-Generation Program. The program would authorize a retail customer of an electrical corporation to acquire an interest, as defined, in a shared renewable energy facility, as defined, for the purpose of receiving a bill credit to offset all or a portion of the customer's Agenda Item 4, Attachment B, June 13, 2013

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electricity usage, consistent with specified requirements. This bill contains other related provisions and other existing laws.

Position: WATCH

SB 245 (Correa D) Recycling: mattresses.

Current Text: Amended: 4/1/2013

Introduced: 2/12/2013

Status: 4/11/2013-Hearing postponed by committee.

Location: 4/3/2013-S. E.Q.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: Existing law requires a retailer of various specified products, such as rechargeable batteries and cell phones, sold in the state to have in place a system for the acceptance and collection of those products for reuse, recycling, or proper disposal. This bill would enact the "Used Mattress Recycling Act" and would define terms for purposes of the act. This bill contains other related provisions and other existing laws.

SB 254 (Hancock D) Solid waste: used mattresses: recycling and recovery. Position: WATCH

Current Text: Amended: 4/15/2013

Introduced: 2/13/2013

Status: 4/29/2013-Placed on APPR. suspense file. **Location:** 4/29/2013-S. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2044		1st 1	House			2nd	House		Conci			

Summary: Existing law requires a retailer of various specified products, such as rechargeable batteries and cellular telephones, sold in the state to have in place a system for the acceptance and collection of those products for reuse, recycling, or proper disposal. This bill would establish the Used Mattress Recovery and Recycling Act. The bill would authorize a qualified industry association, as defined, to establish a mattress recycling organization, as defined, and be certified by the Department of Resources Recycling and Recovery to develop, implement, and administer a mattress recycling program on or before July 1, 2014. The bill would require manufacturers and retailers of mattresses to register with the mattress recycling organization on or before January 1, 2015. This bill contains other related provisions.

SB 359 (Corbett D) Environment: CEQA exemption: housing projects. Position: WATCH

Current Text: Amended: 4/1/2013

Introduced: 2/20/2013

Status: 5/16/2013-Action From THIRD READING: Read third time. Passed Senate to ASSEMBLY.

Location: 5/16/2013-A. ASSEMBLY

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
		1st I	House			2nd]	House					

Summary: The California Environmental Quality Act, commonly referred to as CEQA, requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on Agenda Item 4, Attachment B, June 13, 2013

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a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would instead exempt as "residential" a use consisting of residential units and neighborhood-serving goods, services, or retail uses that do not exceed 25% of the total building square footage of the project. This bill contains other related provisions and other existing laws.

SB 405 (Padilla D) Solid waste: single-use carryout bags.

Current Text: Amended: 4/2/2013

Introduced: 2/20/2013

Status: 4/29/2013-Placed on APPR. suspense file. **Location:** 4/29/2013-S. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: Existing law, until January 1, 2020, requires an operator of a store, as defined, to establish an atstore recycling program that provides to customers the opportunity to return clean plastic carryout bags to that store. The bill, on and after July 1, 2016, would additionally impose these prohibitions and requirements on convenience food stores, foodmarts, and certain other specified stores. This bill contains other related provisions and other existing laws.

SB 436 (Jackson D) California Environmental Quality Act: notice. Position: WATCH

Current Text: Amended: 4/3/2013

Introduced: 2/21/2013

Status: 5/14/2013-Read second time. Ordered to third reading.

Location: 5/14/2013-S. THIRD READING

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000			House				House					

Summary: The California Environmental Quality Act, commonly referred to as CEQA, requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report, also known as an EIR, on a project, as defined, that it proposes to carry out or approve that may have a significant effect on the environment, as defined, or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires the lead agency to call at least one scoping meeting for a project that may affect highways or other facilities under the jurisdiction of the Department of Transportation if the meeting is requested by the department, or for a project of statewide, regional, or areawide significance. CEQA requires the lead agency to provide to specified entities a notice of at least one scoping meeting. This bill would require a lead agency to conduct at least one public scoping meeting for the specified projects and to provide notice to the specified entities of at least one public scoping meeting. This bill contains other related provisions and other existing laws.

SB 525 (Galgiani D) California Environmental Quality Act: exemptions. Position: WATCH

Current Text: Introduced: 2/21/2013

Introduced: 2/21/2013

Agenda Item 4, Attachment B, June 13, 2013

Status: 5/3/2013-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E.Q. on 3/11/2013)

Location: 5/3/2013-S. 2 YEAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
23		1st l	House			2nd	House					

Summary: The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect. Existing law exempts certain activities from CEQA, including a project for the institution or increase of passenger or commuter services on rail or highway rights-of-way already in use, including modernization of existing stations and parking facilities. This bill would provide that a project by the San Joaquin Regional Rail Commission and the High-Speed Rail Authority to improve the existing tracks, structure, bridges, signaling systems, and associated appurtenances located on the existing railroad right-of-way used by the Altamont Commuter Express service qualifies for this exemption from CEQA.

SB 529 (Leno D) Recycling: fast food facilities.

Current Text: Amended: 4/8/2013

Introduced: 2/21/2013

Status: 4/29/2013-Placed on APPR. suspense file. **Location:** 4/29/2013-S. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: The California Integrated Waste Management Act of 1989, administered by the Department of Resources Recycling and Recovery, requires every rigid plastic packaging container, as defined, sold or offered for sale in this state to generally meet one of specified criteria. This bill would enact the Plastic and Marine Pollution Reduction, Recycling, and Composting Act and would define terms for the purposes of that act. This bill contains other related provisions.

SB 617 (Evans D) California Environmental Quality Act.

Current Text: Amended: 4/1/2013

Introduced: 2/22/2013

Status: 5/13/2013-Placed on APPR. suspense file. **Location:** 5/13/2013-S. APPR. SUSPENSE FILE

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd 1	House					

Summary: The California Environmental Quality Act, referred to as CEQA requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report, referred to as an EIR on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect

Position: WATCH

on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would additionally require the above mentioned notices to be filed with both the Office of Planning and Research and the county clerk and be posted by the county clerk for public review. The bill would require the county clerk to post the notices within one business day, as defined, of receipt and stamp on the notice the date on which the notices were actually posted. By expanding the services provided by the lead agency and the county clerk, this bill would impose a state-mandated local program. The bill would require the county clerk to post the notices for at least 30 days. The bill would require the Office of Planning and Research to post the notices on a publicly available online database established and maintained by the office. The bill would require the office to stamp the notices with the date on which the notices were actually posted for online review and would require the notices to be posted for at least 30 days. The bill would authorize the office to charge an administrative fee not to exceed \$10 per notice filed. The bill would specify that a time period or limitation period specified by CEQA does not commence until the notice is actually posted for public review by the county clerk or is available in the online database, whichever is later. The bill would require the notice of determination to be filed solely by the lead agency. This bill contains other related provisions and other existing laws.

SB 633 (Pavley D) CEQA.

Current Text: Amended: 5/6/2013

Introduced: 2/22/2013

Status: 5/10/2013-Set for hearing May 20.

Location: 5/6/2013-S. APPR.



Summary: The California Environmental Quality Act, referred to as CEQA, requires a lead agency, as defined, to prepare, or cause to be prepared, and certify completion of, an environmental impact report, referred to as an EIR, on a project that it proposes to carry out or approve that may have a significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA prescribes certain requirements for the review of draft EIRs, as specified. CEQA prohibits a lead agency or responsible agency from requiring a subsequent or supplemental EIR when an EIR has been prepared for a project pursuant to its provisions, unless one or more of specified events occurs, including, among other things, that new information, which was not known and could not have been known at the time the EIR was certified as complete, becomes available. CEQA requires the Office of Planning and Research to prepare and develop, and the Secretary of the Natural Resources Agency to certify and adopt guidelines for the implementation of CEQA. CEQA requires the office to review the guidelines once every 2 years and recommend proposed changes or amendments to the guidelines to the secretary. CEQA requires the guidelines to include a list of classes of projects that have been determined not to have a significant effect on the environment and to exempt those classes of projects from CEQA, referred to as categorical exemptions. This bill would specify that the new information that becomes available was not known and could not have been known by the lead agency or any responsible agency at the time the EIR was certified as complete. The bill would authorize the office, by July 1, 2015, to revise the guidelines to include as a categorical exemption projects involving minor temporary uses of land and public gatherings that have been determined not to have a significant effect on the environment. The bill would require the secretary, by January 1, 2016, to certify and adopt the proposed revisions to the guidelines. Because a lead agency would be required to determine whether a project would fall within this categorical exemption, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing

laws.

SB 727 (Jackson D) Medical waste: pharmaceutical product stewardship

program. **Position: WATCH**

Current Text: Amended: 4/3/2013

Introduced: 2/22/2013

Status: 5/3/2013-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E.Q. on 5/1/2013)

Location: 5/3/2013-S. 2 YEAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2 3		1st 1	House			2nd	House					

Summary: The Medical Waste Management Act, administered by the State Department of Public Health, regulates the management and handling of medical waste, including pharmaceutical waste, as defined. Existing law requires, among other things, that all medical waste be hauled by either a registered hazardous waste hauler or by a person with an approved limited-quantity exemption granted pursuant to specified provisions of law. This bill would require a producer of a pharmaceutical sold in the state to, individually or through a stewardship organization, to submit a plan, on or before January 1, 2015, to the Department of Resources Recycling and Recovery. The bill would require the plan to provide for the development of a program to collect, transport, and process home-generated pharmaceutical drugs and to include specified aspects, including the minimum amount of collection sites, including by January 1, 2016, at least one collection service within 10 miles per person in the state. This bill contains other related provisions and other existing laws.

SB 731 (Steinberg D) Environment: California Environmental Quality Act and

sustainable communities strategy. **Position: WATCH**

Current Text: Amended: 5/7/2013

Introduced: 2/22/2013

Status: 5/10/2013-Set for hearing May 20.

Location: 5/7/2013-S. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Doud		1st l	House			2nd	House					

Summary: The California Environmental Quality Act, or CEQA, requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report, or EIR, on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA requires the Office of Planning and Research to develop and prepare, and the Secretary of the Natural Resources Agency to certify and adopt, guidelines for the implementation of CEQA by public agencies. CEQA establishes a procedure for the preparation and certification of the record of proceedings upon the filing of an action or proceeding challenging a lead agency's action on the grounds of noncompliance with CEQA. CEQA establishes time periods within which a person is required to bring a judicial action or proceeding to challenge a public agency's action taken pursuant to CEQA. This bill would provide that aesthetic impacts of a residential, mixed-use residential, or employment center project, as defined, within a transit priority area, as defined, shall not be considered significant impacts on the environment. The bill would require the office to prepare and propose, and the Secretary of the Natural Agenda Item 4, Attachment B, June 13, 2013 Page 22 of 25

Resources Agency to certify and adopt, revisions to the guidelines for the implementation of CEQA establishing thresholds of significance for noise, and for the transportation and parking impacts of residential, mixed-use residential, or employment center projects within transit priority areas. The bill would require the lead agency, in making specified findings, to make those findings available to the public at least 15 days prior to the approval of the proposed project and to provide specified notice of the availability of the findings for public review. Because the bill would require the lead agency to make the draft finding available for public review and to provide specified notices to the public, this bill would impose a state-mandated local program. The bill would require the lead agency, at the request of a project applicant for specified projects, to, among other things, prepare a record of proceedings concurrently with the preparation of negative declarations, mitigated negative declarations, EIRs, or other environmental documents for specified projects. Because the bill would require a lead agency to prepare the record of proceedings as provided, this bill would impose a state-mandated local program. The bill would authorize the tolling of the time period in which a person is required to bring a judicial action or proceeding challenging a public agency's action taken pursuant to CEQA through a tolling agreement that does not exceed 4 years. The bill would authorize the extension of the tolling agreement. This bill contains other related provisions and other existing laws.

SB 739 (Calderon D) Environmental quality.

Current Text: Introduced: 2/22/2013

Introduced: 2/22/2013

Status: 5/10/2013-Failed Deadline pursuant to Rule 61(a)(3). (Last location was RLS. on 3/11/2013)

Location: 5/10/2013-S. 2 YEAR

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
Doug		1st 1	House			2nd	House					

Position: WATCH

Position: WATCH

Summary: The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would make a technical, nonsubstantive change to that definition. This bill contains other existing laws.

SB 754 (Evans D) California Environmental Quality Act.

Current Text: Amended: 5/6/2013

Introduced: 2/22/2013

Status: 5/10/2013-Set for hearing May 20.

Location: 5/6/2013-S. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st House				2nd	House					

Summary: The California Environmental Quality Act, referred to as CEQA, requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report, referred to as an EIR, on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect Agenda Item 4, Attachment B, June 13, 2013

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on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. If a project is required to undertake mitigation measures pursuant to an EIR or a mitigated negative declaration, CEQA requires the lead agency to adopt a reporting or monitoring program for the project. This bill would authorize a person meeting specified requirements to bring an action or proceeding to enforce the implementation of the mitigation measures specified in a reporting and monitoring program adopted pursuant to CEQA if a project applicant fails to implement those measures. This bill contains other related provisions and other existing laws.

SB 785 (Wolk D) Design-build. Current Text: Amended: 5/2/2013

Introduced: 2/22/2013

Status: 5/10/2013-Set for hearing May 20.

Location: 5/2/2013-S. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st 1	House			2nd]	House					

Summary: Existing law authorizes the Department of General Services, the Department of Corrections and Rehabilitation, and various local agencies to use the design-build procurement process for specified public works under different laws. This bill would repeal those authorizations, and enact provisions that would authorize the Department of General Services, the Department of Corrections and Rehabilitation, and those local agencies, as defined, to use the design-build procurement process for specified public works. The bill would require moneys that are collected under these provisions to be deposited into the State Public Works Enforcement Fund, subject to appropriation by the Legislature. The bill would require specified information to be verified under penalty of perjury. By expanding the crime of perjury, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

OC Waste & Recycling Notes: Design-build saves time and resources for County Agencies by contracting with a single private entity. In addition, it allows agencies more flexibility and options when procuring for construction projects.

SB 804 (**Lara D**) Solid waste: energy.

Current Text: Amended: 5/8/2013

Introduced: 2/22/2013

Status: 5/10/2013-Set for hearing May 20.

Location: 5/8/2013-S. APPR.

2Year Dead	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
2000		1st l	House			2nd	House					

Summary: The California Integrated Waste Management Act of 1989, which is administered by the Department of Resources Recycling and Recovery, requires each city, county, and regional agency, if any, to develop a source reduction and recycling element of an integrated waste management plan. With certain exceptions, the source reduction and recycling element of that plan is required to divert 50% of all solid waste, through source reduction, recycling, and composting activities. Existing law allows the 50% diversion requirement to include not more than 10% through transformation or "biomass conversion," as defined, if specified conditions are met. The act defines various terms, including "biomass conversion" and "composting,"

Position: WATCH

Position: SUPPORT WITH

AMENDMENTS

for the purposes of the act. This bill would revise the definition of the term "biomass conversion" to include, in addition to controlled combustion, any other conversion technology, as specified. The bill would define "composting" to include aerobic and anaerobic decomposition of organic wastes.

OC Waste & Recycling Notes: The intent of this bill is to establish clear definitions for thermal, chemical, mechanical, and/ or biological conversion technologies.

Waste Management Commission June 13, 2014 Agenda Item 4 – Attachment C

Regulations Summary

CalRecycle: California's New Goal: 75% Recycling Plan Recycling

- Synopsis: Pursuant to Assembly Bill 341 (Chapter 12.8, Statutes of 2011), the Legislature established a policy goal of the State that not less than 75% of solid waste generated be source reduced, recycled, or composted by the year 2020. CalRecycle has been charged with this responsibility and is required, by January 1, 2014, to provide a report to the Legislature strategies to achieve that goal.
- ➤ In May, CalRecycle released to the public for review and comment the State's plan to achieve the 75% recycling goal by 2020.
- ➤ It is anticipated that the next plan will be released late summer. It is unknown whether the revised plan will be available for comment.
- The plan and upcoming workshops can be accessed at http://www.calrecycle.ca.gov/75Percent/.

SWRCB 2012 Draft NPDES Industrial General Stormwater Permit

- Synopsis: The Industrial Storm Water General Permit Order 97-03 is a National Pollutant Discharge Elimination System (NPDES) permit that regulates stormwater discharges associated with 10 broad categories of industrial activities. The General Industrial Permit requires the implementation of management measures that will achieve the performance standard of best available technology economically achievable and best conventional pollutant control technology. The General Industrial Permit also requires the development of a Storm Water Pollution Prevention Plan (SWPPP) and a monitoring plan. Through the SWPPP, sources of pollutants are to be identified and the means to manage the sources to reduce storm water pollution are described. The 2012 Draft NPDES permit represents proposed changes to Permit Order 97-03.
- ➤ Public comment period on the most recent draft was extended to October 22, 2012.
- Next draft is expected to be released on June 2013.
- ➤ More information can be found at: http://www.waterboards.ca.gov/water_issues/programs/stormwater/2012npdes_genprmt.shtml

Santa Ana Regional Board Waste Discharge Requirements for Closed Landfills

- > Synopsis: Santa Ana Regional Board is proposing to issue general Waste Discharge Requirement (WDR) for closed landfills. The general order involves environmental monitoring and reporting in addition to post-closure site maintenance and reporting
- New fees will also be assessed to closed landfills covered under the WDR.
- This permit will impose prescriptive requirements for the post closure maintenance of closed landfills as it relates to managing groundwater monitoring and remediation systems.
- > On June 7, 2013 the Santa Ana Regional Board will vote to approve this tentative order.
- Draft Order # R8-2013-0010 can be found at: http://www.waterboards.ca.gov/santaana/board_decisions/tentative_orders/docs/TR8_2013_0 010.pdf



Agenda Item 5 – Renewable Energy Presentation – Donald Ries, Renewable Energy Program Manager

Staff will provide a presentation on the renewable energy program at OC Waste & Recycling.

Recommended Action: Receive and file report.