

Regional Solid Waste Association

Supplemental Documents for the June 24, 2021 Board of Directors' Meeting

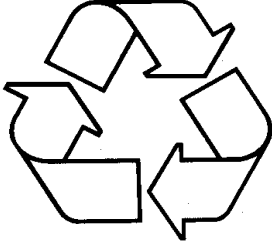
Item #7.C.

**REGIONAL SOLID WASTE ASSOCIATION
FY 2020-2021 FINANCIAL STATUS REPORT
JUNE 24, 2021 RSWA BOARD MEETING**

	<u>ANNUAL BUDGET</u>	<u>ACTUAL THRU 5/31</u>	<u>% of Budget</u>	<u>ESTIMATED FINAL</u>	<u>% of Budget</u>
BEGINNING BALANCE (6-30-2020 Fund Balance)	\$ 482,936	\$ 482,936		\$ 482,936	
REVENUES					
DISPOSAL AGREEMENT VOLUME REBATE	283,230	283,230	100.00%	283,230	100.00%
HHW NON-MEMBER	45,000	36,446	80.99%	71,005	157.79%
INVESTMENT EARNINGS	6,000	7,939	132.32%	8,939	148.98%
TOTAL REVENUES	334,230	327,615	98.02%	363,174	108.66%
EXPENDITURES					
DIRECTOR STIPENDS / PAYROLL PROCESSING	8,000	4,864	60.80%	7,000	87.50%
INSURANCE	6,612	6,612	100.00%	6,612	100.00%
TRAINING, TRAVEL AND MEETINGS	8,000	-	0.00%	6,500	81.25%
AUDIT SERVICES	3,500	3,500	100.00%	4,690	134.00%
LEGAL SERVICES	22,000	20,000	90.91%	28,000	127.27%
CONSULTANT SERVICES	36,000	30,490	84.69%	45,000	125.00%
REIMBURSEMENTS	1,500	249	16.60%	249	16.60%
HHW PERMITS	2,300	2,057	89.43%	2,057	89.43%
HHW FACILITY SECURITY & PHONE	3,000	3,148	104.93%	3,148	104.93%
WEBSITE MAINTENANCE	1,110	1,110	100.00%	1,110	100.00%
SPECIAL PROGRAMS (HHW & ORGANICS)	3,000	2,000	66.67%	2,000	66.67%
SB 1383 COMPLIANCE FUNDING	81,000	12,180	15.04%	41,550	51.30%
HHW & ORGANICS EDUCATION	49,000	49,000	100.00%	49,000	100.00%
ENVIRONMENTAL ENHANCEMENT PROGRAM	150,000	150,000	100.00%	150,000	100.00%
EQUITY ADJUSTMENT PAYMENTS	43,072	43,072	100.00%	43,072	100.00%
CONTINGENCY	2,000	-	0.00%	-	0.00%
TOTAL EXPENDITURES	420,094	328,282	78.14%	389,988	92.83%
TOTAL ENDING FUND BALANCE	\$ 397,072	\$ 482,269		\$ 456,122	
FUND BALANCE, UNRESERVED/UNDESIGNATED		\$ 402,269		\$ 376,122	
VISTA HHW FACILITY CLOSURE DESIGNATION		40,000		40,000	
POWAY HHW FACILITY CLOSURE DESIGNATION		40,000		40,000	
TOTAL ENDING FUND BALANCE		\$ 482,269		\$ 456,122	

Item #7.D.

REVISED



**REGIONAL SOLID WASTE
ASSOCIATION**

Member Agencies: Cities of Del Mar, Encinitas, Escondido,
National City, Poway, Solana Beach, and Vista

To: RSWA Board Members
From: General Manager James H. Eggart
Subject: FY 2020/2021 Budget Adjustments
Date: June 24, 2021

BACKGROUND / DISCUSSION

The amended Fiscal Year 2020/2021 Budget was adopted by the Board on October 1, 2020. The adopted Budget expressly allows for administrative transfers of funds budgeted for one expense category to one or more other expense categories as directed by the RSWA Board or as otherwise necessary and appropriate, provided the total budget for expenses is not exceeded.

It is anticipated that current Fiscal Year expenditures for audit services, legal services, consultant services, and HHW facility security and phone will be slightly higher than originally budgeted for; therefore, budget adjustments or transfers are necessary and appropriate to cover these additional expenses. The Budget Subcommittee reviewed the proposed adjustments to these expense categories at its June 11, 2021 meeting and concurs with them.

An adjustment to the Budget for SB 1383 Compliance Services is also necessary. The Board originally budgeted \$81,000 in FY 2020/2021 and \$40,000 in FY 2021/2022 for these services. However, the agreement with Solana Center for Environmental Innovation for SB 1383 compliance services contemplates that \$41,550 will be expended in FY 2020/2021 and \$67,400 in FY 2021/2022. Accordingly, the Budget Subcommittee is recommending that the amounts budgeted for this expense category be reduced for FY 2020/2021 and increased for FY 2021/2022 to more closely align with the actual contract schedule and budget.

The following adjustments to the current Fiscal Year 2020/2021 Budget are proposed:

REVISED

Expense Category	Adopted 2020/2021 Budget	Amended 2020/2021 Budget After Adjustments	Adjustment
Audit Services	\$3,500	\$4,690	+\$1,190
Legal Services	\$22,000	\$28,000	+\$6,000
Consultant Services	\$36,000	\$45,000	+\$9,000
HHW Facility Security & Phone	\$3,000	\$3,148	+\$148
SB 1383 Compliance Funding	\$81,000	\$45,000	-\$36,000

A copy of a proposed Amended Fiscal Year 2020/2021 Budget incorporating the above adjustments is attached to this Report.

RECOMMENDED ACTION

Approve the proposed budget adjustments and amended Budget for Fiscal Year 2020/2021.

ATTACHMENTS

Proposed Amended Fiscal Year 2020/2021 Budget.

REVISED

Regional Solid Waste Association Proposed Fiscal Year 2020/2021 Amended Budget		
	Adopted Budget	Amended Budget
<i>Estimated Revenues</i>		
Disposal Agreement Volume Rebate	283,230	283,230
HHW Non-Member	45,000	45,000
Investment Earnings	6,000	6,000
Total Revenues	\$334,230	334,230
<i>Expenditures</i>		
Director Stipends/Payroll Processing	8,000	8,000
Insurance	6,612	6,612
Training, Travel and Meetings	8,000	8,000
Audit Services	3,500	4,690
Legal Services	22,000	28,000
Consultant Services	36,000	45,000
Reimbursements	1,500	1,500
HHW Permits	2,300	2,300
HHW Facility Security & Phone	3,000	3,148
Website Maintenance	1,110	1,110
Special Programs (HHW & Organics)	3,000	3,000
SB 1383 Compliance Funding	81,000	45,000
HHW & Organics Education	49,000	49,000
Environmental Enhancement Program	150,000	150,000
Equity Adjustment Payments	43,072	43,072
Contingency	2,000	2,000
Total Expenditures	\$420,094	\$400,432
<i>Closure Reserve Fund</i>		
Vista HHW Facility Closure Designation	40,000	40,000
Poway HHW Facility Closure Designation	40,000	40,000
Total Closure Reserve Fund	\$80,000	\$80,000

Item #7.E.

**REGIONAL SOLID WASTE ASSOCIATION
FY 2020-2021 ADOPTED BUDGET AND PROPOSED ADJUSTMENTS
FY 2021-2022 & FY 2022-2023 PROPOSED BUDGETS**

	<u>2020/21 ADOPTED BUDGET</u>	<u>2020/21 ANTICIPATED</u>	<u>2020/21 PROPOSED AMENDED BUDGET</u>	<u>2021/22 ADOPTED BUDGET</u>	<u>2021/22 PROPOSED AMENDED BUDGET</u>	<u>2022/23 PROPOSED BUDGET</u>
BEGINNING FUND BALANCE	\$ 482,936	\$ 482,936	\$ 482,936	\$ 482,936	\$ 456,122	\$ 365,877
REVENUES						
DISPOSAL AGREEMENT VOLUME REBATE	283,230	283,230	283,230	283,230	287,478	287,478
HHW NON-MEMBER	45,000	71,005	45,000	45,000	50,000	50,000
INVESTMENT EARNINGS	6,000	8,939	6,000	6,000	6,000	6,000
TOTAL REVENUES	334,230	363,174	334,230	334,230	343,478	343,478
EXPENDITURES						
DIRECTOR STIPENDS / PAYROLL PROCESSING	8,000	7,000	8,000	8,000	8,000	8,000
INSURANCE	6,612	6,612	6,612	6,612	7,000	7,000
TRAINING, TRAVEL AND MEETINGS	8,000	6,500	8,000	8,000	8,000	8,000
AUDIT SERVICES	3,500	4,690	4,690	3,600	3,600	3,700
LEGAL SERVICES	22,000	28,000	28,000	22,000	24,000	24,000
CONSULTANT SERVICES	36,000	45,000	45,000	36,000	40,000	40,000
REIMBURSEMENTS	1,500	249	1,500	1,500	1,000	1,000
HHW PERMITS	2,300	2,057	2,300	2,300	2,300	2,300
HHW FACILITY SECURITY & PHONE	3,000	3,148	3,148	3,000	3,200	3,200
WEBSITE MAINTENANCE	1,110	1,110	1,110	1,200	1,250	1,250
SPECIAL PROGRAMS (HHW & ORGANICS)	3,000	2,000	3,000	3,000	3,000	3,000
SB 1383 COMPLIANCE FUNDING	81,000	41,550	45,000	40,000	68,000	15,000
HHW & ORGANICS EDUCATION	49,000	49,000	49,000	49,000	49,000	49,000
ENVIRONMENTAL ENHANCEMENT PROGRAM	150,000	150,000	150,000	150,000	150,000	150,000
EQUITY ADJUSTMENT PAYMENTS	43,072	43,072	43,072	44,000	43,373	44,000
TREASURER/CONTROLLER	-	-	-	-	12,000	10,000
CONTINGENCY	2,000	-	2,000	2,000	10,000	10,000
TOTAL EXPENDITURES	420,094	389,988	400,432	380,212	433,723	379,450
TOTAL ENDING FUND BALANCE	\$ 397,072	\$ 456,122	\$ 416,734	\$ 436,954	\$ 365,877	\$ 329,905
FUND BALANCE, UNRESERVED/UNDESIGNATED		\$ 376,122			\$ 285,877	\$ 249,905
VISTA HHW FACILITY CLOSURE DESIGNATION		40,000			40,000	40,000
POWAY HHW FACILITY CLOSURE DESIGNATION		40,000			40,000	40,000
TOTAL ENDING FUND BALANCE		\$ 456,122			\$ 365,877	\$ 329,905

Item #8.A.

Participation Summary

PERMANENT FACILITIES (Poway/Vista)

All Jurisdictions - Including Universal Waste, E-Waste, Batteries and Sharps Only Loads													
<u>CITY</u>	<u>JUL</u>	<u>AUG</u>	<u>SEP</u>	<u>OCT</u>	<u>NOV</u>	<u>DEC</u>	<u>JAN</u>	<u>FEB</u>	<u>MAR</u>	<u>APR</u>	<u>MAY</u>	<u>JUN</u>	<u>TOTAL</u>
Carlsbad	153	225	184	207	123	105	151	162	143	581	123	0	2,157
Del Mar	8	5	2	1	3	3	1	4	2	1	2	0	32
Encinitas	67	88	72	82	43	44	54	57	51	34	42	0	634
Escondido *	0	0	0	0	0	0	0	0	0	0	0	0	-
National City**	0	0	0	0	0	0	0	0	0	0	0	0	-
Poway	468	657	458	660	356	422	629	490	437	436	561	0	5,574
San Marcos	101	159	89	144	77	80	144	102	104	76	87	0	1,163
Solana Beach	7	12	8	9	5	6	9	5	3	8	5	0	77
Vista	292	393	233	402	204	236	345	258	284	215	242	0	3,104
E/U-Waste Only	177	252	189	214	153	154	221	192	170	213	244	0	2,179
Batteries Only	9	21	5	18	14	13	10	13	16	15	10	0	144
Sharps Only	15	33	18	26	12	8	17	16	18	19	11	0	193
0	1,297	1,845	1,258	1,763	990	1,071	1,581	1,299	1,228	1,598	1,327	-	15,257

*Escondido participation at Poway/Vista facilities. Total participation on page 2 (Escondido and RSWA facilities).

** National City participation at Poway/Vista facilities. Total participation on page 2 (Chula Vista and RSWA facilities).

HOME PICKUPS

All Jurisdictions - Including Batteries and E-Waste Only						
	<u>Seniors/HB</u>	<u>Co-Pay</u>	<u>Sharps/U-</u>	<u>Batteries Only</u>	<u>E-Waste Only</u>	<u>Monthly Total</u>
Jul-20	108	42	20	0	2	172
Aug-20	117	34	21	0	1	173
Sep-20	132	49	20	1	0	202
Oct-20	111	35	22	0	2	170
Nov-20	107	34	11	0	1	153
Dec-20	92	28	18	0	0	138
Jan-21	104	56	15	1	0	176
Feb-21	94	38	33	0	0	165
Mar-21	108	45	25	0	0	178
Apr-21	112	51	17	0	1	181
May-21	120	35	17	0	0	172
Jun-21	0	0	0	0	0	0
Total	1,205	447	219	2	7	1,880

RSWA HHW Participation By Jurisdiction

	<u>Del Mar</u>		<u>Encinitas</u>		<u>Escondido*</u>		<u>National City**</u>		<u>Poway</u>		<u>Solana Beach</u>		<u>Vista</u>		<u>Total***</u>	
	PHHWCF	Home P/U	PHHWCF	Home P/U	V/P	Esc.	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U
TOTAL FY17	24	34	513	355	0	1,552	99	0	3,585	9	63	171	2,481	51	8,317	620
TOTAL FY18	28	44	539	414	0	1,522	147	0	4,047	4	72	156	2,777	66	9,132	684
TOTAL FY19	18	56	576	442	0	1,580	209	0	4,232	5	58	161	2,878	47	9,551	711
TOTAL FY20	28	23	559	481	0	1,604	251	0	4,184	19	74	160	2,866	145	9,566	828
Jul-20	8	5	67	66	0	202	31	0	468	1	7	23	292	10	1,075	105
Aug-20	5	6	88	44	0	237	33	0	657	0	12	12	393	17	1,425	79
Sep-20	2	4	72	50	0	187	19	0	458	0	8	24	233	16	979	94
Oct-20	1	3	82	42	0	187	27	0	660	1	9	12	402	13	1,368	71
Nov-20	3	4	43	48	0	149	10	0	356	0	5	14	204	15	770	81
Dec-20	3	3	44	32	0	191	9	0	422	1	6	9	236	17	911	62
Jan-21	1	4	54	38	0	276	36	0	629	1	9	13	345	13	1,350	69
Feb-21	4	7	57	34	0	217	28	0	490	2	5	12	258	19	1,059	74
Mar-21	2	5	51	48	0	167	19	0	437	2	3	11	284	14	963	80
Apr-21	1	2	34	32	0	133	27	0	436	5	8	17	215	14	854	70
May-21	2	7	42	37	0	122	25	0	561	6	5	10	242	13	999	73
Jun-21	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL FY21	32	50	634	471	0	2,068	264	0	5,574	19	77	157	3,104	161	11,753	858

* Escondido - V/P = Vista/Poway facilities, Esc. = Escondido facility

** National City residents utilize Chula Vista facility, \$5 co-pay (data provided by City of Chula Vista)

*** Total - PHHWCF includes all permanent facility participation by RSWA member cities (including Escondido facility)

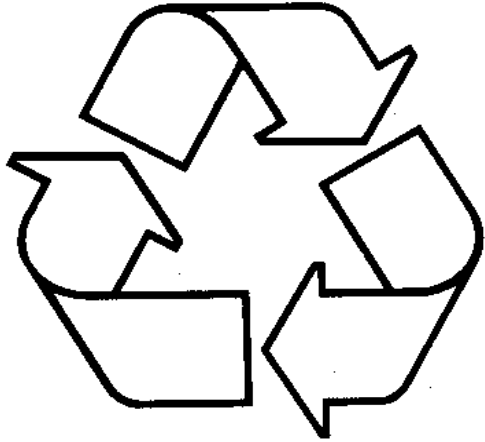
**RSWA HHW Program
Participation and
Volume Collected (lbs.)
(includes HHW from all participating jurisdictions)**

	<u>Poway</u>		<u>Vista</u>		<u>Door to Door</u>		<u>Total</u>	
	Residents	Volume	Residents	Volume	Residents	Volume	Residents	Volume
TOTAL FY17	4,910	224,352	5,728	443,526	1,258	110,878	11,896	778,756
TOTAL FY18	5,214	204,337	6,632	558,651	1,369	136,036	13,215	899,024
TOTAL FY19	5,342	239,105	6,948	552,122	1,499	133,002	13,789	924,229
TOTAL FY20	5,136	215,402	6,861	602,298	1,915	163,281	13,912	980,981
Jul-20	562	13,320	735	53,561	172	13,390	1,469	80,271
Aug-20	784	29,505	1,061	62,230	173	15,557	2,018	107,292
Sep-20	552	24,271	706	51,879	202	12,969	1,460	89,119
Oct-20	777	29,861	986	73,657	170	18,414	1,933	121,932
Nov-20	414	10,232	576	48,196	153	12,049	1,143	70,477
Dec-20	502	22,725	569	40,285	138	10,071	1,209	73,081
Jan-21	747	13,549	834	87,636	176	21,909	1,757	123,094
Feb-21	594	17,139	705	39,067	165	9,766	1,464	65,972
Mar-21	524	27,001	704	62,070	178	17,053	1,406	106,124
Apr-21	539	23,304	1,059	83,524	181	18,805	1,779	125,633
May-21	695	14,667	632	65,839	172	16,459	1,499	96,965
Jun-21	0	0	0	0	0	0	0	0
TOTAL FY21	6,690	225,574	8,567	667,944	1,880	166,442	17,137	1,059,960
Weight per Vehicle/Pickup		33.7		78.0		88.5		61.9

RSWA HHW Program Participation Paint Recycling (Oil Latex) (lbs)

	Poway	Vista
TOTAL FY19	107,210	274,793
TOTAL FY20	108,080	269,071
Jul-20	7,996	29,945
Aug-20	15,105	41,253
Sep-20	11,571	24,354
Oct-20	13,665	26,914
Nov-20	10,232	25,731
Dec-20	8,573	26,265
Jan-21	6,299	46,229
Feb-21	9,355	23,556
Mar-21	11,292	27,110
Apr-21	6,508	45,413
May-21	6,417	25,154
Jun-21	0	0
TOTAL FY21	107,013	341,924

Item #8.B.



**REGIONAL SOLID WASTE
ASSOCIATION**

Member Agencies: Cities of Del Mar,
Encinitas, Escondido, National City, Poway,
Solana Beach, and Vista

Pending Legislation Related to Solid Waste Matters

As Presented By: General Manager/General Counsel, James Eggart

June 24, 2021

Board Meeting



Source Reduction and Recycling

Assembly Bill 1276: Eliminating Single-Use Food Service Ware

Carrillo(D), Gonzalez(D)

- ▶ Would prohibit restaurants, food delivery platforms, and other “food facilities” from providing customers with *single-use* standard condiments or serviceware unless requested by the customer.
 - ▶ Limited exception for drive-throughs
- ▶ 3rd party food delivery platforms would be required to provide restaurants with option to customize menu to list each single-use food accessory so customer has to check box to receive one.
- ▶ Violation is an infraction - with fines.
- ▶ Requires each city or county to enforce violations.
 - ▶ Infraction
 - ▶ Fines starting at \$25/day. \$300 annual maximum.
- ▶ Does not preempt more restrictive local ordinances.
- ▶ **Update** - Assembly passed on 6/1/21. Currently in Senate Committee Process. July 1st hearing date.



Assembly Bill 478: Thermoform Plastic Containers

Ting(D), Gonzalez(D), Irwin(D)

- ▶ Would require thermoform containers sold in CA to contain specified minimum amounts of postconsumer recycled plastic from thermoforms in order to create demand for recycled thermoform material. At least:
 - ▶ 10% postconsumer recycled plastic by 2024
 - ▶ 25% postconsumer recycled plastic by 2027 (20% if recycling rate is above 50%)
 - ▶ 30% postconsumer recycled plastics by 2030 (20% if recycling rate is above 75%)
- ▶ Goal: to create a closed loop system to encourage recycling and reduce reliance on virgin materials.
- ▶ Would impose fees and reporting requirements on producers and importers and authorize CalRecycle to impose administrative penalties.
- ▶ Would narrow definition of “commingled rate” for redemption of plastic beverage containers and exclude thermoform plastic from the calculation.
- ▶ **Update** - Assembly passed on May 27th. Amended by Senate on June 17th and re-referred to Committee. July 1st hearing date.



Assembly Bill 881: Classifying Plastic Exports

Gonzalez(D), Friedman(D), C. Garcia(D), Mathis(R)

- ▶ Would establish standards for mixed plastic waste exported for recycling in order to be credited toward a local jurisdiction's solid waste diversion rate. Specifically, this bill provides
- ▶ Classifies the exportation of a mixture of plastic waste as "disposal" instead of "diversion" unless:
 - ▶ The mixed plastic waste is a mixture consisting of polyethylene, polypropylene or polyethylene terephthalate and the export is destined for separate recycling of each material; or
 - ▶ The mixed plastic waste export is not prohibited by an applicable law or treaty of the country of destination and the import of the plastic waste into the country will be conducted in accordance with all applicable laws and treaties of that country.
- ▶ Exception: does not apply to exportation to Canada or Mexico.
- ▶ **Update** - Assembly passed on May 20th. Currently in Senate Committee Process. June 28th hearing date.





Beverage Containers

Assembly Bill 962: Return Beverage Bottles

Kamlager(D), Gonzales (D)

- ▶ Would amend the “Bottle Bill” to facilitate CRV redemption payments for returnable beverage containers capable of being reused.
- ▶ Authorizes CalRecycle approved recycled beverage container processors to “cancel” returnable containers by transferring them to a washer approved by CalRecycle instead of crushing them.
- ▶ **Update** - Assembly passed on May 20th. Amended by Senate on June 14th. June 28th Senate Committee Hearing Date.



Senate Bill 38: Beverage Container Distributor Stewardship

Wieckowski(D)

- ▶ Would replace the current “Bottle Bill” program with an industry-run bottle and can recycling program by July 1, 2024.
- ▶ Would require beverage container distributors to form a stewardship organization to develop and submit a plan and budget for the recovery and recycling of empty beverage containers.
 - ▶ Similar to EPR program for used mattresses.
- ▶ Until July 1, 2024, would require all dealers in unserved convenience zones to actually redeem empty beverage containers instead of paying \$100/day penalty.
- ▶ **Update** - Senate Passed June 3rd. In Assembly committee process. No hearing date set.



Senate Bill 451: Beverage Container Recycling Pilot Projects

Dodd(D)

- ▶ Would authorize CalRecycle to establish a new 3-year pilot program for the collection and recycling of beverage containers.
- ▶ Would replace existing sunseting pilot program.
- ▶ Pilot projects not limited to unserved convenience zones. Could operate in multiple jurisdictions.
- ▶ Could include beverages and beverage containers not currently covered by Bottle Bill.
- ▶ Pilot projects could include collection by means of bottle bins.
- ▶ Urgency measure.
- ▶ **Update** - Senate passed on June 1st. In Assembly committee process. No hearing date set.



Assembly Bill 1454: Bottle Drop Payments

Bloom(D), O'Donnell(D)

- ▶ Would revise "Bottle Bill" to encourage new recycling opportunities so consumers are able to redeem their CRV, but preserve its core functions.
- ▶ CalRecycle could designate "regional" convenience zones.
- ▶ Certified bottle drop recycling programs would have to pay CRV onsite or electronically within 3 business days.
- ▶ Would increase processing payments to certified recycling programs (without charging higher processing fees).
- ▶ Would provide financial incentives for recycling centers to open up in unserved areas.
- ▶ **Update** - Assembly passed on June 3rd. July 7th Senate hearing date.





Labeling and Advertising

Senate Bill 343: Deceptive Recycling Advertising

Allen(D)

- ▶ Would require CalRecycle to develop a statewide list of the types and forms of plastic products and packaging that are recyclable.
- ▶ Would prohibit the sale, distribution, or importation of any product or packaging that contains some variation of the chasing arrows symbol, or any other symbol or statement indicating recyclability if it is not on CalRecycle's list.
- ▶ CalRecycle would be required to update the list at least every 5 years.
- ▶ **Update** - Senate passed on June 1st. Amended in the Assembly on June 14th. Another Committee hearing set for June 23rd.



Assembly Bill 1201: Compostable Labeling

Ting(D), Friedman(D), Gonzalez(D), Mathis(R)

- ▶ Would Prohibit the sale of a plastic product that is labeled with the term “compostable,” “home compostable,” or “soil biodegradable” unless the product meets specified standards and satisfies specified criteria.
- ▶ Authorizes CalRecycle to adopt regulations to ensure that plastic products labeled as “compostable” or “home compostable” are clearly distinguishable from non-compostable products upon quick inspection.
- ▶ Intended to remove barriers faced by compost producers and enable products labeled as compostable to truly be compostable.
- ▶ **Update --** Senate passed on May 28th. July 7th Assembly Committee Hearing.





Household Hazardous Waste

Assembly Bill 332:

Treated Wood Waste Management Standards

Quirk(D), Smith(R), Arambula(D), Bauer-Kahan(D), Dahle(R), C. Garcia(D), Holden(D), Mathis (R)

- ▶ Would reauthorize sunset treated wood waste management standards that serve as an alternative to the requirements specified in the hazardous waste control laws and implementing regulations.
- ▶ Would require the wood preserving industry to prepare outreach materials.
- ▶ Urgency measure.
- ▶ **Update** - Assembly passed on May 24th. Passed out of Senate Environmental Quality Committee on June 14th and referred to Senate Judiciary Committee.



Assembly Bill 1 & Senate Bill 42: Environmental Safety Board

AB 1: C. Garcia(D), Santiago(D). SB 42: Wieckowski(D)

- ▶ Competing bills for reform of DTSC.
- ▶ AB 1 - Would create a Board of Environmental Safety in Cal EPA.
- ▶ SB 42 - Would creates a Board of Environmental Safety in DTSC.
- ▶ The Board of Environmental Safety, under either bill, will hear and decide appeals of hazardous waste facility permit decisions and propose changes to hazardous waste laws.
- ▶ Update
 - ▶ Assembly passed on 5/27/21.
 - ▶ Senate passed on 6/1/21.
 - ▶ Both bills currently in committee process in other chamber.



Senate Bill 207: Photovoltaic Recycling Advisory Group

Dahle(R)

- ▶ Would require CalEPA Secretary to convene a Photovoltaic Recycling Advisory Group to make policy recommendations to Legislature pertaining to recycling of solar panels and components.
- ▶ Goal would be to achieve 100% reuse and recycling of solar panels in State.
- ▶ Policy Recommendations would be due by April 1, 2025.
- ▶ **Update** - Senate passed on June 1st.
June 30th Assembly Committee Hearing.



Senate Bill 244: Lithium Ion Battery Disposal

Archuleta(D)

- ▶ Would prohibit a person from knowingly disposing of a lithium-ion battery in a solid waste or non-battery recycling container.
- ▶ Would requires CalRecycle to develop guidance for the proper handling and disposal of lithium-ion batteries and products that contain lithium-ion batteries by July 1, 2024.
- ▶ Would require solid waste enterprises to develop or update protocols and provided employee training for detection, safe handling, and suppression of fires from discarded lithium-ion batteries.
- ▶ **Update** - Senate passed on June 1st. Passed out of Assembly Committee on Environmental Safety and Toxic Materials on June 16th and referred to Natural Resources Committee.





Organic Waste

Assembly Bill 504: Modifications of AB 827 Bin Requirements

McCarty(D)

- ▶ Would modify AB 827 requirements for provision of recycling and organics bins to customers for theme parks and restaurants.
- ▶ Extends “full-service restaurant” exemption to buffet style and self-service restaurants.
- ▶ Clarifies that recycling bin only has to be in same area as the trash bin (not “adjacent” to it).
- ▶ Limits application of the bin requirement in theme parks, water parks, resorts complexes, zoos, etc., and gives these facilities flexibility to implement an alternative process that will result in comparable levels of organic waste diversion.
- ▶ **Update** - Assembly passed on April 22nd. Passed out of Senate Environmental Quality and Appropriations Committees on June 14th and 21st. Currently pending on Senate’s consent calendar.



Senate Bill 619: Organic Waste Penalties

Laird(D)

- ▶ Would temporarily limit CalRecycle's ability to penalize local jurisdictions for failing to divert 20% of edible food waste.
- ▶ Until January 1, 2023, CalRecycle could not penalize a local jurisdiction unless the local jurisdiction fails to make a reasonable effort to comply with law.
- ▶ **Update** - Senate passed on May 20th. June 23rd Assembly Committee hearing date.





Other

Assembly Bill 246: Contractor Punishment for Illegal Dumping

Quirk(D), Mathis(R)

- ▶ Would add illegal dumping to the list of violations that constitute a cause for disciplinary action against a contractor by the Contractors' State License Board.
- ▶ **Update** - Assembly passed on April 22nd. Passed out of Senate Committee on June 21st, read second time in Senate and ordered to Consent Calendar.





Bills That
Will Not Be
Acted on
This Year

Senate Bill 54: Plastic Pollution Producer Responsibility Act

Allen(D), Stern(D), Wiener(D)

- ▶ Would establish the Plastic Pollution Producer Responsibility Act.
- ▶ Would prohibit producers of single-use food service ware from selling, distributing, or importing any single-use food service ware manufactured after December 31, 2031, unless it is recyclable or compostable.
- ▶ Would prohibit producers of single-use disposable packaging from selling, distributing, or importing any single-use disposable manufactured after December 31, 2031, unless it is recyclable or compostable.
- ▶ **Update** - Bill ordered to inactive file on May 20th.



Assembly Bill 842: California Circular Economy and Plastic Pollution Reduction Act

C. Garcia(D), Gray(D)

- ▶ Would establish a comprehensive program and provides a disincentive for continued production of plastics that are not recyclable in California.
- ▶ Would require single-use plastic producers to form “stewardship” organization and implement a plan to reach a 75% recycling rate for single-use plastic packaging and products by 2032.
- ▶ Would incentivize producers to design recyclable packaging by assessing a 1-cent per unit fee for hard-to-recycle packaging and a 2-cent per unit fee for non-recyclable packaging.
- ▶ **Update** - Failed Deadline. Could be brought back next year.



Assembly Bill 1469: Plastic Labeling

Santiago(D)

- ▶ Would prohibit the sale of a plastic product that is labeled with the term “industrially compostable” unless the plastic product meets the applicable ASTM standards.
- ▶ **Update** - Failed Deadline. Could be brought back next year.



Assembly Bill 318: Cannabis Waste

Levine(D)

- ▶ Would allow CalRecycle to adopt regulations establishing separate management standards for cannabis waste as an alternative to standard hazardous waste requirements.
- ▶ **Update** - Ordered to inactive file on June 3rd per author's request.



Senate Bill 289: The Battery and Battery Embedded Product Recycling and Fire Risk Reduction Act of 2021

Newman(D)

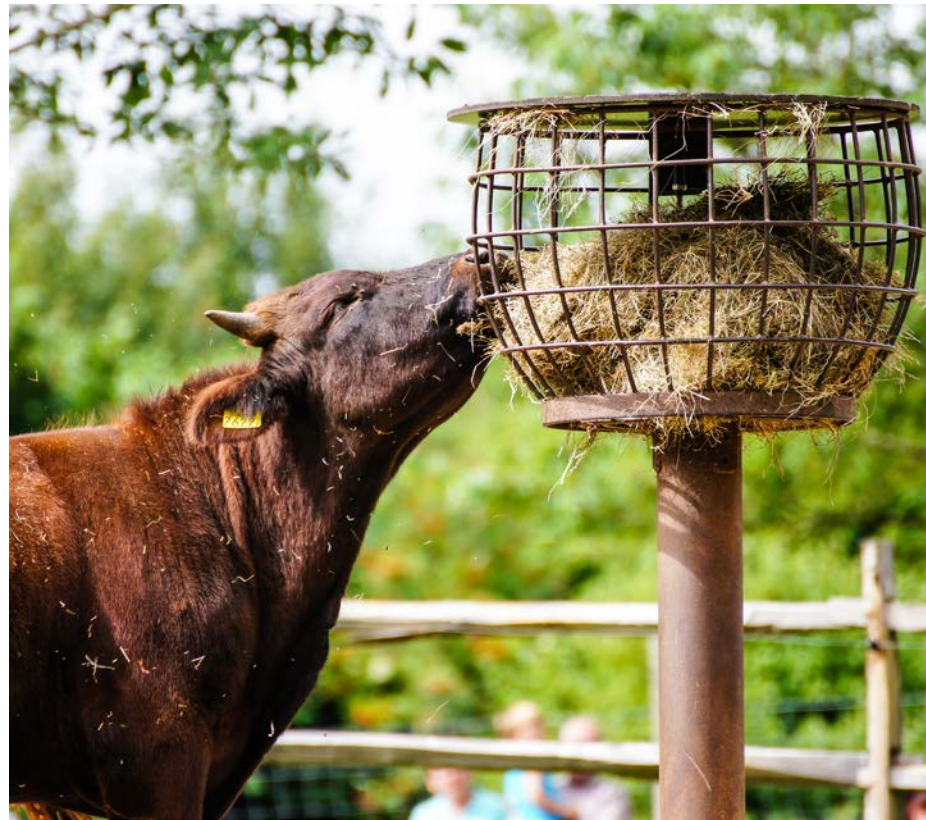
- ▶ Would require producers to establish a stewardship program for the collection, transportation, and recycling, and the safe and proper management, of batteries and battery-embedded products.
- ▶ **Update** - Failed Deadline. Could be brought back next year.



Assembly Bill 734: Edible Food Diversion

E. Garcia(D)

- ▶ Current Law requires that 20% of edible food waste disposed of in landfills be recovered for human consumption by 2025.
- ▶ This bill would allow recovery for animal and livestock consumption, as well.
- ▶ **Update** - Failed Deadline. Could be brought back next year.



Assembly Bill 649: CalRecycle Office of Environmental Justice and Tribal Relations

Bennett(D)

- ▶ Would Establish the Office of Environmental Justice and Tribal Relations within CalRecycle.
- ▶ Seeks to ensure that CalRecycle effectively address the needs of disadvantaged communities, low-income communities, California Native American tribes, and farmworkers.
- ▶ **Update** -Failed Deadline. Could be brought back next year.



Assembly Bill 659: Unauthorized Dumping on Private Property

Mathis(R)

- ▶ Would makes unauthorized waste dumping on private property, including on any private road or highways, punishable by a fine.
 - ▶ 1st conviction \$250-\$1,000
 - ▶ 2nd conviction \$500-\$1,500
 - ▶ 3rd conviction \$750-\$3,000
- ▶ Would requires a court to double the fine for the 4th or subsequent violation if the prosecuting attorney proves that waste included used tires.
- ▶ **Update** -Failed Deadline. Could be brought back next year.





Virtual Meetings

Assembly Bill 703: Virtual Meetings Optional

Rubio(D)

- ▶ Would have codified Executive Order's virtual meeting opportunities in effect now.
- ▶ Would have allowed for virtual meetings indefinitely and permanently removed the existing Brown Act rules limiting virtual meetings or requiring public attendance at various physical locations.
- ▶ **Update - Failed Deadline.**



Assembly Bill 361: Virtual Meetings only for Declared Emergencies

Rivas(D)

- ▶ Would allow virtual meetings only if the purpose of the meeting is to declare a local emergency or if the meeting occurs during a period of a declared local emergency.
- ▶ Would eliminate Brown Act's intrusive requirements requiring identification and public access to a council members' private domain.
- ▶ Members of the legislative body would not have to join from within the physical boundaries of the jurisdiction.
- ▶ **Update** - Assembly passed on May 17th.
July 1st Senate Committee hearing.



Assembly Bill 339: Mandatory Virtual Meetings with Translation Services

Lee(D), C. Garcia(D)

- ▶ As amended, would only apply to city council or county board meetings with jurisdictions of 250,000 or more.
- ▶ Would require the local agency to provide the public virtual access to its meetings.
- ▶ Agency would have to provide a closed captioning service with one of the virtual options.
- ▶ Would require a local agency to provide an in-person public comment opportunity, even during a declared state or local emergency.
- ▶ Would require a local agency to accommodate non-English speakers in several ways.
- ▶ **Update** - Assembly passed on June 2nd. July 1st Senate Committee hearing.

