



**SWANA**<sup>®</sup>  
**SOLID WASTE ASSOCIATION**  
of North America

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Margo Reid Brown  
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801 K Street, MS 19-01  
Sacramento, CA 95814

**Comments on Jurisdictional Review Tool**

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The Solid Waste Association of North America (SWANA), the leading association of solid waste professionals in North America with over 8,000 members, is committed to advancing the practices of environmentally and economically sound management of municipal solid waste. On behalf of their California Chapters, I thank you for the opportunity to comment on your Jurisdictional Review Tool (JRT).

Several months ago, the SWANA Legislative Task Force was made aware of the JRT being used by CalRecycle to evaluate a jurisdiction's **diversion program implementation** and identify program gaps. Similar to the proposed mandatory commercial recycling regulations, factors to be considered by CalRecycle as stated in the enclosed JRT include, but are not limited to, "Participation Rates," "Set Out Rates," "Recovery Rates," "Container sizes," "Collection Frequency," "How is a Program's Effectiveness Tracked," etc.

Depending on how the JRT is applied, it could expose a city or county to significant additional financial burdens to comply with CalRecycle's requirements. Unfortunately, the JRT was developed and put in practice without an opportunity for the regulated communities to provide input. The LTF feels as though the approach of this tool actually contradicts the intentions of SB 1016 (2008) to move away from "bean counting" and move towards programs and program implementation.

Recently, jurisdictions have contacted CalRecycle staff to clarify the status of the Jurisdictional Review Tool (JRT). Of specific concern to local jurisdictions is the newsletters statement that the JRT will be used to "refer jurisdictions to JCA for compliance investigation determinations." LAMD staff have indicated the JRT is not currently being implemented and that the newsletter article was "premature." However, components of the JRT, not previously a part of standard Annual Report information have been added/requested in the most recent Annual Report.

We would very much appreciate the opportunity to further discuss our concerns with you. If you have any questions regarding our comments please feel free to contact me at 916-446-4656.

Thanks you,

Tressa Wallace  
Legislative Advocate

Cc: Mark Leary, Deputy Director, Department of Resources Recycling and Recovery  
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