



SWANA[®]

SOLID WASTE ASSOCIATION
of North America

CALIFORNIA CHAPTERS

FOUNDING

SIERRA

GOLDRUSH

LEGISLATIVE TASK FORCE

www.swanacalleg.org

LEGISLATIVE ADVOCATES

PAUL J. YODER
Shaw/Yoder, Inc.
1415 L Street, Suite 200
Sacramento, CA 95814
(916) 446-4656
FAX (916) 446-4318
paul@shawyoder.org

CHAIR

GRACE CHAN
LA County Sanitation Districts
1955 Workman Mill Road
Whittier, CA 90601
(562) 699-7411 ext. 2402
gchan@lacsds.org

VICE CHAIR

WILLIAM MERRY
Monterey RWMD
14201 Del Monte Boulevard
P.O. Box 1670
Marina, CA 93933
(831) 384-5313
wmerry@mrwmd.org

TREASURER

NANCY L. EWERT, P.E.
Kern County
2700 M Street, Suite 500
Bakersfield, CA 93301
(661) 862-8933
newert@co.kern.ca.us

SECRETARY

MARK URQUHART P.E.
Senior Project Manager
HDR ONE COMPANY
2365 Iron Point Rd. #300
Folsom, CA 95630
(916) 817-4933
Mark.Urquhart@hdrinc.com

**MINUTES OF SWANA CALIFORNIA LEGISLATIVE
TASK FORCE TELEPHONE MEETING**

April 3, 2008

By: Mark Urquhart, Secretary

The Legislative Task Force (LTF) telephone meeting started at about 10:30 AM. A quorum was present as there were 10 voting members present, and at least one voting member from each chapter. A list of people that participated is in Attachment A. The agenda is Attachment B. The items from the agenda below were not all discussed in the order listed.

I. BUSINESS ITEMS AND LTF ACTIVITIES

Approval of Minutes from March 6, 2008 LTF Meeting

Grace Chan asked if there were any comments on these minutes. She indicated that a portion of the minutes in the last bullet item regarding AB 2640 should be deleted. All were in agreement.

Motion:

Mike Mohajer made a motion to approve the minutes with that revision. William Merry seconded the motion. The motion carried, as all were in favor.

Next Meeting Date

It was discussed that the next meeting will be a telephone meeting on May 1, 2008 at 10:30 AM until noon.

Treasurer's Report

Nancy Ewert said that the balance as of the end of February was \$45,359.73, according to the report in Attachment C.

Motion:

John Gullede made a motion to approve the treasurer's report for March 2008. Mike Mohajer seconded the motion. The motion carried, as all were in favor.

II. LEGISLATIVE MATTERS

The following select bills on the bill matrix distributed with the agenda were discussed.

AB 1860 – It was noted that the Regional Council of Rural Counties supports this bill regarding manufacturer return of recalled products and has asked LTF for support. The discussion was general agreement to support the bill.

Motion:

Scott Johnston made a motion for the LTF to SUPPORT this bill. Mike Mohajer seconded the motion. The motion carried, as all were in favor.

AB 2179 – This is a new bill that requires state vehicles to use biomass fuels. The LTF decided to WATCH this bill.

AB 2415 – Mike Mohajer discussed this bill is regarding a landfill located partly in the City and partly in the County of Los Angeles. The bill requires that the CIWMB would have to get approval from multiple LEA's before taking over as enforcement agency. The LTF decided to WATCH the bill.

AB 2640 – Paul Yoder discussed that the League of California Cities (League) and California State Association of Counties (CSAC) are not wavering in their opposition. The LTF continues to OPPOSE this bill. Paul Yoder said there is a meeting set for Monday April 7, 2008 to discuss the LTF opposition with author. It was agreed that any letter should be sent after the meeting. Scott Johnston discussed that new air regulations in San Joaquin Valley Unified APCD may preclude composting in central valley. It was discussed that this and other issues should be brought up at the meeting. The air regulations are entering a comment period. It was discussed that Assemblyman Huffman's office and the CIWMB need to both receive the same information from the LTF and other interested parties. The Los Angeles County Sanitation Districts (LASAN) will soon release the technical report supporting the previous LASAN presentation on green waste ADC greenhouse gas (GHG) impacts previously circulated to Assemblyman Huffman and the CIWMB. Grace Chan suggested that any jurisdictions that are concerned over AB 2640 removal of diversion credit for green waste ADC should send letters of opposition to both Assemblyman Huffman's office and also the CIWMB because both are working together on the issue and/or contents of the bill.

AB 2829 – This is a recycling bill regarding plastic carry-out bags. A LTF support letter had already gone out before the bill was recently amended to add a \$0.25 per bag fee for grocery store plastic bags. The LTF decided to maintain its SUPPORT position.

AB 2695 – This bill is regarding illegal dumping. Allison Hudson discussed that she was contacted by her (San Joaquin County) CAO's office regarding whether their County should support the bill. The bill has not been reviewed in detail (the summary alone is four pages) by the LTF but it was noted that the bill would impose stiff penalties. It was discussed that Allison Hudson will review the bill and circulate her analysis to the LTF (her new email will be added to the LTF email list). The LTF will also review the bill prior to taking a position.

AB 2866 - This bill, sponsored by Waste Management Inc., would impose an increase in landfill tipping fees of \$0.60/ton. As discussed at the last LTF meeting by Paul Smith of the Regional Council of Rural County's ESJPA, the bill now contains a \$0.15 tip fee increase on landfills for hauler collection truck retrofits, \$0.15 for landfill gas control projects, \$0.15 is proposed for conversion of landfill gas to liquid natural fuel gas projects, and \$0.15 is proposed for closure and postclosure cleanup care for non-responsible sites.

The LTF discussed that it does not support landfill tip fee increases to pay for programs that are typically funding other industries or actions not specifically related to landfills. Mike Mohajer said that he will circulate an RCRC analysis in opposition to the bill which is a good position letter (3/24/08).

Motion:

Scott Johnston made a motion for the LTF to continue to OPPOSE this bill. Mike Mohajer seconded the motion. The motion to oppose the bill carried, as all were in favor.

SB 1321 – The bill would require that secondary schools be required to have recycling programs. The RCRC supports the bill. It was noted that the bill should be amended to include local governments in addition to the current language which includes non-profit organizations.

Motion:

Mike Mohajer made a motion for the LTF to SUPPORT THIS BILL IF AMENDED to include local government in the entities collaborating with the school recycling programs. John Gullledge seconded the motion. The motion carried, as all were in favor.

SB 1016 – The LTF SUPPORTS this bill regarding changing the AB 939 reporting system. Paul Yoder said he needs and had not received any suggested language changes to the bill from LTF members. Grace Chan said that she will send some language to Paul Yoder. Mike Mohajer said that he had circulated a Los Angeles County Task Force letter and will re-circulate it to the LTF.

SB 1020 – Senator Padilla’s office is coordinating with Senator Wiggins’ office on SB 1016 and with the CIWMB; and is waiting for a hearing on the bill. Paul Yoder believes that the bill will likely include a 60 percent diversion rate or equivalent provision in accordance with SB 1016. The League is opposed to any diversion increase without the ADC ban also being addressed in the same bill. Paul Yoder said that situation may not be likely and the LTF should focus on SB 1020 independent of efforts to oppose repeal of ADC diversion credits. At this point the LTF will OPPOSE this bill and will continue to track any changes to the language and bill progress.

SB 1723 – This bill would require manufacturer responsibility for pesticide recycling.

Motion:

WM made a motion for the LTF to SUPPORT this bill. Mike Mohajer seconded the motion. The motion carried, as all were in favor.

SB 1781 – This is a new bill proposed by the Senate Environmental Quality Committee to eliminate non-profit drop-off locations for recycling. The LTF will review this bill.

AB 501 – This bill is regarding sharps disposal. Russ Reiserer said the CSAC supports the bill. This bill may be needed in particular because as of September 2008 sharps are illegal to be put in the trash. The bill has been stalled by the pharmaceutical lobby.

Motion:

WM made a motion for the LTF to SUPPORT this bill. Mike Mohajer seconded the motion. The motion carried, as all were in favor.

AB 1972 – This bill is regarding biodegradable plastic bags. Russ Reiserer said this bill may be controversial because some areas in southern part of the state do not have compost facilities but the so called biodegradable bags do not biodegrade adequately in the composting operations as it may take years for them to break down. They cause a problem with people many well-intentioned people throwing them out in composting waste streams. They must then be cleaned out of the composting operation. It was noted that the biodegradable plastic bags also cause litter and storm water problems.

Motion:

Scott Johnston made a motion for the LTF to OPPOSE this bill due to the concerns listed, above. Mike Mohajer seconded the motion. The motion to oppose the bill carried, as all were in favor.

III. REGULATORY MATTERS

CIWMB Green Waste ADC Working Group

The following regulatory issues were discussed. This did not include all agenda items.

Grace Chan discussed that at a policy committee meeting of the CIWMB, the green waste ADC staff report was presented. Grace Chan said she opposed action at this time during the meeting and at the end of meeting the CIWMB proposed a workgroup to specifically look at five options for potentially phasing out ADC.

1. Local jurisdictions would evaluate how the material can be reused
2. Fees on ADC
3. Local government would come up with plan (No ban without a plan)
4. Phase out diversion credit
5. Local contracting mechanisms.

During a previous general topic meeting by LTF members with the CIWMB, the CIWMB members said that they were open to other options on this issue. Grace Chan discussed that simple technical and real world information is lacking and there is a lot of anecdotal information regarding positions. She said that real world examples on this issue need to be sent to the CIWMB. The CIWMB has a study of life-cycle analysis for green material to be completed by end of year. The LTF is supporting that environmental, markets and cost impacts need to be evaluated prior to implementing policies.

Western Regional Symposium

The LTF session will be on May 21, 2008 from 3:45 to 5:00 PM. Tressa Wallace said that Elizabeth Huber, CIWMB staff, has confirmed she will speak at the session.

CARB Draft Landfill Methane Control Measure Regulations

Larry Sweetser said the regulations are poorly written and very stringent. Almost all landfills would be required to install gas control system, unless exemptions approved. The surface sampling grid would be reduced from 100 feet to a 25 foot grid. The threshold for corrective action would be reduced from 500 ppm to 200 ppm. Regulations regarding low wind speed sampling requirements seem almost impossible for many sites.

IV. ADJOURNMENT

The meeting was adjourned about 12:08 PM.

**ATTENDANCE LIST
SWANA LEGISLATIVE TASK FORCE PHONE MEETING
APRIL 3, 2008**

Voting Member Chapter	NAME	ORGANIZATION	PHONE	EMAIL
VM/Gold Rush	William Merry (VC)	Monterey RWMD	831-384-5313	wmerry@mrwmd.org
VM/Gold Rush	Larry Sweetser*	Sweetser and Associates/ESJPA	(510) 703-0898	sweetser@aol.com
VM/Gold Rush	Mark Urquhart (S)	HDR Engineering, Inc.	916-817-4933	mark.urquhart@hdrinc.com
VM/Gold Rush	Russ Reiserer	City of Palo Alto	(650) 496-6951	russell.reiserer@cityofpaloalto.org
VM/Founding	Mike Mohajer	Southern California Waste Management Forum	909-592-1147	MikeMohajer@yahoo.com
VM/Founding	Grace Chan (C)	LA County Sanitation Districts	562-699-7411 ext 2402	gchan@lacsds.org
VM/Founding	John Gullledge	LA County Sanitation Districts	562-699-7411 ext 2401	jgullledge@lacsds.org
Gold Rush	Allison Hudson	San Joaquin County	2090468-3066	
VM/Sierra	Jim Babcock	Malcolm Pirnie, Inc.	510-301-5063	jbabcock@pirnie.com
VM/Sierra	Nancy Ewert* (T)	Kern County	661-862-8953	nancye@co.kern.ca.us
VM/Sierra	R. Scott Johnston	Merced County	209-385-7388	Irsj@co.merced.ca.us
SWANA CA Chapters; Regulatory Affairs	John Abernethy	Private Consultant	(916) 983-5062	abernethyj07@comcast.net
SWANA CA Chapters; Legislative Asst.	Tressa Wallace	Shaw / Yoder Inc.	916-446-4656 Ext 1025	Tressa@shawyoder.org
SWANA CA Chapter. Lobbyist	Paul Yoder	Shaw/Yoder, Inc.	916-446-4656	Paul@shawyoder.org

VM= Voting Member

Ch = Chair

VC = Vice Chair

T = Treasurer

S = Secretary

* Joined the meeting while in progress

** Joined the meeting while in progress (Donn Ferguson, Kern County was monitoring the call before then)

SWANA LTF AGENDA
THURSDAY, April 3rd, 10:30 A.M. – 12:00 P.M.

I. Business Items

- Next Meeting Date
- Approval of Meeting Minutes (attached)
- Approval of Treasurer's Report (will send)

II. Legislative Matters (Bill Matrix attached)

AB 1860 (Huffman) (Supported by RCRC)

Recall processing

Requires manufacturers of recalled products to arrange for safe returns

http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1851-1900/ab_1860_bill_20080324_amended_asm_v98.pdf

AB 2179 (Furutani)

Air Quality: renewable diesel fuel

http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2151-2200/ab_2179_bill_20080324_amended_asm_v98.pdf

AB 2415 (Fuentes)

(Letter from LA County IWM attached)

AB 2640 (Huffman)

Link to LA County IWM letter-

<http://ladpw.org/epd/tf/Attachments/AB2640attach.pdf>

AB 2829 (Davis)- Current Support Position

Amendments to add \$.25 Point-of-Purchase Fee on Plastic Carry-Out Bags

AB 2866 (DeLeon) Solid waste: solid waste disposal fees.

http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2851-2900/ab_2866_bill_20080324_amended_asm_v98.pdf

SB 1016 (Wiggins)

SB 1020 (Padilla)

SB 1321 (Correa) (RCRC Supports)

Requires school districts with secondary schools to maintain beverage recycling containers

http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1301-1350/sb_1321_bill_20080324_amended_sen_v98.pdf

SB 1723 (Maldonado) Agriculture: pesticide recycling program and audits (Recommend Support)

http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1701-1750/sb_1723_bill_20080327_amended_sen_v98.pdf

SB 1781 (Committee of EQ)

Eliminating non-profit drop off locations for recycling

http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1751-1800/sb_1781_bill_20080324_introduced.pdf

III. Regulatory Matters

CIWMB Green Waste ADC work group

ARB Draft Landfill Methane Control Measure Regulations

LTF Meeting with CIWMB

IV. Other

- May Symposium

ATTACHMENT C

SWANA LEGISLATIVE TASK FORCE

2008 BUDGET

March Report.

<u>BEGINNING BALANCE</u>		\$ 46,647.95	\$33,207.95
<u>REVENUES</u>			
DUES SURCHARGE (\$30 / MEMBER RENEWAL)		\$ 25,000.00	
	Feb Dues		\$2,550.00
WESTERN REGIONAL SYMPOSIUM		\$ 7,500.00	
MOLO COURSE REVENUES		\$ 5,000.00	
AGENCY CONTRIBUTIONS		\$ 15,000.00	
INTEREST		\$ _____ -	
	Feb		\$2.00
RELEASE FROM RESERVES		\$ _____ 13,440.00	
TOTAL REVENUES	(BUDGETED)	\$ 65,940.00	\$2,552.00
<u>EXPENSES</u>			
REGULATORY REVIEW		\$ 12,000.00	
SHAW / YODER, INC. CONTRACT		\$ 38,940.00	
	Feb		\$3,840.22
SHAW / YODER, INC. ADMIN. EXPENSES		\$ 4,000.00	
WEBSITE DEVELOPMENT / MAINTENANCE AND MEMBERSHIP ROSTER UPDATES		\$ 2,000.00	
MEETING EXPENSES, TELECONFERENCE CHARGES AND ANNUAL WORKSHOP		\$ 5,000.00	
CONTINGENCIES / SPECIAL PROJECTS		\$ _____ 4,000.00	
TOTAL BUDGETED EXPENSES		\$ 65,940.00	\$3,840.22
PROJECTED CARRY OVER TO 2008		\$ 33,207.95	\$ 45,359.73