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CALIFORNIA CHAPTERS

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LEGISLATIVE TASK FORCE

www.swanacalleg.org

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

May 1, 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 9 voting members present, including alternates and at least one voting member from each chapter. Tressa Wallace noted that Paul Yoder was held up at capital hearings and could not attend the meeting. 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 on page four below the five numbered items needed revision. This involved striking some text. She asked for a motion to approve the minutes with those changes.

Motion:

John Gullledge made a motion to approve the minutes with that revision. Nancy Ewert seconded the motion. The motion carried, as all were in favor.

Next Meeting Date

The next meeting after the Western Regional Symposium (WRS) will be a telephone meeting on June 5, 2008 at 10:30 AM until noon.

Treasurer's Report

Grace Chan said that the treasurer's report was Attachment C. There were no comments. Nancy Ewert asked that those sending donation checks for the LTF should have checks sent to her Kern County address, rather than Sacramento address used last year.

Motion:

John Gullledge made a motion to approve the treasurer's report for April 2008. William Merry 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.

SB 1016 – The LTF generally SUPPORTS the current version of this bill regarding changing the AB 939 reporting system. Tressa Wallace said there are amendments pending since the Solid Waste Industry Group (SWIG) meeting. The California Integrated Waste Management Board (CIWMB) performed analysis and is now considering using a four year average for the new base year. Tressa Wallace explained that at the SWIG meeting that economics could be considered for special

circumstances, even though not included in the bill wording. Some on LTF expressed concern about not getting the availability of economic adjustment factors called out in the bill.

SB 1020 – Senator Padilla’s office is coordinating with Senator Wiggins’ office on SB 1016 and with the CIWMB. The author wants has put a mandatory commercial recycling ordinance in the bill. It was noted that there is a population threshold for the mandatory ordinance. Tressa Wallace said the bill is in assembly appropriations committee. There is time now but the LTF will need to move fast to respond after it comes out of committee. LTF will wait for and review new language. The LTF OPPOSE position still holds.

AB 2640 – It was discussed that this bill as being discussed by the CIWMB and others would apply to any beneficial use of green materials at landfills, including “sloping” mulch use. The LTF OPPOSES this bill. The bill is on suspense now. It was discussed that the \$0.15 proposed in AB 2866 is related as it is for promoting composting. This bill has to pass out of fiscal committee by May 23. It was discussed considerably that this would result in potential conflicts if the San Joaquin Valley Unified Air Pollution Control District (SJVUAPCD) implements very strict draft regulations that likely would require vessel composting, which would increase composting costs so high that many might get out of the composting business. It was discussed that the science is bad because the open composting emissions are being overestimated and the cost for the proposed air regulations would hurt composting and presents a great conflict when Alternate Daily Cover (ADC) greenwaste credit would be removed under this bill. It was discussed that a letter of strong opposition must explain the problems associated with the current disconnect between regulatory agencies on pushing for and against each other on composting which needs to be considered in the arguments around AB 2640 in addition to other boarder waste management diversion issues. It was discussed that amendments have removed the ADC fee but many other issues of concern remain.

Grace Chan will work with Tressa Wallace on a draft letter to be circulated to the LTF.

AB 1972 – Concerns over so called biodegradable bags that ruin composting material streams was re-discussed similar to the last meeting. It was further discussed that the amendments to the bill focus on recyclable bag standards. The LTF agreed to change the oppose position to watch because even though LTF has a concern over biodegradable bags getting into compost it is not clear how opposition would be viewed in regarding to biodegradable material efforts in general. It was discussed that the LTF needs to consider an overall plastic bag ban and take back programs. It was decided to DISCUSS THE LTF POSITION FURTHER on next LTF call.

AB 2679 – The bill involves a change in definitions for LEA and addresses the violation appeal process. It would give the CIWMB more authority to assist LEAs in enforcing orders. The LTF took NO POSITION AT THIS TIME and will review the bill further.

AB 2695 – This bill is regarding illegal dumping. Nancy Ewert is concerned about the language regarding haulers. Haulers are opposed because they felt it might affect their current contracts. There are a lot of good provisions in the bill but concern over how it applies to haulers and various parties. The LTF will continue to 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. The LTF continues to be OPPOSE the bill as discussed at the previous LTF meeting.

SB 1165 – Many groups are opposed to this bill. It would require recertification of EIRs very five years. It was discussed that the LTF should oppose this bill with a major reason being that CEQA adequacy decisions should be a local land use issue, up to discretion of legal agency.

Motion:

William Merry made a motion to OPPOSE the bill. ~~MM~~Mike Mohajer seconded the motion. The motion carried, as none were opposed.

SB 1405 – It was decided that the LTF will WATCH this bill for now in case it changes.

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. At the previous meeting there was general discussion and agreement to support the bill. ~~MM~~Mike Mohajer noted that there was language added to allow Department of Toxic Substances Control (DTSC) to enter a property to inspect if there are items that have a recall even without a court order. The LTF will evaluate the bill further to see if position should read support if amended regarding this enforcement issue.

AB 2425 - The bill is concerning pharmaceuticals and drinking water. It would set up a working group with the industry having responsibility. The working group may add solid waste and waste water slots on the working group per Sharon Green’s suggestion at a meeting regarding the bill.

Motion:

William Merry made a motion to SUPPORT the bill. There was no formal second motion and it was noted that this bill would be kept on agenda and discussed further at the next meeting.

III. REGULATORY MATTERS

CIWMB Green Waste ADC Working Group

Grace Chan discussed that the final meeting on the issue would be held on Tuesday result in a CIWMB staff report for policy group. She recommended that all interested parties communicate concerns to the CIWMB before the June meeting.

Financial Assurances – Phase II

~~MM~~Mike Mohajer said the CIWMB expects regulations in July 2008. The process is moving fast even though a bit disjointed on resolution of issues. Tressa Wallace said there was a SWIG draft letter in Phase II regulations and she needs to know by May 6, whether the LTF signs on. It was noted the LTF may not because the LTF typically opposes the “pooled” funding approach been presented by private landfill companies.

Other - Western Regional Symposium

Tressa Wallace said that the LTF panel session was moved earlier in day to allow CIWMB attendance at meeting. It will now be at 11AM to 12:15PM on May 21, 2008. Tressa Wallace said she worked out the change with the Chapter, which will be reflected in the final agenda.

IV. ADJOURNMENT

The meeting was adjourned about 12:12 PM.

**ATTENDANCE LIST
SWANA LEGISLATIVE TASK FORCE PHONE MEETING
MAY 1, 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
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VM/Founding	Mike Mohajer	Southern California Waste Management Forum	909-592-1147	MikeMohajer@yahoo.com
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VM/Founding	John Gulledege	LA County Sanitation Districts	562-699-7411 ext 2401	jgulledege@lacsds.org
Gold Rush	Allison Hudson	San Joaquin County	(209)468-3066	
Founding	Sharon Green	LA County Sanitation Districts	562-699-7411	sgreen@lacsds.org
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; Legislative Asst.	Tressa Wallace	Shaw / Yoder Inc.	916-446-4656 Ext 1025	Tressa@shawyoder.org

VM= Voting Member

Ch = Chair

VC = Vice Chair

T = Treasurer

S = Secretary

* Joined the meeting while in progress

SWANA LTF AGENDA

Call in number 1-800-867-2581 access code 10069105

THURSDAY, May 1st, 10:30 A.M. – 12:00 P.M.

I. Business Items

- Next Meeting Date
- Approval of Meeting Minutes (attached)

II. Legislative Matters (Bill Matrix attached)

Priority Legislation

- SB 1016 (Wiggins)- No position selected
http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1001-1050/sb_1016_bill_20070410_amended_sen_v98.pdf
- SB 1020 (Padilla)- Oppose
http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1001-1050/sb_1020_bill_20070626_amended_asm_v97.pdf
- AB 2640 (Huffman)- Oppose
http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2601-2650/ab_2640_bill_20080407_amended_asm_v98.pdf

Other Legislation

- AB 1972 (DeSaulnier) Recyclable bags Discuss position- Current position Oppose
http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1951-2000/ab_1972_bill_20080324_amended_asm_v98.pdf
- AB 2679 (Ruskin)- No position selected
http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2651-2700/ab_2679_bill_20080423_amended_asm_v97.pdf
- AB 2695 (Niello)- No position selected
http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2651-2700/ab_2695_bill_20080422_amended_asm_v96.pdf
- AB 2866 (DeLeon)- Oppose
http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2851-2900/ab_2866_bill_20080423_amended_asm_v96.pdf
- SB 1165 (Kuehl) Environmental Impact Report

http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1151-1200/sb_1165_bill_20080409_amended_sen_v97.pdf

- SB 1405 (Padilla) FYI- new language
http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1401-1450/sb_1405_bill_20080423_amended_sen_v96.pdf
- SB 1663 (Denham) Used and waste tires: grants
http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1651-1700/sb_1663_bill_20080421_amended_sen_v98.pdf
- SB 1781 (CoEQ)
http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1751-1800/sb_1781_bill_20080324_introduced.pdf
- AB 1860 (Huffman)- has been amended- current position Support
http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1851-1900/ab_1860_bill_20080417_amended_asm_v97.pdf
- AB 1723 (Maldonado) has been amended- current position Support
http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1701-1750/sb_1723_bill_20080417_amended_sen_v97.pdf
- Other

III. Regulatory Matters

- Landfill Workgroup Meeting/Conference Call
- ADC
- Financial Assurance-Phase II
- Other

IV. Other

- Western Regional Symposium- scheduling change

ATTACHMENT C

SWANA LEGISLATIVE TASK FORCE

2008 BUDGET

April Treasurer's Report

<u>BEGINNING BALANCE</u>		\$	45,359.73	\$31,919.73
<u>REVENUES</u>				
DUES SURCHARGE (\$30 / MEMBER RENEWAL)	March	\$	25,000.00	\$4,470.00
WESTERN REGIONAL SYMPOSIUM		\$	7,500.00	
MOLO COURSE REVENUES		\$	5,000.00	
AGENCY CONTRIBUTIONS	April	\$	15,000.00	\$5,750.00
INTEREST	March	\$	-	\$2.16
RELEASE FROM RESERVES		\$	<u>13,440.00</u>	
TOTAL REVENUES	(BUDGETED)	\$	65,940.00	\$10,222.16
<u>EXPENSES</u>				
REGULATORY REVIEW		\$	12,000.00	
SHAW / YODER, INC. CONTRACT	March	\$	38,940.00	\$5,445.45
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		\$	<u>4,000.00</u>	
TOTAL BUDGETED EXPENSES		\$	65,940.00	\$5,445.45
PROJECTED CARRY OVER TO 2008		\$	31,919.73	\$ 50,136.44