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LEGISLATIVE TASK FORCE

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**MINUTES OF SWANA CALIFORNIA
LEGISLATIVE TASK FORCE MEETING, SACRAMENTO**

May 6, 2010

By: Mark Urquhart, Secretary

The Legislative Task Force (LTF) meeting started at about 10:00 AM. A quorum was present as there were 10 voting members (and one alternate member for a portion until the member joined during the call) present, including at least one voting member from each chapter. The agenda is Attachment A. A sign-in list of the attendees 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 4 and April 16, 2010 LTF Meetings

William Merry asked for comments on these minutes. Mike Mohajer asked that the wording in the April 16 minutes regarding the letter in support of AB 222 be changed to indicate he “distributed” the letter and that it was also from the “Energy” commission and not public utilities. Constance Hornig said that the March 4 minutes should be corrected to indicate it was a meeting and not phone call meeting and text in table regarding her reviewing the CEQA bills should be removed. With those changes he asked for a motion to approve those minutes.

Motion:

A motion was made by Mike Mohajer and seconded by Glenn Acosta to approve the minutes from both the March 4 and April 16, 2010 meetings with the changes and corrections noted, above.

The motion carried, as all were in favor.

Treasurer’s Update

The treasurer’s update was tabled until the next meeting as Nancy Ewert was not on the call.

SWANA Western Regional Symposium (WRS)

Jim Babcock noted that exhibitor sign-ups for the WRS improved from initial numbers that were of concern. He said he does not have final numbers from the conference yet but could report at the next meeting after those are available.

Next Meeting Date

It was noted that the next call would be on June 3, 2010.

Other - Greenhouse Gas (GHG) and Carbon Market Issues

Chris Hanson brought up the issue and there was a following discussion that GHG and carbon market issues are moving along on both the state and federal levels and it is important for the LTF to keep up and involved on the issues. It was discussed that recent federal GHG inventory requirements include regulatory requirements for scales and weighing all materials at many landfills that do not currently do so. It was discussed that Chris Hanson, Sharon Greene, and LASAN (Frank Caponi) would coordinate and share information on the issue for the LTF and also Sabrina from Shaw/Yoder would provide updates on the related state initiatives. William Merry said that he would like to spend 10 or 15 minutes on this issue on LTF calls in future.

II. REVIEW OF 2010 LEGISLATION

Tressa Wallace noted that SB1100 was the only bill that has passed out of committee and that others are in process, which would have to be concluded by Thursday May 27. She said she would send out an updated matrix with status after appropriations committee updates are made.

SB 722 - Renewable Energy (Simitian)

There was considerable discussion on this bill which has been debated in email prior to the meeting. Mike Mohajer explained that conversion technology is currently not available for renewable energy credit. Current law identifies these as transformation, which also involves a process of approval in siting elements. As an example he said that a siting element approval in LA County ~~for one facility~~ previously took 2 to 3 years. AB 222 eliminates the inappropriate “no emission” standard and takes Conversion Technology (CT) out of transformation category thus removing it from the currently required siting element approval.

Glenn Acosta described that SB 722 is intended to increase renewable energy in CA. The bill mentions LFG and CT as technologies that would apply. Concern is that language containing a date may exclude future LFG projects. Glenn Acosta said that whole paragraph of concern should be deleted and changed to allow both past and future LFG projects. Glenn Acosta said he also thinks that bill should have elements that limit CT removed as those should be handled on the local air quality level. Sharon Greene pointed out that the “no emissions” is in current law and SB 722 is geared toward renewable and not meant to address that issue. She said language could be recrafted for the LFG renewable issues.

Mike Mohajer discussed that SB722 is in support of increasing renewable energy but fails to provide tools to accomplish the goals. One tool is conversion technology. There was discussion on whether both bills need to be joined to accomplish both transformation redefinition and ensuring that LFG is one of the renewable energy “tools”. Tressa Wallace discussed that joining bills is unlikely given the politics of the authors. It was noted that in the past Simitian has not

supported the AB 222 content. Mike Mohajer said he feels that support and passage of SB 722 in current form may damage the chance for AB 222 passage.

There was considerable discussion on whether the LTF should take a support if amended or oppose if amended position. Tressa Wallace said that a support if amended position is more likely to have the LTF concerns ignored. It was discussed that a position to ask that sections in 722 be changed to reflect the AB 222 issues (remove CT from transformation category) and also to include language to not preclude existing or future LFG projects.

Motion:

Mike Mohajer made a motion that the LTF should send a letter to oppose SB722 unless amended to exclude CT from the transformation category (similar to AB 222) and delete paragraphs that confuses the eligibility of existing and future LFG projects from eligibility as renewable energy. The letter should state the reasons for opposing the bill up front but also be clear that the LTF supports renewable energy credits. Glenn Acosta seconded the motion. During discussion MB said he would have to vote no on a motion to oppose the bill and could only vote yes to a support if amended position.

There were 9 votes in favor of the motion and one vote opposed; therefore, the motion passed.

CalRecycle Emission Calculator

Tressa Wallace discussed that William Merry had circulated a draft emissions calculation model developed by CalRecycle prior to the meeting. After some discussion as to whether the LTF should comment Tressa Wallace said she would recirculate the items to give more LTF members a chance to look at it and so there was no confusion on which CalRecycle item was involved.

CalRecycle Integrated Waste Management Plans Enforcement Policy

Mike Mohajer discussed that the enforcement policy of previous CIWMB has now moved to a disposal based compliance policy by CalRecycle. He said that an April 30, 2010 deadline for submitting comments after the item's workshop has passed. He said that he called in to the workshop but there was no one else representing local government was on the call. He said that LA County has requested that the comment period be extended. Mike Mohajer said he has not heard back yet regarding an extension. He said he is concerned because this policy will impact local governments.

Motion:

Mike Mohajer made a motion that the LTF send letter to CalRecycle requesting an extension of the deadline for comments on the enforcement policy tool. Mark Urquhart seconded the motion. It was discussed that timing coincident with busy local government budget formation or some other reason should be used as justification.

All were in favor.

III. ADJOURNMENT

The meeting was adjourned about 12:01 PM.

SWANA LTF AGENDA

Call in number 1-800-867-2581 access code 1006105

THURSDAY, May 6th 10:00 P.M. – 12:00 P.M.

I. Business Items

- Next Meeting Date – June 3rd
- Approval of Minutes (March, April attached)
- Treasurer's Update (March attached)
- Other
 - Overview of Western Regional Symposium

II. Legislative Matters (Bill Matrix attached)

AB 1858 (Blumenfield) Hypodermic needles and syringes: exchange services – Support if Amended

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1851-1900/ab_1858_bill_20100413_amended_asm_v97.pdf

AB 1998 (Brownley) Single-use carry-out bags - Watch

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1951-2000/ab_1998_bill_20100420_amended_asm_v97.pdf

AB 2138 (Chesbro) Product management: single-use recyclable packaging containers - Concerns

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_2101-2150/ab_2138_bill_20100414_amended_asm_v97.pdf

AB 2139 (Chesbro) Product Stewardship - Support

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_2101-2150/ab_2139_bill_20100406_amended_asm_v98.pdf

AB 2176 (Blumenfield) Hazardous waste: lighting products. - Support

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_2151-2200/ab_2176_bill_20100422_amended_asm_v96.pdf

AB 2398 (Perez) Product stewardship: carpet - Support

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_2351-2400/ab_2398_bill_20100414_amended_asm_v98.pdf

AB 2562 (Fuentes) Hazardous material: landfill gas - Concerns

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_2551-2600/ab_2562_bill_20100219_introduced.pdf

SB 722 (Simitain) Utilities: renewable energy resources - TBD

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_0701-0750/sb_722_bill_20100304_amended_asm_v95.pdf

SB 1029 (Yee) Hypodermic needles and syringes – Support if Amended

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_1001-1050/sb_1029_bill_20100407_amended_sen_v97.pdf

SB 1100 (Corbett) Product Stewardship: batteries - Support

http://www.leginfo.ca.gov/cgi-bin/postquery?bill_number=sb_1100&sess=CUR&house=B&author=corbett

III. Regulatory Matters

ARB - Landfill Methane Control Measure

<http://www.arb.ca.gov/cc/landfills/landfills.htm>

CalRecycle

- AB 274 workshop
Workshop materials
<http://www.calrecycle.ca.gov/Actions/PublicNoticeDetail.aspx?id=119&aiid=125>

- Countywide Integrated Waste Management Plan (CIWMP)
Enforcement Policy Part II:
<http://www.calrecycle.ca.gov/Actions/PublicNoticeDetail.aspx?id=113&aiid=122>

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SWANA LEGISLATIVE TASK FORCE TELEPHONE MEETING MAY 6, 2010

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Sierra	Susan	(for Nancy Ewert – Kern County)		
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VM= Voting Member

Ch = Chair

VC = Vice Chair

T = Treasurer

S = Secretary