



**SWANA**<sup>®</sup>

SOLID WASTE ASSOCIATION  
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**CALIFORNIA CHAPTERS**

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**LEGISLATIVE TASK FORCE**

www.swanacal-leg.org

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

**May 7, 2009**

**By: Mark Urquhart, Secretary**

The Legislative Task Force (LTF) telephone meeting started at about 10:35 AM. A quorum was present as there were 10 voting members present, including one alternate voting member, and at least one voting member from each chapter. A list of people that participated is in Attachment A. (William Merry Chaired portions of the meeting when Grace Chan was not available on the phone). 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 5 2009 LTF Meeting:**

William Merry asked for comments on these minutes. There were none.

*Motion:*

Mike Mohajer made a motion to approve the minutes from the March 5, 2009 meeting. Nancy Ewert seconded the motion. The motion carried, as all were in favor.

**Approval of Minutes from April 8 2009 LTF Meeting:**

William Merry asked if there were any comments on these minutes. Mike Mohajer said that he had some comments that he did not have handy as he was travelling and that he would like to send to Mark Urquhart later. William Merry asked if they were substantive and Mike Mohajer said they were editorial only.

*Motion:*

Mike Mohajer made a motion to approve the minutes from the April 8, 2009 meeting with the editorial changes he would send to Mark Urquhart later. Nancy Ewert seconded the motion. The motion carried, as all were in favor.

**Approval of Treasurer's Reports**

Nancy Ewert discussed the LTF treasurer's reports for March and April 2009 (Attachment C). She said the balance as of April report is \$51,781.05. She noted regarding the April report that she received some late billings from Shaw/Yoder for the LTF workshop and travel expenses from Heidi Sanborne (approved by the LTF) for the Western Regional Symposium, and both were placed under contingencies.

*Motion:*

Mike Mohajer made a motion to approve the treasurer's reports from March and April 2009. Constance Hornig seconded the motion. The motion carried, as all were in favor.

**Next Meeting Date**

William Merry said that the next meeting would be a telephone meeting on June 4, 2009 from 10:30AM to noon.

**Other**

Grace Chan mentioned that CH2M Hill made donation of \$1,400 to the LTF.

## II. REVIEW OF 2009 PRIORITY LEGISLATION

The table below presents a summary of the discussions of the priority legislation discussed. (A matrix of legislative summaries of all bills of potential interest to the LTF as of May 5, 2009 was distributed by email with the meeting packet). The order of discussion of priority legislation was according to the agenda as listed in the table, below. Tressa Wallace noted that most bills have gone through the deadline in policy committees and are still active.

<b>Bill ID (Author)</b>	<b>Bill Content</b>	<b>Discussion/Position</b>
<b>AB 64 (Krekorian)</b>	Renewable energy resources, with provisions that affect conversion technologies (CT).	Language regarding CT that LTF did not like is still in the bill. Tressa Wallace said she will circulate the 5/6/09 amendments.  Position: Oppose.
<b>AB222 (Adams)</b>	This biofuels bill also has provisions regarding diversion credit for CT.	Amendments are contrary to what LTF wanted. It was discussed that committee discussion agreements included diversion credit for CT only for those that have reached a 50% diversion level. Mike Mohajer said that the bill has changed in some aspects that the outcome is worse than current conditions of the Code. Mike Mohajer said the problem with the language of "no emissions" for CT that LTF opposes is still effectively in the bill by how it deals with the Code even though there is language regarding use of regulatory thresholds. Mike Mohajer said that LTF should wait and see if the language can be changed prior to taking an oppose unless amended position. After appropriations committee it will go to suspense and be heard around the end of the month.  Position: Watch and lobby the bill further.
<b>AB283 (Chesbro)</b>	Extended Producer Responsibility	Still have not done amendments that LTF requested. LTF is waiting to see how the bill goes as to what position the LTF takes. Mike Mohajer noted that author feels that bill has so much opposition that it needs the LTF support. Mike Mohajer recommended support if amended position. It could become a two-year bill so the LTF will pursue amendments.  Position: Support if Amended
<b>AB 479 (Chesbro)</b>	Solid Waste Diversion	On suspense. LTF will continue to oppose based on fiscal and other arguments.  Position: Oppose.
<b>AB 994 (Fong)</b>	Buildings: CIWMB	This new bill is a two year bill intended for smart buildings according to CIWMB.
<b>AB 1173 (Huffman)</b>	Compact florescent lamp bill.	Bill moves toward an Advance Disposal Fee (ADF). LTF would readily support if an ADF is not used because often only a fraction of funds comes back to local government programs. LTF position will depend on how the ADF works. The LTF likes the ideas used in some other program (oil for example) being used for florescent tubes but concerned about funding mechanisms and the need for sufficiency of fund. The bill may need to specify the amount to cover the total recycling cost. There is also a concern that this deflates the push toward producer responsibility. LTF does not mind

<b>Bill ID (Author)</b>	<b>Bill Content</b>	<b>Discussion/Position</b>
		<p>having programs if local government is reimbursed effectively and properly. Combinations of take-back and using HHW facilities as long as it is simple for the public can work (such as oil – either HHW or retailer). It costs \$0.50 to \$0.90 per pound. Tressa Wallace will work with author's office as the LTF wants to support a bill that makes it easier for consumers to recycle the lamps while funding the local government programs properly. Also the bill and the funding should apply to <u>all</u> florescent bulbs; both residential and non-residential.</p> <p>Position: No position right now until Tressa Wallace gets answers from author's office regarding the above issue.</p>
<b>AB1581 (NR Committee – new bill)</b>	Market Development. Bill in case SB 390 does not move.	<p>No action needed now. The author's office just wants to deal with sunset issue.</p> <p>Position: None at this time.</p>
<b>SB 25 (Padilla)</b>	Solid Waste Diversion	<p>Tressa Wallace there is nothing new in the bills since last LTF meeting. It is in appropriations. Still contains \$2.13/T landfill tip fee increase.</p> <p>Position: Oppose.</p>
<b>SB44 (Denham)</b>	Would abolish CIWMB	<p>Both CIWMB abolishment bills were rejected in committee. But they may come back given state budget issues (other is AB 1150).</p> <p>Position: Watch</p>
<b>SB 390 (Kehoe)</b>	Solid waste: recycling market development	<p>Amended slightly so that interest would be repaid. LTF supports.</p>
<b>SB 730 (Wiggins)</b>	Waste export fees and grant and load eligibility.	<p>LTF currently watching. LS noted that many jurisdictions get more out of fund than they pay in, particularly if they export waste.</p> <p>Position: Watch</p>

### **III. REGULATORY MATTERS**

#### ***CIWMB Postclosure Funding***

CIWMB will be looking at closure and post-closure funding at next meeting. Some CIWMB members are leaning toward requiring 30-year fund amount being kept in perpetuity.

#### ***CIWMB Landfill Gas Update***

Nancy Ewert said that a number of landfill operators want to meet with the CIWMB to discuss inconsistencies. Larry Sweetser said that CIWMB staff have indicated to their management that there are no big issues but many operators fee otherwise. The group to meet with the CIWMB will include people that have made at least two submittals. The meeting will be with Mark Leary (CIWMB Executive Officer) to discuss issue. Nancy Ewert noted that there is a lot of cost at stake in the process.

#### ***ARB Landfill Methane Capture***

ARB put out comments and are waiting for responses from local air boards and others.

***Other***

Grace Chan discussed “white paper” circulated about funding of solid waste systems. She asked how it should be distributed. Discussed CIWMB members, legislative authors and committees, and possible wider publication later. It was discussed that this will also for to SWANA chapter presidents, SWANA national, and the LTF and chapter websites. Grace Chan said to send her comments by end of week Friday. Tressa Wallace said it was good timing given the state budget issues now.

***IV. ADJOURNMENT***

The meeting was adjourned about 11:53 PM.

**ATTENDANCE LIST**  
**SWANA LEGISLATIVE TASK FORCE PHONE MEETING MAY 7, 2009**

<b>VOTING MEMBER CHAPTER</b>	<b>NAME</b>	<b>ORGANIZATION</b>	<b>PHONE</b>	<b>EMAIL</b>
VM/Gold Rush	William Merry (VC)	Monterey RWMD	831-384-5313	<a href="mailto:wmerry@mrwmd.org">wmerry@mrwmd.org</a>
VM/Gold Rush	Mark Urquhart (S)	HDR Engineering, Inc.	916-817-4933	mark.urquhart@hdrinc.com
VM/Gold Rush	Annette Borges	City of Folsom	916-351-3419	aborges@folsom.ca.us
VM/Gold Rush	Larry Sweetser	Sweetser and Associates/ESJPA	510-703-0898	<a href="mailto:sweetser@aol.com">sweetser@aol.com</a>
Gold Rush	Rachel Davis	CH2M Hill	916.286.0265	
VM/Founding	Grace Chan (C)	LA County Sanitation Districts	562-699-7411 ext 1503	<a href="mailto:gchan@lacsdc.org">gchan@lacsdc.org</a>
VM/Founding	Constance Hornig	Law Offices	323-934-4601	<a href="mailto:Hornig@MSWesq.com">Hornig@MSWesq.com</a>
VM/Founding	Mike Mohajer	Southern California Waste Management Forum	909-592-1147	<a href="mailto:mikemohajer@yahoo.com">mikemohajer@yahoo.com</a>
ALT/Founding	Lisa Wood	City of San Diego	858-573-1236	<a href="mailto:lwood@sanidiego.gov">lwood@sanidiego.gov</a>
VM/Sierra	R. Scott Johnston	(retired – Merced County DPW)	209 617 2126 cell 209 357 3202 home	<a href="mailto:johnston.scott@sbcglobal.net">johnston.scott@sbcglobal.net</a>
VM/Sierra	Nancy Ewert (T)	Kern County	661-862-8933	<a href="mailto:nancye@co.kern.ca.us">nancye@co.kern.ca.us</a>
Gold Rush	Chris Hanson	Placer County		
Gold Rush	Jami Aggers	Stanislaus County		
	John Taylor	Private Consultant		
<i>SWANA CA Chapters Legislative Assistant</i>	<i>Tressa Wallace</i>	<i>Shaw / Yoder Inc.</i>	<i>916-446-4656 Ext. 1025</i>	<a href="mailto:Tressa@shawyoder.org">Tressa@shawyoder.org</a>

VM= Voting Member

Ch = Chair

VC = Vice Chair

T = Treasurer

S = Secretary

**SWANA LTF AGENDA**

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

**THURSDAY, May 7th 10:30 A.M. – 12:00 P.M.**

**I. Business Items**

- Next Meeting Date – June 4th
- Approval of Meeting Minutes (March and April attached)
- Approval of Treasurer's report (February, March and April attached)
- Other

**II. Legislative Matters (Bill Matrix attached)**

**AB 64 (Krekorian) - Oppose**

Energy: renewable energy resources: generation and transmission.

[http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab\\_0051-0100/ab\\_64\\_bill\\_20090415\\_amended\\_asm\\_v96.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_0051-0100/ab_64_bill_20090415_amended_asm_v96.pdf)

**AB 222 (Adams) – Support**

Energy: biofuels

[http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab\\_0201-0250/ab\\_222\\_bill\\_20090414\\_amended\\_asm\\_v98.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_0201-0250/ab_222_bill_20090414_amended_asm_v98.pdf)

**AB 283 (Chesbro) – Support if Amended**

Extended Producer Responsibility

[http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab\\_0251-0300/ab\\_283\\_bill\\_20090423\\_amended\\_asm\\_v97.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_0251-0300/ab_283_bill_20090423_amended_asm_v97.pdf)

**AB 479 (Chesbro) – Oppose**

**Solid waste: Diversion**

[http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab\\_0451-0500/ab\\_479\\_bill\\_20090422\\_amended\\_asm\\_v98.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_0451-0500/ab_479_bill_20090422_amended_asm_v98.pdf)

**AB 994 (Fong) – New bill**

Buildings: Integrated Waste Management Board

[http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab\\_0951-1000/ab\\_994\\_bill\\_20090413\\_amended\\_asm\\_v98.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_0951-1000/ab_994_bill_20090413_amended_asm_v98.pdf)

**AB 1173 (Huffman) – Huffman's CoS Requesting our Support**

Recycling: compact fluorescent lamps.

[http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab\\_1151-1200/ab\\_1173\\_bill\\_20090227\\_introduced.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1151-1200/ab_1173_bill_20090227_introduced.pdf)

**AB 1581 (Committee on Natural Resources) – New bill**

Solid waste: recycling market development

[http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab\\_1551-1600/ab\\_1581\\_bill\\_20090423\\_amended\\_asm\\_v98.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1551-1600/ab_1581_bill_20090423_amended_asm_v98.pdf)

**SB 25 (Padilla) – Oppose**

Solid Waste: Diversion

[http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb\\_0001-0050/sb\\_25\\_bill\\_20090413\\_amended\\_sen\\_v98.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_0001-0050/sb_25_bill_20090413_amended_sen_v98.pdf)

**SB 44 (Denham) – Watch**

Integrated Waste Management

[http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb\\_0001-0050/sb\\_44\\_bill\\_20090413\\_amended\\_sen\\_v98.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_0001-0050/sb_44_bill_20090413_amended_sen_v98.pdf)

**SB 390 (Kehoe) – Support**

Solid waste: recycling market development.

[http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb\\_0351-0400/sb\\_390\\_bill\\_20090422\\_amended\\_sen\\_v97.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_0351-0400/sb_390_bill_20090422_amended_sen_v97.pdf)

**SB 730 (Wiggins) – Watch**

Solid waste: grants and loans: eligibility.

[http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb\\_0701-0750/sb\\_730\\_bill\\_20090227\\_introduced.pdf](http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_0701-0750/sb_730_bill_20090227_introduced.pdf)

**III. Regulatory Matters**

CIWMB - Landfill gas probe regulation

ARB - Landfill methane capture

**IV. Other**

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*Legislative Assistant*  
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**SWANA LEGISLATIVE TASK FORCE - 2009 BUDGET**  
**April 2009 Treasurer's Report**

<b>BEGINNING ACCOUNT BALANCE - 1/1/2009</b>	<b>\$ 59,868.44</b>		
Release from Reserves	\$ 8,415.00		
<b>Starting Cash Balance</b>	<b>\$ 51,453.44</b>		
<b>REVENUES</b>			
	<b>Annual</b>	<b>Monthly</b>	<b>YTD</b>
<b>DUES SURCHARGE (\$30 / MEMBER)</b>	\$ 25,000.00		
Jan Dues		\$1,200.00	
Feb Dues		\$1,830.00	
Mar Dues		\$2,490.00	
Apr Dues		\$3,790.00	
May Dues			
June Dues			
July Dues			
Aug Dues			
Sept Dues			
Oct Dues			
Nov Dues			
Dec Dues			\$9,310.00
<b>WESTERN REGIONAL SYMPOSIUM</b>	\$ 7,500.00		
<b>MOLO COURSE REVENUES</b>	\$ 5,000.00		\$0.00
<b>AGENCY CONTRIBUTIONS</b>	\$ 15,000.00		
			\$0.00
<b>INTEREST</b>	\$ 25.00		
Jan-09		\$2.43	
Feb-09		\$2.21	
Mar-09		\$2.52	
Apr-09		\$2.33	
May-09			
Jun-09			
Jul-09			
Aug-09			
Sep-09			
Oct-09			
Nov-09			
Dec-09			\$9.49
<b>RELEASE FROM RESERVES</b>	<b>\$8,415.00</b>		
<b>TOTAL BUDGETED REVENUES</b>	<b>\$ 60,940.00</b>		<b>\$9,319.49</b>

EXPENSES			
	Annual	Monthly	YTD
REGULATORY REVIEW	\$ 7,000.00		
			\$0.00
SHAW / YODER, INC. CONTRACT	\$ 38,940.00		
Dec-08		\$3,245.00	
Jan-09		\$3,245.00	
Feb-09		\$3,245.00	
Mar-09		\$3,245.00	
Apr-09			
May-09			
Jun-09			
Jul-09			
Aug-09			
Sep-09			
Oct-09			
Nov-09			\$12,980.00
SHAW / YODER, INC. ADMIN. EXPENSES	\$ 4,000.00		
Dec-08		\$257.60	
Jan-09		\$45.00	
Feb-09		\$45.00	
Mar-09		\$45.00	
Apr-09			
May-09			
Jun-09			
Jul-09			
Aug-09			
Sep-09			
Oct-09			
Nov-09			\$392.60
WEBSITE DEV/MAINTENANCE & ROSTER	\$ 2,000.00		
Dec-08		\$0.00	
Jan-09		\$0.00	
Feb-09		\$0.00	
Mar-09		\$72.00	
Apr-09			
May-09			
Jun-09			
Jul-09			
Aug-09			
Sep-09			
Oct-09			
Nov-09			\$72.00
MTGS/TELECONFERENCE/WORKSHOP	\$ 5,000.00		
Dec-08		\$0.00	
Jan-09		\$0.00	
Feb-09		\$72.22	
Mar-09		\$320.21	
Apr-09			
May-09			
Jun-09			
Jul-09			
Aug-09			
Sep-09			
Oct-09			
Nov-09			\$392.43
CONTINGENCIES / SPECIAL PROJECTS	\$ 4,000.00		
Workshop 2008 Expenses from Shaw/Yoder		\$3,039.23	
CPSC Speaker		\$526.62	\$3,565.85
<b>TOTAL BUDGETED EXPENSES</b>	<b>\$ 60,940.00</b>		<b>\$17,402.88</b>
<b>April Account Balance</b>			<b>\$51,785.05</b>
<b>PROJECTED CARRY OVER TO 2010</b>	<b>\$ 51,453.44</b>		

**SWANA LEGISLATIVE TASK FORCE - 2009 BUDGET**  
**March 2009 Treasurer's Report**

<b>BEGINNING ACCOUNT BALANCE - 1/1/2009</b>	<b>\$ 59,868.44</b>		
Release from Reserves	\$ 8,415.00		
<b>Starting Cash Balance</b>	<b>\$ 51,453.44</b>		
<b>REVENUES</b>			
	<b>Annual</b>	<b>Monthly</b>	<b>YTD</b>
<b>DUES SURCHARGE (\$30 / MEMBER)</b>	<b>\$ 25,000.00</b>		
Jan Dues		\$1,200.00	
Feb Dues		\$1,830.00	
Mar Dues		\$2,490.00	
Apr Dues			
May Dues			
June Dues			
July Dues			
Aug Dues			
Sept Dues			
Oct Dues			
Nov Dues			
Dec Dues			\$5,520.00
<b>WESTERN REGIONAL SYMPOSIUM</b>	<b>\$ 7,500.00</b>		
<b>MOLO COURSE REVENUES</b>	<b>\$ 5,000.00</b>		\$0.00
<b>AGENCY CONTRIBUTIONS</b>	<b>\$ 15,000.00</b>		\$0.00
<b>INTEREST</b>	<b>\$ 25.00</b>		
Jan-09		\$2.43	
Feb-09		\$2.21	
Mar-09		\$2.52	
Apr-09			
May-09			
Jun-09			
Jul-09			
Aug-09			
Sep-09			
Oct-09			
Nov-09			
Dec-09			\$7.16
<b>RELEASE FROM RESERVES</b>	<b>\$8,415.00</b>		
<b>TOTAL BUDGETED REVENUES</b>	<b>\$ 60,940.00</b>		<b>\$5,527.16</b>