



---

**Date:** March 25, 2020

**TO:** Waste Management Authority Board

**FROM:** Jeff Becerra, Communications Manager

**SUBJECT:** Legislative Positions for 2020

---

**SUMMARY:**

This is the second year of the 2019/2020 legislative session. As of the February 21 bill introduction deadline, 2,334 bills were introduced.

Working with Jason Schmelzer and Priscilla Quiroz of Shaw Yoder Antwih Schmelzer and Lange (our contract lobbyist in Sacramento), we are tracking priority bills in the legislative process. Several bills are still in “spot” language form and will only be able to be analyzed once more language is included. Many bills do not have committee analyses yet.

Due to the COVID-19 pandemic, the Legislature is in joint recess from March 20, 2020, until April 13, 2020. We will return to the WMA in June with a status update on these bills and the state of the California legislature.

**DISCUSSION:**

Each year, the Agency picks priority legislative areas to focus on in the coming legislative year. These are subject areas that StopWaste staff and our lobbyist devote more time and attention to. This could be in the form of additional letters of support to committee members, recruiting support from other government agencies and organizations, testifying at hearings, proposing changes to regulations and working closely with bill sponsors.

In November 2019, the Waste Management Authority Board approved its legislative priorities for 2020, emphasizing plastic pollution/packaging, climate change, and organics to landfill (via implementation of SB 1383).

Below is a list of bills, organized by topic category, with a brief description, recommended position, current status, and a link to the bill language and bill analysis (where available) that includes a list of those in support or opposition.

StopWaste positions on these bills include:

Support Priority (SP): Priority bills with strong support and testimony including input on bill language

Strong Support (S1): Strong support and testimony as requested

Support (S2/3): Letters of support and signing on to other support letters

Support If Amended: Letters of support with recommended amendments

Oppose: Opposition

Watch: Indicates that bill language and details are still evolving and we will continue to watch and provide input and take a support/oppose position where necessary.

### **Plastic Pollution Prevention**

[AB 1080 \(Gonzalez/SB 54 \(Allen, Skinner\): Solid waste: packaging and products](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200SB54)  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200SB54](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200SB54)

Would develop a comprehensive framework for reducing plastic pollution and reforming wasteful product packaging. These bills would require all single-use packaging and certain food (plates, bowls, cups, stirrers, straws) to be recyclable or compostable by 2030. It would also require a 75% reduction statewide by producers of waste generated from single-use packaging and certain food ware through source reduction, recycling, or composting by 2030.

Agency position: Support (SP)

Support: More than 60 organizations that include Californians Against Waste, CPSC, ReThink Waste, Story of Stuff Project, Sierra Club.

### **Recycling**

[SB 667 \(Hueso\): Recycling Infrastructure and Facilities](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200SB667)  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200SB667](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200SB667)

This bill focuses on funding for infrastructure and requires the State Air Resources Board to develop a 5-year investment strategy to drive innovation and infrastructure, in order to meet specified organic waste reduction and recycling targets.

This bill will require CalRecycle, in coordination with the Treasurer and the California Pollution Control Financing Authority (CPCFA), on or before June 1, 2021, to develop financial incentive mechanisms to fund organic waste diversion and recycling infrastructure. It will also require the Treasurer to coordinate with the states of Nevada, Oregon, and Washington on infrastructure financing to support the recycling needs of the region.

Agency position: Support (S1)

Support: League of California Cities, Recology, Republic Services.

AB 2612 (Maienschien) Greenhouse Gas Reduction Fund: Recycling: appropriation  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200AB2612](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200AB2612)

This bill would have the state invest in local recycling infrastructure, in both solid waste and organics. Specifically, the bill would annually appropriate \$200 million from the Greenhouse Gas Reduction Fund to CalRecycle.

Agency position: Support (S1)

Sponsor/Support: County of Los Angeles Board of Supervisors, Rural County Representative of California, California State Association of Counties, Californians Against Waste.

AB 3141 (Friedman) Retail plastics recycling program: plastic bags, packaging, and shipping envelopes  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200AB3141](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200AB3141)

This bill would reinstate the in-store plastic bag takeback program, mandate online retailers to pick up packaging at the time of delivery, and provide in-store takeback for packaging from online purchases.

Agency position: Support if Amended

Suggested Amendments: The [At Store Recycling Program for Carryout Bags](#) should not be limited to “carryout bags,” so that stores distributing plastic bags for produce, bulk items, etc. are required to participate in the program.

Support: Californians Against Waste

## **Climate/Energy**

SB 43 (Allen): Carbon intensity and pricing: retail products  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200SB43](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200SB43)

Requires the State Air Resources Board to study and submit a report to the Legislature on the feasibility of calculating the carbon intensity of all retail products subject to the Sales and Use Tax Law.

Agency position: Support (S1)

Support: Fossil Free California and The Nature Conservancy.

SB 1258 (Stern) California Climate Technology and Infrastructure Financing Act  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200SB1258](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200SB1258)

This bill would enact the California Climate Technology and Infrastructure Financing Act to require the California Infrastructure and Economic Development Bank, in consultation with specified agencies to administer the Climate Catalyst Revolving Fund, which would establish to provide financial assistance to eligible climate catalyst projects.

Agency position: Support If Amended

Suggested Amendments: To include organic recycling infrastructure as an eligible “climate catalyst project.”

Support: ReThink Waste, Support if Amended

## **Extended Producer Responsibility (EPR)/Circular Economy**

AB 1509 (Mullin): Solid waste: lithium-ion batteries

[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200AB1509](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200AB1509)

AB 1509 would create a recycling program for both loose lithium-ion batteries and those embedded in toys, toothbrushes, keychains and other products to prevent them from being improperly disposed of in the waste stream.

Agency position: Support (S1)

Sponsor/Support: ReThink Waste, Californians Against Waste, California Product Stewardship Council.

AB 1672 (Bloom) Solid waste: nonwoven disposable products

[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200AB1672](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200AB1672)

This bill will help reduce expensive repairs and maintenance to sewers and water treatment equipment caused by misled consumers flushing mislabeled wipes that do not degrade. The bill requires clear, accurate labeling of “flushable” and “non-flushable” wipes.

Agency Position: Support (S3)

Sponsor/Support: National Stewardship Action Council, CASA, EBMUD, County of Alameda

## **Organics/Composting**

SB 1191 (Dahle): Organic waste: reduction goals: local jurisdictions: noncompliance and penalties

[http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200SB1191](http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200SB1191)

This bill would require CalRecycle to consider whether a jurisdiction made good faith efforts to implement its organic waste reduction program and other factors before imposing a compliance order or penalties on that jurisdiction for failure to meet SB 1383 organic waste requirements.

Agency Position: Watch (We expect to contribute bill language once SB 1383 regulations are finalized)

Support: Rural County Representative of California, Solid Waste Association of North America

## **Other**

AB 2243 (Eggman): Income tax: credits: food banks

[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201920200AB2243](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200AB2243)

This bill would extend the Farm to Food Bank tax credit from January 1, 2022 to January 1, 2027.

Agency position: Support (S1)

Support: California Farm Bureau Federation

## **Bills to Watch**

There are several bills that are on the “watch” list. These are bills that do not have details and are “spot” bills that will evolve over the next few months.

### Plastic Pollution Prevention

AB 2287 (Eggman): Solid waste: plastic products: certification.

### Recycling

AB 1840 (Ting): Recycling: reports

AB 2381 (Choi): The California Beverage Container Recycling and Litter Reduction Act: processing payments and handling fees

AB 2562 (Holden): California Beverage Container Recycling and Litter Reduction Act: empty beverage container redemption

AB 2733 (Flora): California Beverage Container Recycling Fund: reporting

AB 3158 (Melendez): Solid waste: Rechargeable Battery Recycling Act

SB 1132 (Dodd): Recycling: beverage containers

### Climate/Energy

AB 1839 (Bonta): Climate change: California Green New Deal

AB 2148 (Quirk): Climate change: adaptation: regional climate adaptation planning groups: regional climate adaptation plans

AB 2371 (Friedman): Climate change: adaptation

AB 2441 (Rivas): Climate change: Safeguarding California Plan

AB 2832 (C. Garcia): Greenhouse gases: carbon neutrality

AB 3256 (E. Garcia): Climate risks: bond measure

SB 45 (Allen): Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020

SB 964 (Skinner): Greenhouse Gas Reduction Fund: investment plan

SB 1100 (Atkins): Coastal resources: sea level rise

SB 1320 (Stern): Climate change: California Climate Change Assessment

### Extended Producer Responsibility

SB 424 (Jackson): Solid waste: sharps disposal

AB 1770 (Frazier): Tire recycling program: rubberized pavement

### Organics/Composting

AB 1506 (McCarty): Solid waste commercial and organic waste: recycling bins

AB 1567 (Aguiar-Curry): Organic waste: scoping plan

AB 2680 (Aguiar-Curry): Solid waste: green material: land application

AB 2959 (Calderon): Solid waste: byproducts from the processing of food or beverages

SB 1332 (Allen): Solid waste: recycling and composting infrastructure

Other

AB 793 (Ting): Solid waste: biomass

AB 1952 (Stone): Washing machines: microfiber filters: state laundry facilities: pilot program

AB 2298 (Carrillo): Hazardous waste

AB 2368 (Quirk): Contractors: discipline: illegal dumping

AB 2511 (C. Garcia): Hazardous waste

AB 3232 (Friedman): Commercial washing machines: microfiber filter.

AB 3336 (Carrillo): California Hazardous Substances Act: misbranded and banned hazardous substances

SB 409 (Wilk): Illegal dumping

SB 1152 (Skinner): Litter: receptacles

SB 1227 (Skinner): Road Maintenance and Rehabilitation Program

SB 1156 (Archuleta): Lithium-ion batteries: illegal disposal: penalties

**RECOMMENDATION**

That the WMA Board adopt the recommended positions for the 2020 session of the California Legislature.