DATE: May 25, 2022

TO: Waste Management Authority and Energy Council

FROM: Jennifer West, Program Manager

SUBJECT: Legislative Positions for 2022 – Mid-Session Update

SUMMARY:
This mid-session legislative update captures new bills and updated proposed bill positions since the initial WMA Board review of bills in March. At the May 25 meeting, staff will review the bills and recommend Board adoption of proposed positions, as well as provide an update on key bills discussed in March.

DISCUSSION:
Working with Jason Schmelzer and Priscilla Quiroz of Shaw Yoder Antwih Schmelzer and Lange (our contract lobbyist in Sacramento), we are tracking and contributing input on priority bills throughout the legislative process.

StopWaste bill positions include:

Support: Support positions can range from signing on to joint support letters, submitting our own, testifying in committees, and/or providing input on bill language

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 appropriate

At its March 2022 meeting, the WMA Board considered positions on 25 bills outlined in the March board memo.

SUMMARY OF NEW BILLS AND UPDATED STOPWASTE BILL POSITIONS:

Plastic Pollution Prevention

*NEW AB 1724 (Stone) State-owned Washing Machines: Microfiber Filtration
This bill requires all state-owned washing machines to contain a microfiber filtration system with a mesh size of 100 microns or smaller. No local government fiscal impact expected.
**Climate/Energy**

*NEW* **AB 2446 (Holden) Embodied carbon emissions: construction materials**
This bill requires the California Energy Commission (CEC), in consultation with the California Air Resources Board (ARB), to develop a framework for measuring and reducing the carbon dioxide or emissions related to or caused by the construction of new buildings, and to achieve an 80% net reduction in the carbon intensity of construction and materials used in new construction by 2045, as compared to 2020 levels, with specified interim goals. No local government fiscal impact expected.

**Agency position: Support**
Sponsored: The Climate Project, US Green Building Council, Carbon Cure

*Revised position* **SB 1393 (Archuleta) Energy: appliances: local requirements.**
This bill would require a city or county to consider guidance from the California Energy Commission (CEC) on building electrification when adopting ordinances that require electrification of existing buildings. No local government fiscal impact expected.

**Agency position: Oppose** As written, SB 1393 will make it more difficult for jurisdictions to electrify buildings
Support: California Association of Realtors, California Building Industry Association, California Business Properties Association, California State Pipe Trades Council Coalition of California Utility Employees
Opposition: Building Electrification Institute, California Community Choice Association, California State Association of Counties, League of California Cities, Natural Resources Defense Council

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

*NEW* **SB 1013 (Atkins) Beverage container recycling: reports: electronic submittal: wine and distilled spirits.**
This bill would add wine and distilled spirits to the Beverage Container Recycling Program (BCRP) and make other changes to the program. To distinguish this bill from AB 2779, this one addresses all types of containers, not just aluminum cans. No local government fiscal impact expected.

**Agency position: Support**
Support: California Teamsters Public Affairs Council, Californians Against Waste (CAW), Heal the Bay, National Stewardship Action Council (NSAC), Plastic Pollution Coalition, Republic Services - Western Region
Opposition: None listed.

**RECOMMENDATION:**
Adopt updated positions on the bills listed above.