



Agenda Date: 3/3/2005

Agenda Placement: 7D

**NAPA-VALLEJO WASTE
MANAGEMENT AUTHORITY**

**Napa-Vallejo Waste Management Authority
Board Agenda Letter**

TO: Board of Directors
FROM: Jill Pahl for Trent Cave - Director
Environmental Management
REPORT BY: Jill Pahl, Asst Dir of Environmental Management, 253-4410
SUBJECT: Legislation.

RECOMMENDATION

LEGISLATION.
Staff to review current Federal and State Solid Waste legislation.

EXECUTIVE SUMMARY

See the following summaries of current legislation.

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

AB 177 (Bogh)

AB 177, by Assembly Member Russ Bogh, would make changes to definitions regarding biomass conversion and transformation technologies. In addition, the bill would delete the 10% limit for waste diversion through biomass conversion for a source reduction and recycling element submitted after January 1, 1990, and would delete the requirement that the element not include transformation. It is our understanding that AB 177 will be undergoing extensive amendments. We will include a summary of the amended bill as soon as it is in print. CSAC staff will also be reviewing the amendments for consistency with CSAC's recently enacted policy regarding conversion technology. Specifically, CSAC has been directed to, "Support legislation that would update the California Integrated Waste Management Act's solid waste management hierarchy to promote development of conversion technology facilities by providing full diversion credit towards the State waste reduction mandates."

LAO Analysis of the Budget -State Recycling Programs

To increase the effectiveness and efficiency of the state's recycling programs, the LAO is recommending that the state's various recycling programs currently administered by the Department of Conservation and the California Integrated Waste Management Board be consolidated into a new department within the California Environmental Protection Agency. This recommendation would involve eliminating the California Integrated Waste Management Board and the transfer of most of its remaining responsibilities (regulation of waste management) to an expanded Department of Toxic Substances Control. The LAO further recommends that the Legislature consider options for transferring the remaining nonrecycling functions of the Department of Conservation to existing state agencies. According to the LAO, these recommendations would create at least \$2 million in special fund savings in the budget year.

SUPPORTING DOCUMENTS

None

Manager: Approve

Reviewed By: Jill Pahl