

**DEL NORTE SOLID WASTE MANAGEMENT AUTHORITY
CITY OF CRESCENT CITY
COUNTY OF DEL NORTE
STATE OF CALIFORNIA**

**Board of Supervisors Chambers
Flynn Center 981 H Street Crescent City, CA**

Special Session

Thursday March 21, 2019

4:00 PM

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The Solid Waste Management Authority of the City of Crescent City and the County of Del Norte, State of California, is now meeting in Special Session. Only those items that indicate a specific time will be heard at the assigned time. All items may be taken out of sequence to accommodate public and staff availability.

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All documents referred to in this agenda are available at the Office of the Del Norte Solid Waste Management Authority at 1700 State Street in Crescent City, between the hours of 8 A.M. and 5 P.M. Monday through Friday OR online at www.recycledelnorte.ca.gov For more information call 465-1100 or email dnswwma@recycledelnorte.ca.gov

**4:00 PM CALL MEETING TO ORDER / ROLL CALL
PLEDGE OF ALLEGIANCE**

4:01 PM PUBLIC COMMENTS: ANY MEMBER OF THE PUBLIC MAY ADDRESS THE SOLID WASTE MANAGEMENT AUTHORITY ON ANY MATTER ON OR OFF THE AGENDA. After receiving recognition from the Chair, please give your name and address for the record. Comments will be limited to three minutes.

OPEN SESSION ITEMS:

1. CONSENT AGENDA

- 1.1 Approve minutes, Special Session, Tuesday February 26, 2019. **
- 1.2 Payment of claim #8391 in the amount of \$7,720.00 to North Coast Laboratories for analysis of water samples. **
- 1.3 Payment of claim #8393 in the amount of \$7,595.45 to Lawrence & Associates for professional services detailed in Invoice 25983. **
- 1.4 Approval of budget transfer in the amount of \$ 3,000.00 **

END CONSENT AGENDA

2. TREASURER'S REPORTS

Agenda items 2.1 through 2.5 are provided for information only

- 2.1 Director's Report for March 2019. **
- 2.2 Treasurer / Controller Reports for January 2019 **
- 2.3 Claims approved by Director & Treasurer for February 2019 **
- 2.4 Monthly Cash and Charge Reports for February 2019 **
- 2.5 Earned Revenue Comparisons between FY17/18 and FY18/19 **

DISCUSSION/ACTION ITEMS

3. LANDFILL POSTCLOSURE

- 3.1 Status report regarding letter sent to Christina Reese of CalRecycle requesting a reduction to the Post-Closure Financial Assurance Multiplier for the Crescent City Landfill. **

4. COLLECTIONS FRANCHISE

- 4.1 Status report regarding March 17th Open House at Recology Humboldt Processing Facility.

5. TRANSFER STATION

- 5.1 Status report regarding the Free Mattress Recycling Event on Saturday May 4th, 2019. **

6. OTHER GENERAL SOLID WASTE AUTHORITY MATTERS

- 6.1 Discussion and possible action regarding **RESOLUTION NO. 2019-03 OF THE BOARD OF COMMISSIONERS OF THE DEL NORTE SOLID WASTE MANAGEMENT AUTHORITY MODIFYING REGULAR MEETING DATE & TIME.** **
- 6.2 Discussion and possible action regarding nominees for the 2019 Green Ribbon Awards. **
- 6.3 Discussion and possible support for AB 1080 (Gonzalez) / SB 54 (Allen), the California Circular economy and Plastic Pollution Reduction Act. **

7. ADJOURNMENT

Adjourn to the next Regular meeting the Del Norte Solid Waste Management Authority scheduled for 4:00 P.M. Thursday April 19, 2019 at the Del Norte County Board of Supervisors' Chambers, 981 H Street, Suite 100 in Crescent City.

**** Asterisks next to Agenda Item indicates an associated attachment**

**DEL NORTE SOLID WASTE MANAGEMENT AUTHORITY
CITY OF CRESCENT CITY
COUNTY OF DEL NORTE
STATE OF CALIFORNIA**

**Board of Supervisors Chambers
Flynn Center 981 H Street Crescent City, CA**

Special Session Tuesday February 26, 2019

4:00 PM

PRESENT: Commissioner Lori Cowan, Chair
Commissioner Jason Greenough, Vice Chair
Commissioner Chris Howard
Commissioner Blake Inscore
Commissioner Eli Naffah
Authority Clerk Kyra Seymour
Authority Treasurer/Controller Rich Taylor
Legal Counsel Martha Rice

ABSENT: None

ALSO PRESENT: Joel Wallen, Hambro /WSG
David Slagle CEO Hambro/ WSG
Jeremy Herber, Recology Del Norte.

**4:00 PM CALL MEETING TO ORDER / ROLL CALL
PLEDGE OF ALLEGIANCE**

Chair Cowan called the meeting to order in special session at 4:00 P.M.

The roll was taken with all Commissioners present as listed.

Vice Chair Greenough led the pledge of allegiance.

4:01 PM PUBLIC COMMENTS:

At 4:01 P.M. Chair Cowan called for public comments, seeing none the chair closed public comments. *(Commissioner Howard steps out at 4:01 P.M.)*

OPEN SESSION ITEMS:

1. CONSENT AGENDA

- 1.1 Approve minutes, Special Session, Wednesday January 23, 2019.
- 1.2 Approve Director's vacation request for 29 May – 12 June and 06-14 July 2019.
- 1.3 Payment of claim #8383 in the amount of \$10,500.00 for invoice 2349 and the completion of audit services for FY 2017/2018.

On a motion by Eli Naffah and seconded by Commissioner Greenough and carried on a unanimous polled vote, with Commissioner Howard absent, the Del Norte Solid Waste Management Authority approved the items on the consent agenda listed above.

END CONSENT AGENDA

Item 6.4 taken out of order at 4:03 P.M.

(at 4:07 P.M. Commissioner Howard Returns)

6.4 Discussion and possible action regarding development of the Tansy Games.
200114

Janet Gilbert (County) presented a progress report on development of Tansy Games.

By consensus, the Del Norte Solid Waste Management Authority expressed support for continuing development and promotion of the Tansy Games.

2. TREASURER'S REPORTS

Agenda items 2.1 through 2.5 are provided for information only

- 2.1 Director's Report for February 2019. **231501**
- 2.2 Treasurer / Controller Reports for December 2018
- 2.3 Claims approved by Director & Treasurer for January 2019 **031202**
- 2.4 Monthly Cash and Charge Reports for January 2019
- 2.5 Earned Revenue Comparisons between FY17/18 and FY18/19

(at 4:13 P.M. Commissioner Howard leaves)

Director Ward presented the reports listed above, and by consensus these reports were accepted by the Del Norte Solid Waste Management Authority without revision or correction.

DISCUSSION/ACTION ITEMS

3. LANDFILL POSTCLOSURE

- 3.1 Receive and file "Final Postclosure Maintenance Plan Update," the "Non-Water Corrective Action Plan" and related cost-estimates for the Crescent City Landfill, as prepared by County Engineer James Barnts. **120110**

Director Ward reported that the reports listed above have been submitted to CalRecycle as part of the Five-year permit review for the Crescent City Landfill. The Board took no action.

- 3.2 Status report regarding submittal of the Semi-annual monitoring reports for the Crescent City Landfill for January – June and July- December 2018 as prepared by Lawrence & Associates. **230101 A**

Director Ward reported that the reports listed above have been submitted to the North Coast Regional Water Quality Control Board under Monitoring and Reporting Program 97-90. The Board took no action.

(at 4:23 P.M. Commissioner Howard returns)

- 3.3 Discussion and possible action regarding development of an Authority Ordinance specifying elevated penalties for vehicular trespass, dumping or camping on the Crescent City Landfill and other Authority-managed properties. **230502, 151801**

By consensus, the Del Norte Solid Waste Management Authority directed staff to draft an Authority Ordinance specifying elevated penalties for vehicular trespass, dumping or camping on the Crescent City Landfill and other Authority-managed properties.

4. COLLECTIONS FRANCHISE

- 4.1 Discussion and possible action regarding a letter of 19 February 2019 from Jeremy Herber of Recology Del Norte requesting the annual rate adjustment based on changes to the Consumer Price Index. **180810**

The letter referenced above was received, and staff were directed to draft a Change Order to implement the requested rate adjustment to be considered at a future meeting.

5. TRANSFER STATION

- 5.1 Discussion and possible action regarding the letter of 20 February 2019 from Joel Wallen of Hambro WSG requesting a rate adjustment based on changes to

CPI and the cost for composting of yard debris delivered to Rogue Valley Disposal. **080104**

David Slagle, CEO Hambro/WSG, Discusses financial challenges due to rising costs for composting yard debris. The letter referenced above was received, and staff were directed to gather additional information for the Board's review and to draft a Change Order to implement rate adjustments required under the Agreement to be considered at a future meeting.

- 5.2 Discussion and possible action regarding proposals received for Site Identification, Assessment, and Environmental Review for a Small Volume Transfer Station, and possible hiring of Stillwater Sciences to complete the scope of work for an amount not to exceed \$29,767. **142016**

On a motion by Commissioner Howard, seconded by Commissioner Inscore and carried unanimously on a polled vote, the Del Norte Solid Waste Management Authority accepted the proposal for Site Identification, Assessment, and Environmental Review for a Small Volume Transfer Station from Stillwater Sciences to complete the scope of work for an amount not to exceed \$29,767.

6. OTHER GENERAL SOLID WASTE AUTHORITY MATTERS

- 6.1 Discussion and possible action regarding Resolution 2019-02 Honoring Blake Inscore's services as Chair of the Del Norte Solid Waste Management Authority. **Resolution Book**

On a motion by Commissioner Naffah and seconded by Commissioner Greenough and carried unanimously on a polled vote the Del Norte Solid Waste Management Authority approved the Resolution 2019-02 Honoring Blake Inscore's services as Chair of the Del Norte Solid Waste Management Authority.

- 6.2 Discussion and possible action regarding the Del Norte Solid Waste Management Authority's Work Plan for FY 2019/2020. **231501**

Director Ward presented the Authority's Work Plan for FY 2019/2020, highlighting activities that will be addressed during the coming fiscal year. By consensus the Board accepted the Work Plan as presented.

- 6.3 Discussion and possible action regarding Guiding Principles for Legislative Advocacy. **031205**

Director Ward presented the Guiding Principles for Legislative Advocacy. On a motion by Commissioner Howard and seconded by Commissioner Naffah and carried on a polled vote with Commissioner Greenough voting 'No,' the Del

Norte Solid Waste Management Authority approved Guiding Principles for Legislative Advocacy.

- 6.5 Discussion and possible action regarding a request for an Authority-allocated dumpster in support of the 2019 Broom Bash. **031205**

On a motion by Commissioner Howard and seconded by Commissioner Inscore and carried unanimously on a polled vote, the Del Norte Solid Waste Management Authority approved a request for an Authority-allocated dumpster in support of the 2019 Broom Bash.

- 6.6 Discussion and possible action regarding development of an Authority Ordinance extending producer responsibility to provide household battery recycling opportunities at all stores that sell household batteries in Del Norte County. **161806**

Director Ward discussed the potential to draft an Authority Ordinance requiring Del Norte County stores that sell household batteries to also receive household batteries for recycling. Following discussion, the Board directed staff to reach out to all Del Norte retail stores selling batteries encouraging each to participate with the existing battery recycling program, and informing them that the Authority may be considering an Ordinance in future to address the concerns associated with improper disposal of household batteries.

7 ADJOURNMENT

Adjourn to the next Special meeting the Del Norte Solid Waste Management Authority scheduled for 4:00 P.M. on Thursday March 21, 2019 at the Del Norte County Board of Supervisors' Chambers, 981 H Street, Suite 100 in Crescent City.

Lori Cowan, Chair
Del Norte Solid Waste Management Authority

Date / /

ATTEST:

Eli Naffah, Secretary
Del Norte Solid Waste Management Authority

Date / /

Submitted:

Kyra Seymour, Clerk
Del Norte Solid Waste Management Authority

Date / /

PO 441153

AUDITOR COPY



Claim ID: 8391

Page 1 of 1

Vendor North Coast Laboratories, Ltd.
5680 West End Road

Arcata CA 95521

Vendor ID:
 PBSP Expense
 Change of Address

Special
Warrant
Routing

Fund	Dept	Line	Proj	Amount	Description
422	421	20232		\$1,440.00	INV 145001 SUBCONTRACTED ANALYSIS, 12
422	421	20232		\$100.00	INV 145001 GEOTRACKER REPORTING, 1
422	421	20232		\$1,440.00	INV 145001 EPA 8260B, 12
422	421	20232		\$1,560.00	INV 145001DNSWA GROUNDWATER MINERALS,
422	421	20232		\$2,700.00	INV 145001 DNSWA GROUNDWATER DISSOLVE
422	421	20232		\$480.00	INV 145001 CHEMICAL OXYGEN DEMAND, 12

Total Claim: \$7,720.00

I HEREBY CERTIFY THE ARTICLES OR SERVICES DESCRIBED ON THE ATTACHED INVOICES WERE NECESSARY FOR USE BY THE DEPARTMENT AND HAVE BEEN RECEIVED, AND THAT NO PRIOR CLAIM FOR SAME HAS BEEN

COPY

3/1/2019

Claim Date

Signature of Department Head/Authorized Deputy

12

INVOICE

DATE: February 22, 2019

Remit To: North Coast Laboratories, Ltd.

5680 West End Road
Arcata, CA 95521-9202

Attn: Accounts Receivable

Invoice To: Del Norte Solid Waste Authority

1700 State Street
Crescent City, CA 95531

Attn: Tedd Ward

Work Order: 1902022

PO Number: Landfill Groundwater

Date Received: 2/1/2019

**NORTH COAST
LABORATORIES LTD.**



COPY

10671
20232

Invoice Number: 145001

Payment Due Date: 3/24/2019

Payment Terms: Net 30 Days

Item	Matrix	Code	Qty	List Price	Test Total
Chemical Oxygen Demand	Aqueous	310	12	\$40.00	\$480.00
DNSWA Groundwater Dissolved Metals	Aqueous	320	12	\$225.00	\$2,700.00
DNSWA Groundwater Minerals	Groundwater	310	12	\$130.00	\$1,560.00
EPA 8260B	Aqueous	220	12	\$120.00	\$1,440.00
Geotracker Reporting		990	1	\$100.00	\$100.00
Subcontracted Analysis		900	12	\$120.00	\$1,440.00
Order TOTAL:					\$7,720.00

Discount: 0.00%

Surcharge: 0.00%

Misc Charges: \$0.00

Subtotal: \$7,720.00

Payment Received: \$0.00

INVOICE Total \$7,720.00

Comments:

RECEIVED
FEB 26 2019
DNSWMA

PO 441154

AUDITOR COPY

Claim ID: 8393
Page 1 of 1

Vendor Lawrence & Associates
3590 Iron Court

Shasta Lake CA 96019

Vendor ID:

10560

- PBSP Expense
- Change of Address

Special
Warrant
Routing

Fund	Dept	Line	Proj	Amount	Description
------	------	------	------	--------	-------------

422	421	20231		\$7,595.45	INV 25983 PRO 015063.00 SEP 18-JAN 19
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Total Claim: \$7,595.45

13

HEREBY CERTIFY THE ARTICLES OR SERVICES DESCRIBED ON THE ATTACHED INVOICES WERE NECESSARY FOR USE BY THE DEPARTMENT AND HAVE BEEN RECEIVED, AND THAT NO PRIOR CLAIM FOR SAME HAS BEEN

COPY

X

3/1/2019

Claim Date

Signature of Department Head/Authorized Deputy



LAWRENCE & ASSOCIATES

3590 Iron Court
Shasta Lake, CA 96019
530.275.4800 www.lwrnc.com

Project Manager: Bonnie Lampley

February 22, 2019

Project No: 015063.00

Invoice No: 25983

Del Norte Solid Waste Management Authority
Mr. Tedd Ward
1700 State Street
Crescent City, CA 95531

COPY

10560
20231

Project 015063.00 ENVIRONMENTAL SERVICES CRESCENT CITY LF

Work Performed from September 1, 2018 to January 31, 2019

Task 009 2nd-HALF 2017 THROUGH 1st HALF 2022 MON.

Professional Personnel

	Hours	Rate	Amount	
Beers, Jody	2.75	75.00	206.25	
Brackett, Della	6.50	65.00	422.50	
Gartner, Bryan	.50	160.00	80.00	
Lampley, Bonnie	50.50	135.00	6,817.50	
Warner, Theresa	.25	65.00	16.25	
Totals	60.50		7,542.50	
Total Labor				7,542.50

Reimbursable Expenses

In-House			52.95	
Total Reimbursables			52.95	52.95

Billing Limits

	Current	Prior	To-Date
Total Billings	7,595.45	0.00	7,595.45
Limit			18,850.00
Remaining			11,254.55

Total this Task \$7,595.45

Total this Invoice \$7,595.45

RECEIVED
MAR 01 2019

DNSWMA

Billing Backup

Tuesday, February 26, 2019

Lawrence & Associates

Invoice 25983 Dated 2/22/2019

1:45:50 PM

Project 015063.00 ENVIRONMENTAL SERVICES CRESCENT CITY LF

Task 009 2nd-HALF 2017 THROUGH 1st HALF 2022 MON.

Professional Personnel

		Hours	Rate	Amount
C2 - Beers, Jody	10/8/2018	1.25	75.00	93.75
Drafting- GW Deep and Shallow, Jan. Feb. & March 2018				
C2 - Beers, Jody	11/19/2018	.25	75.00	18.75
Drafting- Shallow and Deep GW Jan-March 2018, Forwarded				
C2 - Beers, Jody	1/21/2019	.75	75.00	56.25
Drafting- Shallow and Deep GW October 2018				
C2 - Beers, Jody	1/23/2019	.50	75.00	37.50
Drafting- Shallow and Deep GW October 2018				
CL - Brackett, Della	11/9/2018	1.50	65.00	97.50
Edit Table 1 Summary of Current Monitoring Data, Crescent City LF.				
CL - Brackett, Della	11/21/2018	1.25	65.00	81.25
Edit 1H18 Water-Quality Monitoring Report.				
CL - Brackett, Della	11/30/2018	.50	65.00	32.50
Enter Data into Spreadsheet for Bonnie.				
CL - Brackett, Della	12/6/2018	1.50	65.00	97.50
Enter Data for B. Lampley				
CL - Brackett, Della	12/7/2018	.25	65.00	16.25
Enter Data for B. Lampley				
CL - Brackett, Della	12/17/2018	1.50	65.00	97.50
Enter Data for B. Lampley				
PR - Gartner, Bryan	11/26/2018	.50	160.00	80.00
Review 1H18 groundwater monitoring report				
SG - Lampley, Bonnie	10/2/2018	3.00	135.00	405.00
Review and enter data; prepare 1st half report				
SG - Lampley, Bonnie	10/3/2018	2.00	135.00	270.00
Review and enter data; prepare report				
SG - Lampley, Bonnie	10/4/2018	1.00	135.00	135.00
Review and enter data; prepare report				
SG - Lampley, Bonnie	10/5/2018	2.00	135.00	270.00
Review and enter data; prepare report				

COPY

Project	015063.00	ENVIRONMENTAL SERVICES CRESCENT CITY LF	Invoice	25983
SG - Lampley, Bonnie	10/8/2018	2.00	135.00	270.00
Prepare 1st half report				
SG - Lampley, Bonnie	10/9/2018	2.00	135.00	270.00
Prepare 1st half report				
SG - Lampley, Bonnie	10/10/2018	1.00	135.00	135.00
Prepare 1st half report				
SG - Lampley, Bonnie	10/23/2018	4.00	135.00	540.00
Review groundwater data; prepare 1st half 2018 report				
SG - Lampley, Bonnie	11/5/2018	2.00	135.00	270.00
Prepare monitoring report				
SG - Lampley, Bonnie	11/6/2018	2.00	135.00	270.00
Prepare monitoring report				
SG - Lampley, Bonnie	11/12/2018	2.00	135.00	270.00
Prepare monitoring report				
SG - Lampley, Bonnie	11/13/2018	1.50	135.00	202.50
Prepare monitoring report				
SG - Lampley, Bonnie	11/19/2018	6.00	135.00	810.00
Prepare 1st half 2018 report				
SG - Lampley, Bonnie	11/20/2018	6.00	135.00	810.00
Prepare 1st half 2018 report				
SG - Lampley, Bonnie	11/26/2018	2.00	135.00	270.00
Prepare 1st half 2018 report				
SG - Lampley, Bonnie	11/27/2018	4.00	135.00	540.00
Prepare 1st half 2018 report				
SG - Lampley, Bonnie	11/28/2018	4.00	135.00	540.00
Prepare 1st half 2018 report				
SG - Lampley, Bonnie	12/17/2018	4.00	135.00	540.00
Prepare 1st half 2018 monitoring report				
CL - Warner, Theresa	1/2/2019	.25	65.00	16.25
2H17 and 1H18 WQMR - Crescent City LF				
Totals		60.50		7,542.50
Total Labor				7,542.50
Reimbursable Expenses				
In-House				
0000001	11/21/2018	Rpt Mat - 1H 2018 LF Rpt / Originals: 1 Copies: 0		52.95
Total Reimbursables				52.95
Total this Task				\$7,595.45
Total this Project				\$7,595.45
Total this Report				\$7,595.45

COPY

Del Norte County Budget Transfer Request FY 18/19

Department Name	Fund	Dept.	Line Item	Description	Budget Transfer Amount(s)	
					Reduce Expenditures or Increase Revenue	Increase Expenditures or Reduce Revenue
Solid Waste	422	421	10012	Overtime		\$ 1,500
Solid Waste	422	421	20281	Household Hazardous Waste Event		\$ 1,500
Solid Waste	422	421	90300	Interest - Solid Waste	\$ 3,000	
Total Amounts					\$ 3,000	\$ 3,000

Department complete and send to Auditor's Office for transfer number before sending to CAO. Round amounts up to whole dollars.

Department Justification - Include cover letter that addresses the following: 1) Reason for request; 2) Why sufficient balances exist to finance transfer; 3) Why

Department Head Signature _____ Date _____

Auditor's Office: Sufficient balances exist per above
(Under \$100 Auditor's Office approves)

County Administrative Officer:
(Under \$1000 - CAO approves)

Deputy Auditor-Controller _____ Date _____

Recommendation: _____
Approve _____
Deny _____
Submit for Board approval _____

TR No. _____ Budget Revision No. _____

_____ Includes Revenue Appropriation _____ Requires 4/5ths Vote _____ Date _____

Passed by Board of Commissioners of the Del Norte Solid Waste Management Authority on 21 March 2019

Ayes: _____
Noes: _____
Absent: _____

Attest: Clerk of the Board _____

By: _____
Kyra Seymour
Lori Cowan, Chair
Del Norte Solid Waste Management Authority



Del Norte Solid Waste Management Authority

1700 State Street, Crescent City, CA 95531

Phone (707) 465-1100 Fax (707) 465-1300

www.recycledelnorte.ca.gov

The Authority's mission is the management of Del Norte County solid waste and recyclable material in an environmentally sound, cost effective, efficient and safe manner while ensuring 100% regulatory compliance with law.

Director's Report

Date: 18 March 2019
To: Commissioners of the Del Norte Solid Waste Management Authority
From: Tedd Ward, M.S. – Director *Tedd*
Reporting Period: 22 February 2019 – 18 March 2019
Attachments: Letter from Patrick Hickey of SEIU 1021

File Number: 231501 – Authority Work Plans

Summary: The Del Norte Solid Waste Management Authority continues to operate the Klamath, Gasquet and Del Norte County Transfer Stations and to provide required monitoring, accounting and reports to overseeing agencies. Authority staff provide these services without any financial support from the City of Crescent City or the County of Del Norte, and without receiving a penny of taxes. The rates charged at Authority-managed facilities continue to be lower than other similar facilities in Humboldt and Curry Counties.

Consent Agenda Items 1.2. and 1.3 are claims. Though these are for budgeted expenses, all claims exceeding \$ 5,000.00 must be approved by the Board prior to payment.

Consent Agenda Item 1.3 is a budget transfer, increasing the amount for Overtime and Household Hazardous Waste. The household hazardous waste budget line is also used for Sharps collections, and that is the reason this budget line needs to be increased. The amount budgeted for Interest is increased to balance these expenses. The budget for interest was \$5,000, though the Authority has already received \$8,300 in interest this fiscal year.

Landfill Post-Closure:

Agenda Item 3.1 are letters exchanged between Authority staff requesting a reduction to the post-closure maintenance multiplier, and CalRecycle staff approving this request. This approval reduces the assessed liability of the Crescent City Landfill, and thereby improved the Authority's net position. This will be reflected in the financial statements for FY 19/20 when those are completed next year.

2.1

A Joint Powers Authority of
the City of Crescent City and County of Del Norte

Minimum
30% post-consumer

100% recycled paper

Also during this past month, Facilities Coordinator Kyra Seymour has worked with other Authority staff to repair areas of erosion and to cut back overgrown vegetation on drainage berms. Inspections of the landfill had reported violations both for erosion and vegetation control in past months. As Alder Camp crews were not very available, the Director approved overtime so Authority staff could eliminate these violations.

Collections Franchise:

Agenda Item 4.1 is an opportunity to present a brief slideshow regarding the March 17th Open House at the Recology Humboldt processing facility.

Transfer Station:

Agenda Item 5.1 is a Press release regarding the next Mattress Recycling Event planned for Saturday May 4th at the Del Norte County Transfer Station between 9 AM and 4 PM. During this event, Del Norte County residents may dispose up to four mattresses and/or box springs for no charge.

Staff will also continue to negotiate with Hambro/WSG regarding their additional request for an adjustment to the rates for brush, untreated wood and stumps. Staff anticipate that brush rate adjustments will be included in the Change Order presented at the April meeting.

At the February meeting, staff were asked to summarize the process we follow to communicate with commercial customers who's account balances are overdue:

Currently, charge account customers are sent Statements monthly indicating amounts due. The timeline below indicates the sequence of communication for charge account customers who do not pay:

Day 0	Statements are mailed to charge customers with balances due from prior month's charges at Authority facilities.
Day 30	If no payment received, statement sent again stamped 'Past Due.' Outstanding balance moved to '1-30 days past due' section of Statement.
Day 60	If no payment received, another copy of the statement is sent, with another 'Past Due' stamp. Outstanding balance moved to 31-60 days past due section of Statement, with a hand-written note saying 'Your account is in danger of being placed on hold.'
Day 90	Outstanding balance moved to 61-90 days past due section of Statement. If no payment received, 10% of the outstanding balance 61 - 90 days past due is assessed as a late payment fee. Account is placed on 'Hold,' and no new charges may be made to that account until the full outstanding balance, including late payment fees is completely paid.

If the Authority receives partial payments, the amount of payment is applied to the most overdue balance first. Before the account is placed on 'Hold', Authority staff call the person responsible for that account to warn them that their account is about to be placed on 'Hold.' A payment of at least the most overdue balance can delay or stop this process, depending on the how much is paid. Once an account is placed on 'Hold,' the entire

outstanding balance must be paid before the account is re-activated the 'Hold' removed.

So each Charge Account that has 'Hold' placed on their account has an outstanding balance that is at least 90 days past due, and that customer has been called by Authority staff before the account was placed on 'Hold.'

Administration: **Agenda Item 6.1** is a Resolution changing the Regular Authority meeting date and time as directed at the last meeting.

Outreach / Advocacy: **Agenda Item 6.2** is a staff report suggesting possible recipients of Green Ribbon awards for 2019.

Agenda Item 6.3 describes AB 1080/SB 54 which are companion bills addressing single use and under-recycled plastics. Staff are recommending that the Board support these bills and direct staff to prepare and send support letters as appropriate.

Director Ward attended the ESJPA meeting in Sacramento, where he has been having discussions with representatives from other Northern California rural counties including Siskiyou, Trinity, Shasta, Modoc, and Glen counties regarding sharing expenses to develop a multipage color newspaper insert with information about how to reduce illegal dumping, reduce contamination in recyclables, how to properly recycle mattresses and paints, used motor oil and beverage containers. This new potential partnership has grown out of attending meetings of the Environmental Services Joint Powers Authority of the Regional Council of Rural Counties.

Eco-Hero school outreach presentations have been scheduled for May 9th at Gasquet Mountain School, and on May 10th at Redwood Elementary.

Facilities: Staff worked intensively with Andrew Butcher of Digital Needs Services and Creative Information Systems staff to install and train staff to use an upgraded version of the Scale Management Software used at the gate of the Del Norte County Transfer Station. The new software has been operational since March 20th.

Staffing: This morning, staff interviewed applicants for the vacant Refuse Site Attendant position. Attached to this report is an information request from Patrick Hickey related to negotiations for the Memorandum of Understanding between the Authority and Authority Employees as represented by SEIU 1021, which will expire in June 2019.



Roxanne Sanchez
President

Sunny Santiago
VP Region A (North Central)

Tom Popenuck
VP Region B (North Coast)

Gary Jimenez
VP Region C (East Bay)

Joseph Bryant
VP Region D (San Francisco)

Marcus Williams
VP Region E
(Amador/Calaveras/San Joaquin)

Jan Schardt
Secretary

Amos Eaton
Treasurer

Theresa Rutherford
VP of Representation

Alysabeth Alexander
VP of Politics

Ramses Teon-Nichols
VP of Organizing

Executive Board

Pete Albert
John Arantes
Akbar Bibb
Derrick Boutte
Lorraine Bowser
Theresa Breakfield
Monique Broussard
Norlissa Cooper
Gregory Correa
Felipe Cuevas
Evelyn Curiel
Karla Faucett
Al Fernandez
Geneva Haines
Dellfinia Hardy
Dan Jameyson
Cynthia Landry
Omar Medina
Yeon Park
Mercedes Riggelman
Mary Sandberg
Eric Stern
Robert Taylor
Angel Valdez
Jim Wise
Janice Wong

**Executive Board &
Budget & Finance
Committee**

Kathryn Cavness
Rhea Davis
Tina Diep
Mary Duncan
Peggy LaRossa
Julie Meyers
Cristin Perez

March 9, 2019

Tedd Ward, M.S.
DNSWMA Director
Del Norte Solid Waste Management Authority
1700 State Street
Crescent City, CA 95531

Re: Notice Reopening the Memorandum of Understanding with
DNSWMA for a Successor Agreement

Dear Tedd:

With this letter, SEIU Local 1021 requests to reopen the Memorandum of Understanding with Del Norte Solid Waste Management Authority. The current agreement is set to expire on June 30, 2019.

We will be sending an information request in a separate letter to help us prepare our proposals. Once we've had a chance to develop our proposals we will send a list of dates in early April that we would be available to begin bargaining.

The Union's Bargaining Team members will be Michael McLellan, Darren Davis and Patrick Hickey.

Sincerely,



Patrick Hickey

Field Representative

Cc: Jason Klumb, Regional Director, SEIU Local 1021



Stronger Together

Roxanne Sanchez
President

Sunny Santiago
VP Region A (North Central)

Tom Popenuck
VP Region B (North Coast)

Gary Jimenez
VP Region C (East Bay)

Joseph Bryant
VP Region D (San Francisco)

Marcus Williams
VP Region E
(Amador/Calaveras/San Joaquin)

Jan Schardt
Secretary

Amos Eaton
Treasurer

Theresa Rutherford
VP of Representation

Alysabeth Alexander
VP of Politics

Ramses Teon-Nichols
VP of Organizing

Executive Board

Pete Albert
John Arantes
Akbar Bibb
Derrick Boutte
Lorraine Bowser
Theresa Breakfield
Monique Broussard
Norlissa Cooper
Gregory Correa
Felipe Cuevas
Evelyn Curiel
Karla Faucett
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March 9, 2019

Tedd Ward, M.S.
DNSWMA Director
Del Norte Solid Waste Management Authority
1700 State Street
Crescent City, CA 95531

Dear Tedd

On behalf of the Service Employees International Union Local 1021, I am requesting the following documents, files and information under the Meyers Milias Brown Act in order to prepare for the upcoming negotiations for a successor Memorandum of Understanding:

1. Basic Bargaining Unit Information

- List of all employees represented by SEIU 1021 Name
- Work location
- Job title
- Salary range and step
- Original date of hire and anniversary date in current position
- Any differential pay

2. Copies of the DNSWMA Budget and Audits for the last three fiscal years (FY 15/16, FY 16/17, FY 17/18)

3. The one (1) percent figure for costing out salary increases and breakdown of the components (i.e., retirement costs, workers compensation, SDI, etc.)

4. List of all current SEIU Local 1021 vacant/unfilled positions

5. Cost of monthly health care benefits by category (Employee, Employee plus Spouse, Employee plus Child(ren), and Employee plus Family by benefit (Medical and Dental) broken out by premium cost to employee and to the Authority.

6. Cost of monthly retiree health care benefits by category (Employee, Employee plus Spouse, Employee plus Child(ren), and Employee plus Family by benefit (Medical and Dental) broken out by premium cost to employee and to the Authority.

7. Breakdown of employees enrolled in health plans (how many and what type of coverage)
8. The renewal information and renewal rates provided by the health care provider to the Authority (the Del Norte County plan)
9. Identify the contribution amount paid by each employee per month for the current retirement program benefit, including different tiers.
10. Identify the current monthly amount of contribution paid by the County for each employee

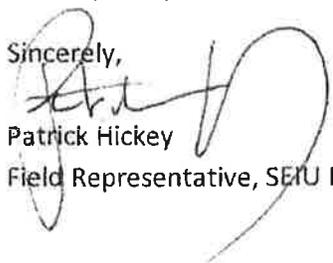
Please provide this information in electronic form if possible; preferably in portable document file (PDF) type, Microsoft Word, or Microsoft Excel Access. Please notify me in advance if there is a cost for the material. If not all information is immediately available, please provide the information as it becomes available.

Please send copies of the electronic files to Patrick.Hickey@seiu1021.org. If necessary, please mail or deliver hard copies of files to:

Patrick Hickey, SEIU Local 1021, 600 B Street, Santa Rosa, CA 95401

The union requests the information no later than March 28, 2019. For any questions related to this request, please contact me at 707-386-8457 or by email at Patrick.Hickey@seiu1021.org.

Sincerely,



Patrick Hickey

Field Representative, SEIU Local 1021

cc: Jason Klumb, SEIU 1021, Regional Director
Negotiating Committee

Solid Waste
Balance Sheet
 January 31, 2019

Unaudited

ASSETS

422 010 00000	Cash Solid Waste	1,108,688.59
422 010 00300	Imprest Cash	3,500.00
422 010 00500	I Bank Loan Deposit Held by County	198,177.17
422 010 01100	Accounts Receivable	2,755.31
422 010 03200	Land	493,000.00
422 010 03300	Transfer Station	3,266,990.64
422 010 03400	Equipment	158,443.55
422 010 03410	Buildings & Improvements	141,638.89
422 010 03440	Accum Depr Equipment	(158,444.00)
422 010 03450	Accum Depr Bldg & Improv	(215,054.00)
422 010 03460	Accum Depr Transfer Station	(1,000,552.00)
	Total Assets	<u><u>3,999,144.15</u></u>

LIABILITIES AND FUND EQUITY

422 010 05105	Sales Tax Payable	28.79
422 010 05210	Sublease Payable	2,513,212.50
422 010 05300	Compensated Absences Payable	57,426.74
422 010 05400	Deferred Revenue	1,934.31
422 010 05500	Post Closure Liability	2,046,994.00
422 010 05600	Net OPEB Obligation	423,573.00
422 010 07100	Fund Balance	(1,816,777.31)
422 010 09600	Investment in Capital Assets net of related debt	671,843.00
	Revenue	2,012,631.78
	Expenditure	(1,911,722.66)
	Total Liabilities and Fund Equity	<u><u>3,999,144.15</u></u>

RECEIVED
 FEB 25 2019

DNSWMA

2.2

Del Norte Solid Waste Management Authority
A/R Aging Summary
As of March 7, 2019

	Current	1 - 30	31 - 60	61 - 90	> 90	TOTAL
Affordable Home & Rental Rep.	30.29	0.00	0.00	0.00	0.00	30.29
Agricultural Commission(solid waste only)	33.32	205.37	83.48	0.00	0.00	322.17
Alexandre EcoDairy Farms	47.63	848.06	47.70	0.00	0.00	943.39
Babich Construction	452.99	0.00	0.00	0.00	0.00	452.99
Benner Mini Storage	27.41	0.00	0.00	0.00	0.00	27.41
Borges Dairy	90.86	109.04	0.00	0.00	0.00	199.90
Brown, Eileen	490.67	0.00	0.00	0.00	0.00	490.67
Cal-Ore LIFE FLIGHT	7.75	0.00	0.00	0.00	0.00	7.75
Cal-Trans	0.00	7.96	0.00	0.00	0.00	7.96
California Dept. of Fish & Wildlife	0.00	0.01	0.00	0.00	0.00	0.01
California Dept. Parks & Rec.	438.92	361.05	407.47	66.34	0.00	1,273.78
Cetnar Construction Inc. *****CLOSED*****	20.26	48.15	152.02	130.44	481.60	832.47
City of Crescent City.	1,154.80	879.21	0.00	0.00	0.00	2,034.01
Cornerstone Assembly of God	54.59	0.00	0.00	0.00	0.00	54.59
Crescent Ace Hardware.	364.96	0.00	0.00	0.00	0.00	364.96
Crescent City KOA	45.43	0.00	0.00	0.00	0.00	45.43
Crescent Fire Protection Dist.	7.75	0.00	0.00	0.00	0.00	7.75
Crescent Senior Estates	263.51	0.00	0.00	0.00	0.00	263.51
Danco Builders	461.90	0.00	0.00	0.00	0.00	461.90
DDR	1,947.51	18.17	0.00	0.00	0.00	1,965.68
Del Norte Ambulance	56.32	32.32	0.00	0.00	0.00	88.64
Del Norte Realty	204.63	0.00	0.00	0.00	0.00	204.63
Del Norte Senior Center	39.53	0.00	0.00	0.00	0.00	39.53
DN Unified School District	296.25	0.00	0.00	0.00	0.00	296.25
DNC Abandoned Vehicle Abatement	1,290.48	280.43	0.00	0.00	0.00	1,570.91
DNC Code Enforcement - Blight	0.00	1,234.82	0.00	0.00	0.00	1,234.82
DNC Public Nuisance Abatement	370.13	259.23	462.07	0.00	0.00	1,091.43
DNSWM-USFS	59.35	0.00	0.00	0.00	0.00	59.35
Driftwood Apartments LLC	86.32	0.00	0.00	0.00	0.00	86.32
Elk Valley Casino	237.76	0.00	0.00	0.00	0.00	237.76
Elk Valley Rancheria	33.31	0.00	0.00	0.00	0.00	33.31
Elk Valley Storage	648.82	0.00	0.00	0.00	0.00	648.82
Frank's Refrigeration	13.63	0.00	0.00	0.00	0.00	13.63
G. H. Outreach	86.62	0.00	0.00	0.00	0.00	86.62
GR Construction	53.00	0.00	0.00	0.00	0.00	53.00
Green Scapes	274.36	163.40	0.00	0.00	0.00	437.76
Griffin's Furniture Outlet	111.58	0.00	0.00	0.00	0.00	111.58
Hambro/Waste Solutions Group	19.05	0.00	0.00	0.00	0.00	19.05
Hartley Construction	860.18	663.31	0.00	0.00	0.00	1,523.49
HASP / Jordan Recovery Centers	65.88	0.00	0.00	0.00	0.00	65.88
Hemmingsen Contracting Company	0.00	2,716.83	0.00	0.00	0.00	2,716.83
Home Network Pest Control, Inc	0.00	137.81	0.00	0.00	0.00	137.81
Humane Society Of Del Norte	37.86	0.00	0.00	0.00	0.00	37.86
Investment Realty	83.95	0.00	0.00	0.00	0.00	83.95
John Pappas Drywall	180.57	0.00	0.00	0.00	0.00	180.57
Kays Yard Service	32.11	0.00	0.00	0.00	0.00	32.11
Kirkland's Lawn & Yard Service	1,090.72	0.00	0.00	0.00	0.00	1,090.72
Kraft, Tom & Patti	36.24	0.00	0.00	0.00	0.00	36.24
Larson Services	13.63	0.00	0.00	0.00	0.00	13.63
Lesina Trucking	439.18	0.00	0.00	0.00	0.00	439.18
Lola Paquette Property Mgmt	564.87	0.00	0.00	0.00	0.00	564.87
Lucky 7 Casino	49.98	0.00	0.00	0.00	0.00	49.98
Malloroy Construction	0.00	9.90	0.00	0.00	0.00	9.90
Mastaloudis Homes Inc.	147.29	0.00	0.00	0.00	0.00	147.29
Ming Tree Real Estate	19.69	0.00	0.00	0.00	0.00	19.69
Mow Blow and Go	15.22	0.00	0.00	0.00	0.00	15.22
Murray Construction	198.75	0.00	0.00	0.00	0.00	198.75
New Dawn Support Services	126.27	0.00	0.00	0.00	0.00	126.27
North Coast Properties	23.25	0.00	0.00	0.00	0.00	23.25
North Woods Realty	146.62	321.57	0.00	0.00	0.00	468.19
Northridge Electric	372.37	0.00	0.00	0.00	0.00	372.37
Pacific Ocean Park	0.00	601.22	0.00	0.00	0.00	601.22
Pelican Bay Roofing Co.	16.74	0.00	66.64	0.00	0.00	83.38
Plunkett's Family Painting	40.64	0.00	0.00	0.00	0.00	40.64
Positive Solutions	571.02	0.00	0.00	0.00	0.00	571.02
Ray's Mobile Home Service	18.17	254.46	0.00	0.00	0.00	272.63

Del Norte Solid Waste Management Authority
A/R Aging Summary
As of March 7, 2019

	Current	1 - 30	31 - 60	61 - 90	> 90	TOTAL
Recology Del Norte (Franchise)	105,307.75	0.00	0.00	0.00	0.00	105,307.75
Recology Del Norte (Prison)	11,741.16	0.00	0.00	0.00	0.00	11,741.16
Red Sky Roofing	5,873.04	9,297.73	0.00	0.00	0.00	15,170.77
Redwood National Park	547.63	0.00	0.00	0.00	0.00	547.63
Reservation Ranch *COLLECTIONS*	0.00	0.00	0.00	0.00	1,503.53	1,503.53
Richard Brown Construction	68.15	0.00	0.00	0.00	0.00	68.15
Richterich & Jones Const	611.81	130.24	0.00	0.00	0.00	742.05
Ritchie Homes	115.10	0.00	0.00	0.00	0.00	115.10
Ron Spitzner	30.29	0.00	0.00	0.00	0.00	30.29
Roy Rook Construction	0.00	191.57	0.00	0.00	0.00	191.57
Ruiz Construction	21.20	0.00	0.00	0.00	0.00	21.20
Rumiano Cheese Company	122.37	0.00	0.00	0.00	0.00	122.37
Rural Human Services	15.14	0.00	0.00	0.00	0.00	15.14
S.O.S. Construction	27.26	0.00	0.00	0.00	0.00	27.26
Schnacker's *COLLECTIONS*	0.00	0.00	0.00	0.00	834.87	834.87
Seagull Apartments	0.01	0.00	0.08	0.00	0.00	0.09
Seawood Village	2,180.73	0.00	0.00	0.00	0.00	2,180.73
Smith River Equipment	0.00	31.80	0.00	0.00	0.00	31.80
Sprint Courier Service	0.00	166.58	0.00	0.00	0.00	166.58
Spruce Haven Mobile Home Park	9.09	7.75	0.00	0.00	0.00	16.84
Stephen F White Gen.Cont. Inc.	28.05	0.00	0.00	0.00	0.00	28.05
Stone Roofing	3,231.73	0.00	0.00	0.00	0.00	3,231.73
Swanson, Ray C. Construction	35.02	0.00	0.00	0.00	0.00	35.02
Tab & Associates	231.31	0.00	0.00	0.00	0.00	231.31
Thomas Gavin Construction	7.75	0.00	0.00	0.00	0.00	7.75
Tim Haban Construction	102.98	0.00	0.00	0.00	0.00	102.98
Tolowa Dee-Ni' Nation	187.79	0.00	0.00	0.00	0.00	187.79
Totem Villa Apartments	27.88	0.00	0.00	0.00	0.00	27.88
Trees of Mystery	78.08	0.00	0.00	0.00	0.00	78.08
Van Arsdale Construction	169.62	987.39	0.00	0.00	0.00	1,157.01
Wigley Contracting	45.43	0.00	0.00	0.00	0.00	45.43
Yurok Indian Housing Authority	96.53	0.00	0.00	0.00	0.00	96.53
Yurok Tribe	19.91	1,246.00	117.72	265.21	0.00	1,648.84
TOTAL	145,905.70	21,211.38	1,337.18	461.99	2,820.00	171,736.25

CLAIMS APPROVED BY THE DIRECTOR

Del Norte Solid Waste Management Authority					
Claims for February 2019					
<i>Date Paid</i>	<i>Paid to:</i>	<i>Budget</i>	<i>Amt. Paid</i>	<i>Description</i>	<i>Claim #</i>
2/4/2019	Taylor, Richard D	20235	\$ 320.00	Treasurer/Controller Services January 2019	8373
2/4/2019	Bi-Coastal Media	20240	\$ 221.00	INV 6021-2 KPOD Tree Recycle Ads 01/08-18/19, 13	8374
	Bi-Coastal Media	20240	\$ 459.00	INV 6021-1 KCRE Tree Recycle Ads 07/07-28/19, 27	
2/4/2019	Curry Transfer Roto-Rooter	20140	\$ 173.08	INV 65964034 KTS PortaPotty January 2019	8375
	Curry Transfer Roto-Rooter	20140	\$ 173.08	INV 65964033 GTS PortaPotty January 2019	
2/4/2019	DN County Information Technology	20223	\$ 436.61	Postage Jul - Dec 2018	Interdepartmental
2/5/2019	U S Bank Corp P S	20175	\$ 650.62	ORD 298640624 Computer for Admin Asst Desk	8376
	U S Bank Corp P S	20224	\$ 291.20	ORD 440921392 Star Micronics TSP700 Series, 1	
	U S Bank Corp P S	20223	\$ 61.94	TRAN 120704 Shipping to Denver CO 01/08/19	
	U S Bank Corp P S	20223	\$ 8.75	USPS Postage to Moorpark CA 01/03/19	
2/6/2019	G.H. Outreach	20285	\$ 150.00	INV 304336 January 2019 Recycling Service	8377
2/8/2019	Hambro/Waste Solutions Group	20239	\$ 181,524.40	INV 2019-01 Material Management January 2019	8378
2/8/2019	Quill	20224	\$ 17.63	INV 4814911 Sccthp pkgtp w/dis 48Mmx50M 2Pk, 1	8379
	Quill	20140	\$ 7.87	INV 4820251 Purell natural hd sntzr 8Oz, 2	
	Quill	20224	\$ 14.52	INV 4816515 Quill colored copy paper-Ltr	
	Quill	20224	\$ 22.32	INV 4816515 Tab divid prem wrksv 5Tab cl, 12	
	Quill	20224	\$ 49.73	INV 4816515 Qb 2In round ring view binder, 6	
	Quill	20224	\$ 4.64	INV 4816515 Scotch shiptape 1.88Inx22.2Yds, 1	
	Quill	20224	\$ 14.52	INV 4816515 Recycled jumbo paper clips pack, 1	
	Quill	20140	\$ 7.26	INV 4816515 Kleenex 3Pk facial tissue, 1	
	Quill	20140	\$ 11.41	INV 4816515 Greenworks clnr refill 64Oz, 1	
2/11/2019	Recology Del Norte	20238	\$ 775.32	INV 3452 Klamath Beach Rd 01/19 Bin Pull	8380
	Recology Del Norte	20238	\$ 581.49	INV 3451 Old Gasquet Toll Rd 01/19 Bin Pull	
2/11/2019	Ward, Tedd	20121	\$ 34.62	Cell Phone Allowance 02/01/19	Interdepartmental
2/12/2019	Black Rice & Luna LLP	20234	\$ 196.75	Statement for January 2019 Legal Fees	8381
2/13/2019	Clean Harbors Env. Services	20281	\$ 2,050.00	INV 1002694437 Expired Sanitizer Disposal	8382
	Clean Harbors Env. Services	20281	\$ 900.00	INV 1002694436 Cylinders/Fire Extinguishers Disposal	
2/22/2019	Butcher, Andrew	20231	\$ 750.00	INV 2744 IT Services March 2019	8384
2/22/2019	Canon Financial Services, Inc.	20250	\$ 142.02	INV 19771828 Contract Rental Charges February 2019	8385
2/22/2019	DN Auditor	20237	\$ 2,754.43	Debit/Credit Mo. January 2019	Interdepartmental
2/25/2019	United States Cellular	20121	\$ 86.31	INV 0292875498 02/04-03/03/19 Cell Service	8386
2/25/2019	Ward, Tedd	20121	\$ 34.62	Cell Phone Allowance 02/14/19	Interdepartmental
2/25/2019	DN Auditor	20297	\$ 81.01	C. Renner Petroleum fuel charges 02/01-15/19	Interdepartmental
2/25/2019	Recology Del Norte	20288	\$ 642.74	BILL 05513213 1001 Front St - Cultural Center	8387
	Recology Del Norte	20283	\$ 487.69	BILL 05513239 500 Cooper Ave - County Yard	
	Recology Del Norte	20288	\$ 269.09	BILL 05513247 900 Tenth St - City Yard	
	TOTAL		\$ 194,405.67		

DNSWMA				
GRAND TOTALS				
February 2019				
	Amount to 422-421 91003	Amount to 422-421 91004	Amount to 422-421 91004	TOTAL AMOUNT
	66.53%	33.47%		
DNCTS Cash Total	21,017.56	10,573.54		31,591.10
DNCTS Charge Total	99,998.34	50,307.29		150,305.63
DNCTS Credit/Debit	22,942.25	11,541.82		34,484.07
DNCTS Adjustment	-742.64	742.64		0.00
DNCTS Totals	143,215.51	73,165.29		216,380.80
Klamath Cash Total				
Klamath Charge Total		2,923.85		2,923.85
Klamath Adjustment		317.54		317.54
Klamath Totals		3,241.39		3,241.39
Gasquet Cash Total				
Gasquet Charge Total		1,170.46		1,170.46
Gasquet Adjustment				
Gasquet Totals		1,170.46		1,170.46
GRAND TOTALS	143,215.51	77,577.14		220,792.65

2.4

DAILY TICKET REPORT
DNSWMA TRANSFER STATION
MONTH: February 2019

Date	BEGIN	END	VOIDED TICKETS	TICKET COUNT	
1	1057416	1057543		128	
2	1057544	1057694		151	
3	1057695	1057813		119	
4	1057814	1057934	1	120	
5	1057935	1058085		151	
6	1058086	1058263	1	177	
7	1058264	1058442	1	178	
8	1058443	1058613		171	
9	1058614	1058731		118	
10	1058732	1058895		164	
11	1058896	1059028	1	132	
12	1059029	1059154		126	
13	1059155	1059239		85	
14	1059240	1059325		86	
15	1059326	1059425		100	
16	1059426	1059613		188	
17	1059614	1059815		202	
18	1059816	1060038		223	
19	1060039	1060234		196	
20	1060235	1060361		127	
21	1060362	1060542		181	
22	1060543	1060727	1	184	
23	1060728	1060884		157	High
24	1060885	1060953		69	223
25	1060954	1061029		76	
26	1061030	1061147		118	Low
27	1061148	1061252		105	69
28	1061253	1061394		142	
					Daily Ave.
					142
TOTAL			5	3974	

DNSWMA									
KLAMATH TRANSFER STATION - DEPOSITS									
February-2019									
Date	Cash	Checks	TOTAL Deposit	Over / Short	Sales	TOTAL Sales	Charges	Cash + Charge	Tickets
February 3, 2019	546.93	92.38	639.31	1.27	638.04	639.31		639.31	32
February 6, 2019	250.00		250.00	0.10	249.90	250.00	239.46	489.46	19
February 10, 2019	247.43	36.93	284.36	0.06	284.30	284.36	78.08	362.44	12
February 13, 2019	207.08	37.48	244.56	(0.10)	244.66	244.56		244.56	10
February 17, 2019	638.53	281.10	919.63	2.29	917.34	919.63		919.63	37
February 20, 2019	245.86		245.86		245.86	245.86		245.86	11
February 24, 2019	160.56	24.21	184.77		184.77	184.77		184.77	15
February 27, 2019	92.40	62.96	155.36	(0.05)	155.41	155.36		155.36	9
			0.00			0.00		0.00	
			0.00			0.00		0.00	
TOTAL	2,388.79	535.06	\$2,923.85	3.57	2,920.28	\$2,923.85	\$317.54	\$3,241.39	145

TOTAL SALES (CASH + CHARGE)			
Date	Wednesday	Friday	Sunday
February 3, 2019			639.31
February 6, 2019	489.46		
February 10, 2019			362.44
February 13, 2019	244.56		
February 17, 2019			919.63
February 20, 2019	245.86		
February 24, 2019			184.77
February 27, 2019	155.36		
TOTALS	1,135.24	\$0.00	\$2,106.15
DAILY AVERAGE	283.81		\$526.54

DNSWMA										
GASQUET TRANSFER STATION - DEPOSITS										
February-2019										
Date	Cash	Checks	TOTAL Deposit	Over / Short	Sales	TOTAL Sales	Charges	TOTAL Cash + Charge	Tickets	Notes
February 2, 2019	176.22	57.41	233.63	(\$0.10)	233.73	233.63		233.63	19	
February 9, 2019	160.50	86.77	247.27	(\$0.14)	247.41	247.27		247.27	18	
February 16, 2019	218.17	54.31	272.48	\$0.20	272.28	272.48		272.48	20	
February 23, 2019	330.93	86.15	417.08		417.08	417.08		417.08	31	
			0.00			0.00		0.00		
			0.00			0.00		0.00		
			0.00			0.00		0.00		
			0.00			0.00		0.00		
			0.00			0.00		0.00		
TOTAL	\$ 885.82	\$ 284.64	\$ 1,170.46	(\$0.04)	\$ 1,170.50	\$ 1,170.46	\$ -	\$ 1,170.46	88	
TOTAL SALES (CASH + CHARGE)										
Date	Thursday	Saturday								
February 2, 2019		233.63								
February 9, 2019		247.27								
February 16, 2019		272.48								
February 23, 2019		417.08								
TOTALS	\$0.00	\$1,170.46								
DAILY AVERAGE		\$292.62								

AUTHORITY REVENUE REPORT February 2019

2017/18

2018/2019

Authority

Budget/Month Adjusted Annual Budget
 \$ 103,734.42 \$ 1,244,813.00

Service Fees

	2017/18		Comparison FY17/18	2018/2019	
				Actual / Month	Over Budget
July	\$ 115,382.33	\$ (1,965.59)	\$ 113,416.74	\$ 9,682.32	
August	\$ 118,024.42	\$ (2,917.81)	\$ 115,106.61	\$ 11,372.19	
September	\$ 104,891.71	\$ 1,670.12	\$ 106,561.83	\$ 2,827.41	
October	\$ 96,243.50	\$ 20,112.53	\$ 116,356.03	\$ 12,621.61	
November	\$ 87,399.47	\$ 10,698.89	\$ 98,098.36	\$ (5,636.06)	
December	\$ 89,344.86	\$ (303.87)	\$ 89,040.99	\$ (14,693.43)	
January	\$ 100,555.83	\$ (2,224.06)	\$ 98,331.77	\$ (5,402.65)	
February	\$ 87,672.05	\$ (10,094.91)	\$ 77,577.14	\$ (26,157.28)	
March	\$ 98,856.22	\$ -		\$ -	
April	\$ 97,152.67	\$ -		\$ -	
May	\$ 122,808.15	\$ -		\$ -	
June	\$ 104,797.23	\$ -		\$ -	
Total	\$ 1,223,128.44	\$ 14,975.30	\$ 814,489.47	\$ (15,385.86)	

Over last year

(Under) Budget

AUTHORITY REVENUE REPORT February 2019

2017/2018 2018/2019

Franchise Fee		Actual Annual		Budget/Month	Budget/Year
2017/2018		Comparison	2018/2019		
FY 18/19-FY 17/18					
July	\$ 24,594.00	\$ 398.00	July	\$ 24,992.00	\$ 748.50
August	\$ 22,628.00	\$ 3,686.00	August	\$ 26,314.00	\$ 2,070.50
September	\$ 24,003.00	\$ 6,668.00	September	\$ 30,671.00	\$ 6,427.50
October	\$ 22,699.00	\$ 6,002.00	October	\$ 28,701.00	\$ 4,457.50
November	\$ 21,921.00	\$ 6,074.00	November	\$ 27,995.00	\$ 3,751.50
December	\$ 22,566.00	\$ 4,556.00	December	\$ 27,122.00	\$ 2,878.50
January	\$ 20,591.00	\$ 5,141.00	January	\$ 25,732.00	\$ 1,488.50
February	\$ 22,030.00	\$ 6,111.00	February	\$ 28,141.00	\$ 3,897.50
March	\$ 21,197.00	\$ -	March		\$ -
April	\$ 22,923.00	\$ -	April		\$ -
May	\$ 23,040.00	\$ -	May		\$ -
June	\$ 23,586.00	\$ -	June		\$ -
Total	\$ 271,778.00	\$ 38,636.00	Total	\$ 219,668.00	\$ 25,720.00

Over last year

Over Budget



DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

1001 I STREET, SACRAMENTO, CALIFORNIA 95814 • WWW.CALRECYCLE.CA.GOV • (916) 322-4027
P.O. BOX 4025, SACRAMENTO, CALIFORNIA 95812

Mr. Tedd Ward, M.S. – Director
Del Norte Solid Waste Management Authority
1700 State Street
Crescent City, CA 95531

March 8, 2019

PCM-Reduction/08-AA-0006-2019

RE: Reduction in Postclosure Maintenance Financial Assurance Multiplier for the Crescent City Landfill, County of Del Norte, Del Norte Solid Waste Management Authority, Facility No. 08-AA-0006

Dear Mr. Ward:

Title 27, California Code of Regulations (27 CCR), Division 2, Subdivision 1, Chapter 6, Subchapter 2, Article 2, section 22211(b) allows the Department of Resources Recycling and Recovery (CalRecycle), upon request by the operator, to review and allow for reductions in the postclosure maintenance multiplier on a one-for-one basis with the number of years of postclosure maintenance completed.

CalRecycle's Financial Assurances Unit (FAU) reviewed your March 7, 2019 letter requesting a reduction in the postclosure maintenance multiplier. On February 8, 2007, CalRecycle determined that the County's March 17, 2006 Closure Certification Report met the requirements of 27 CCR section 21880. With the February 2007 acceptance of the Closure Certification Report, FAU can approve the reduction of the multiplier from the February 2007 date of the approval.

Pursuant to 27 CCR section 22211, CalRecycle hereby approves the reduction in the Crescent City Landfill postclosure maintenance multiplier to the 2019 multiplier of 18 times the approved annual postclosure maintenance cost estimate.

Please be aware, the Del Norte Solid Waste Management Authority must make a request annually for review and approval by CalRecycle for all subsequent reductions in the postclosure maintenance multiplier.

CalRecycle is committed to assisting you in complying with the financial assurance regulations and procedures. If you have any comments in this regard, please contact Ms. Christina Reese or Mr. Richard Castle of the Financial Assurances Unit at (916) 341-6155 or (916) 341-6343.

Sincerely,

Jeff Hackett, Acting Chief
Permitting & Assistance Branch
Waste Permitting, Compliance & Mitigation Division

cc: (over)

RECEIVED
MAR 08 2019

DNSWMA

cc: Ms. Heidi Kunstal, County of Del Norte Community Development Dept.
Ms. Gina Morrison, North Coast Regional Water Quality Control Board
Mr. Mike Wochnick, Closure and Technical Support Section, CalRecycle
Mr. Eric Kiruja, Permits and Assistance North Unit, CalRecycle
Ms. Christina Reese, Financial Assurances Unit, CalRecycle
Mr. Richard Castle, Financial Assurances Unit, CalRecycle



Del Norte Solid Waste Management Authority

1700 State Street, Crescent City, CA 95531

Phone (707) 465-1100 Fax (707) 465-1300

www.recycledelnorte.ca.gov

The Authority's mission is the management of Del Norte County solid waste and recyclable material in an environmentally sound, cost effective, efficient and safe manner while ensuring 100% regulatory compliance with law.

07 March 2019

Ms. Christina Reese
Waste Permitting, Compliance and Mitigation Division
Financial Assurances Unit
California Department of Resources Recycling and Recovery (CalRecycle)
1001 I Street
PO Box 4025
Sacramento, CA 95812-4025

SUBJECT: Request for Reduction in Post-Closure Financial Assurance Multiplier for the Crescent City Landfill

Dear Ms. Reese:

The Del Norte Solid Waste Management Authority (Authority), a rural regional joint powers authority comprised of the City of Crescent City and the County of Del Norte, hereby request a reduction in the multiplier used to assess the financial liability associated with the Crescent City Landfill. Final closure construction of this facility was completed on 01 February 2006. Authority staff, partner agencies and contractors have maintained this landfill and monitored surface, storm, and ground water quality since closure was completed.

Last year, the Authority Board adopted an updated Pledge of Revenue and adopted Resolution 2018-02, Adopting a Pledge of Revenue Agreement with CalRecycle Establishing Financial Assurance for Postclosure Maintenance of the Crescent City Landfill.

As you are aware, each year the Authority must estimate the amount of the post-closure liability by multiplying the engineer's estimate of the annual post-closure maintenance expenses times thirty (30). This significant liability is recognized each year within the Authority's financial audit, and is not reduced by annual maintenance or monitoring expenses, though projections of these expenses were the basis for the engineer's estimate.

A Joint Powers Authority of
the City of Crescent City and County of Del Norte

Printed on minimum
30% post-consumer



As of February 2019, thirteen years will have elapsed since the post-closure maintenance period began. CalRecycle has sent the following letters approving the reduction of the postclosure maintenance multiplier:

- from 30 to 25 in September 2012,
- to 24 effective February 2013,
- to 23 effective February 2014,
- to 22 effective February 2015,
- to 21 in a letter from September 2016
- to 19 effective February 2018

The Authority hereby requests that CalRecycle officially reduce the Del Norte Solid Waste Management Authority's multiplier for calculating the post-closure liability for the Crescent City Landfill by twelve years to be eighteen (18), effective February 2019.

If you have questions or need further information, please contact me. Thank you in advance for your consideration of this request.

Sincerely,

A handwritten signature in cursive script that reads "Tedd Ward".

Tedd Ward, M.S. - Director
Del Norte Solid Waste Management Authority

cc: Ms. Gina Morrison, North Coast Regional Water Quality Control Board
Mr. Jim Barnts, Del Norte County Engineer
Mr. Clinton Schaad, Auditor/Controller, County of Del Norte
Ms. Heidi Kunstal, Del Norte County Community Development Department

**DEL NORTE SOLID WASTE MANAGEMENT AUTHORITY
RESOLUTION NO. 2019-03**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF
THE DEL NORTE SOLID WASTE MANAGEMENT
AUTHORITY MODIFYING REGULAR MEETING DATE & TIME**

WHEREAS, the Del Norte Solid Waste Management Authority has been created by a Joint Powers Agreement executed by the City of Crescent City and the County of Del Norte; and

WHEREAS, the Governing Board of Commissioners under section 3.2 of the First Amended By-Laws of the Del Norte Solid Waste Management Authority is authorized to adopt a Resolution to modify its regular meeting date and time; and

WHEREAS, the Board of Commissioners convenes monthly to conduct business of the Del Norte Solid Waste Management Authority and for the convenience of its members and the public wishes to modify the time and date for its regular meetings.

NOW THEREFORE BE IT RESOLVED that the Governing Board of Commissioners of the Del Norte Solid Waste Management Authority does hereby modify the second paragraph of Section 3.2 of the By-laws to read as follows:

“The Governing Board’s regular meeting shall be held at 4:00 P.M. on the third Thursday of each month.”

PASSED AND ADOPTED by the Board of Commissioners of the Del Norte Solid Waste Management Authority this 21st day of March, 2019.

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST:

Lori Cowan, Chair
Del Norte Solid Waste Management Authority

Eli Naffah, Secretary of the Board
Del Norte Solid Waste Management Authority



Del Norte Solid Waste Management Authority

1700 State Street, Crescent City, CA 95531

Phone (707) 465-1100 Fax (707) 465-1300

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The Authority's mission is the management of Del Norte County solid waste and recyclable material in an environmentally sound, cost effective, efficient and safe manner while ensuring 100% regulatory compliance with law.

Press Release

FOR MORE INFORMATION, CONTACT:

Kyra Seymour, Facilities & Programs Coordinator 465-1100

e-mail: kyra@recycledelnorte.ca.gov

Del Norte Solid Waste Management Authority

Distribution: The Daily Triplicate FAX: 464-5102

KPOD - PSA's FAX: 464-4303

KCRE / KFVR - PSA's FAX: 464-4303

KHSU / KHSR - PSA's FAX: 707-826-6082

KFUG - PSA's

KXGO - Community Events & PSA's FAX: 707-786-5100

Yurok Tribe FAX: 482-1377

For Immediate Release

'MATTRESS RECYCLING EVENT COMING IN MAY'

Saturday May 4th, between 9 A.M. and 4 P.M., Del Norte County households can recycle up to four mattresses or box springs for no charge at the Del Norte County Transfer Station. This event is provided through a partnership of the Mattress Recycling Council, Hambro/WSG, and the Del Norte Solid Waste Management Authority.

The Mattress Recycling Council was formed as an industry-run, statewide program to increase the recovery and recycling of mattresses at their end-of-use. The program is funded through an \$10.50 recycling fee that is collected when each mattress or box spring is sold in California. The fee is used to pay for transporting and recycling the discarded mattresses—ultimately making recycling easier for California residents.

5.1

A Joint Powers Authority of
the City of Crescent City and County of Del Norte

Printed on minimum
30% post-consumer



100% recycled paper

Under this program, residents needing to dispose of an old mattress have four options, and three of them are free. The first is to request that the local retailer delivering a new mattress take back the old one – which they are required to do for no additional charge. A second option for Recology Del Norte residential and multi-family customers could be to have a mattress collected as one of their free bulky item collections by calling 464-4181. A third option – not free, but available just about every day - would be to bring mattresses or box springs to the Del Norte County Transfer Station located at 1700 State Street where normal disposal rates apply.

The fourth option for Del Norte County households would be to bring up to four mattresses or box springs to the next Mattress Recycling Event for no charge. Regular charges will apply to customers from Oregon, for futons, foam crib mattresses, furniture, inflatables, or waterbeds. Regular charges also apply for customers who bring more than four mattresses or box springs for recycling. Customers are requested try to keep their mattresses clean and dry, and to tarp their loads if there is a chance of rain.

Once again, the next Mattress Recycling Event will be held at the Del Norte County Transfer Station at 1700 State Street in Crescent City on Saturday May 4th, from 9 A.M. until 4 P.M. For more information, check the Authority's website at www.recycledelnorte.ca.gov, or call 465-1100.

**DEL NORTE SOLID WASTE MANAGEMENT AUTHORITY
RESOLUTION NO. 2019-03**

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Staff Report

Date: 09 March 2018
To: Commissioners of the Del Norte Solid Waste Management Authority
From: Tedd Ward - Director
Del Norte Solid Waste Management Authority
File Number: 071805 - Green Ribbon Awards
Topic: Nominees for 2019 Green Ribbon Awards

Summary/Recommendation: That the Board take each of the following actions:

1. Review and amend, edit, or approve the list of Nominees.
2. Direct staff to prepare Green Ribbon Awards for each Nominee and invite appropriate representative to receive their awards at start of the next Authority meeting at 4:15 PM on April 18th at the Board of Supervisor's Chambers.
3. Approve the Chair, some other Commissioner or the Director to present the awards at this event.

Background: The Authority has presented Green Ribbon awards to individuals, businesses, and organizations who have made extraordinary efforts to reduce waste and promote resource conservation in Del Norte County for many years. The Green Ribbon awards are the only environmental recognition awards issued by any local government agency in the County. Staff encourages each Commissioner to suggest additional nominees for Green Ribbon awards in recognition of the many efforts by members of our community to expand and promote waste prevention, reuse, recycling, composting and blight abatement.

The list of nominees that follows is a preliminary draft. This year staff thought it would be appropriate to recognize each of the businesses and groups that have participated in take back, or producer responsibility program. Any and all suggestions or modifications by Commissioners are welcome.

2019 Nominations:

The following table indicates the nominations suggested thus far:

Category	Suggestions	Reason
Outstanding Business Leadership in Reuse	Hiouchi Hamlet Suburban Propane Lucky 7 Fuel Mart	For participating in the Refuel Your Fun campaign, promoting and refilling refillable small propane tanks.
Outstanding Business Leadership in Recycling	All retailers participating in Household Battery TakeBack Recycling	For their role in continuing the most convenient all household battery recycling program in the nation since 2010.
Outstanding Recycling Service	Hambro / WSG David Slagle Randy Scott	For opening and operating the only Buy-back operation Wednesday – Saturday from 10 AM – 5 PM.
Outstanding Multi-Family Recycling	West Park Properties Richard Knudsen	For his efforts to improve recycling for tenants at their properties



CPSC
California Product Stewardship Council



NATIONAL STEWARDSHIP ACTION COUNCIL
ADVOCATING FOR A CIRCULAR ECONOMY

March 11, 2019

Senator Ben Allen, Chair
Senate Environmental Quality Committee
State Capitol Room 2205
Sacramento, CA 95814

Email: Mimi.Holtkamp@sen.ca.gov; Tina.Andolina@se.ca.gov

RE: SB 54 (Allen, Weiner, Skinner) – Circular Economy & Plastic Pollution Reduction Act

Dear Senator Allen:

On behalf of the California Product Stewardship Council (CPSC) and its affiliate, the National Stewardship Action Council (NSAC), and the hundreds of local government and private sector partners that the two organizations represent, we thank you for authoring and urge the support of SB 54.

CPSC's mission is to shift California's product waste management system from one focused on government-funded and ratepayer financing to one that relies on producer responsibility in order to reduce public costs and drive improvements in product design. CPSC was so successful they created NSAC, a national organization in 2015, to Advocate for a Circular Economy with the vision of achieving a Circular Economy in the United States.

According to the [Ellen McArthur Foundation](#), a [Circular Economy](#) is "A framework for an economy that is restorative and regenerative by design. Looking beyond the current take-make-waste extractive industrial model, a circular economy aims to redefine growth, focusing on positive society-wide benefits. It entails gradually decoupling economic activity from the consumption of finite resources and designing waste out of the system. Underpinned by a transition to renewable energy sources, the circular model builds economic, natural, and social capital. It is based on three principles: 1) Design out waste and pollution, 2) Keep products and materials in use, and 3) Regenerate natural systems"

The current bill does have many of the features which we strongly support and we look forward to working with the authors on future amendments to assure that we achieve a Circular Economy and provide funding for CalRecycle to do the work outlined in the bill.

There are many studies and reasons why California must lead on source reduction and much higher recycling rates for packaging, and it's important that we get it right because the rest of the country will likely follow our lead. We, the undersigned, strongly support SB 54 and will



CPSC
California Product
Stewardship Council



**NATIONAL
STEWARDSHIP
ACTION COUNCIL**
ADVOCATING FOR A CIRCULAR ECONOMY

continue to work towards a packaging system that is restorative with waste generation finally being decoupled from economic growth as has already been achieved in Europe.

Respectfully,

Doug Kobold, Executive Director
California Product Stewardship Council

Heidi Sanborn, Executive Director
National Stewardship Action Council

cc: Members Senate Rules Committee

Sign ons:



Senate Bill 54/ Assembly Bill 1080: Single-Use Packaging and Products



Senator Ben Allen and Assemblywoman Lorena Gonzalez

with Senator Skinner, Senator Weiner, Senator Stern, Assemblymember Friedman, and Assemblymember Ting

IN BRIEF

SB 54/AB 1080 will ensure California is on the forefront of reducing pollution from plastic packaging and products. The bills would set goals to reduce waste from single-use packaging and products and ensure the remaining items are effectively recycled.

BACKGROUND

Every day, single-use packaging and products in California generate tons of non-recyclable and non-compostable waste impacting our health, natural environment, and local governments.

Plastic pollution starts with fossil fuel extraction to create plastic and affects individuals, communities, and ecosystems all along the supply chain; from when the products are manufactured, transported, and used, to when they degrade and emit greenhouse gases or impact the environment as litter. Oil refineries, plastic manufacturers and incinerators tend to be located in disadvantaged communities, which then must bear the brunt of the associated health impacts from industry, such as higher asthma rates. With a planned 40-percent increase in plastic production over the next decade, plastic production will account for 20 percent of global fossil fuel consumption unless we make major policy changes to significantly counter this.

One way to reduce the production of plastics is to focus on its use in packaging. Packaging products are typically designed to be used just once and then discarded and they account for 42 percent of all non-fiber plastic produced.

Unlike natural materials that decompose, nearly every piece of plastic ever produced still exists in our landfills or in the environment. As these items fragment into smaller particles, known as microplastics, they concentrate toxic chemicals and contaminate our in food and drinking water sources, ranging from bottled water to table salt to fish and agricultural soils. Exposure to these plastics and associated toxins has been linked to cancers, birth defects, impaired immunity, endocrine disruption and other serious health problems.

While the state and local communities in California have tried to reduce the burden from single-use packaging since the 1980s, taxpayers and local governments still spend over \$420 million annually in ongoing efforts to clean up and

prevent litter in streets, storm drains, parks and waterways. Not only is cleanup expensive, but it cannot keep pace with the production of single-use disposable items, which continues to grow exponentially.

Existing recycling infrastructure can't keep pace either. Less than 9 percent of plastic is recycled, and that percentage is dropping since the implementation of China's National Sword and policies in other countries, which severely restricted the amount of foreign waste these countries accept. These materials are now either piling up in recycling centers, being landfilled, or sent to illegal facilities in Southeast Asia where they are incinerated, or simply dumped in impoverished areas where it is never dealt with. California must reduce the amount of plastics as a result of these realities.

We can no longer afford to wait on this issue. This is why the European Union and other countries that are major purchasers of consumer goods are implementing comprehensive waste reduction frameworks which urge producers to share in the responsibility of reducing waste and designing products to be reusable, recyclable and/or compostable. As the world's fifth-largest economy, California has a responsibility to lead on solutions to the growing plastic pollution crisis.

SOLUTION

Eliminating non-reusable, non-recyclable and non-compostable products and reducing packaging is by far the most effective, and least expensive way to protect the health of people, wildlife, and the environment. Many reliable and reusable alternatives already exist and the positive results of their use have been proven.

SB 54/AB 1080 establish a comprehensive framework to address the pollution and waste crisis.

- Specifically, single-use plastic packaging and products sold or distributed in California by must be reduced, recycled or composted by 75 percent by 2030.
- All single-use packaging and products must be recyclable or compostable on and after 2030.
- As part of a shift towards a more circular economy, the bills also instructs CalRecycle to develop incentives and policies to encourage in-

state manufacturing using recycled material generated in California.

CalRecycle will be given authority to adopt regulations to meet these goals, including developing criteria to determine which packaging material qualifies as recyclable or compostable.

SUPPORT

Algalita Marine Research and Education
Alvarado Street Brewery & Grill
Audubon California
Breast Cancer Prevention Partners
California Cannabis Coalition
California Coastkeeper Alliance
California Compost Coalition
California League of Conservation Voters
Californians Against Waste
California Product Stewardship Council
California ReLEAF
California Resource Recovery Association
California State Parks Foundation
California Teamsters Public Affairs Council
CALPIRG
Center for Biological Diversity
Center for Oceanic Awareness, Research and Education
Communication Workers of America District 9, AFL-CIO
Community Environmental Council
Defenders of Wildlife
Environment California
Environmental Defense Center
Environmental Justice Coalition for Water
Environmental Working Group
Friends Committee on Legislation of California
Green Valley Community Farm
Greenpeace
Heal the Bay
Latinos in Action
Los Angeles Alliance for a New Economy (LAANE)
Los Angeles Waterkeeper
Long Beach Environmental Alliance
Long Beach Gray Panthers
National Parks Conservation Association
National Stewardship Action Council
Natural Resources Defense Council
No Plastic Oceans
Northern California Recycling Association
Oceana
Pacific Forest Trust
Plastic Pollution Coalition
UPSTREAM
Recology

Repurpose
Save Our Shores
Seventh Generation Advisors
Shizen & Tataki Restaurants
Sierra Club California
St. Francis Center
Surfrider Foundation
Sustain LA
Teamsters Local Union No. 396
The 5 Gyres Institute
The River Project
The Story of Stuff Project
Tonic Nightlife Group
TreePeople
Trust for Public Lands
Wholly H2O
WILDCOAST
Wishtoyo Chumash Foundation
Zero Waste USA

FOR MORE INFORMATION

Tina Andolina; Office of Senator Ben Allen
(916) 651-4026 | Tina.Andolina@sen.ca.gov

Laurel Brodzinsky; Office of Asm. Gonzalez
916-319-2080 | laurel.brodzinsky@asm.ca.gov

Added: Green underlined text**Deleted:** ~~Dark red text with a strikethrough~~**Vetoed:** Red text**2019 CA A 1080**

Author:	Gonzalez
Version:	Introduced
Version Date:	02/21/2019

CALIFORNIA LEGISLATURE--2019-2020 REGULAR SESSION

Assembly Bill**No. 1080****Introduced by** Assembly Members Gonzalez, Friedman, and Ting

February 21, 2019

(Principal coauthor: Senator Allen)

(Coauthor: Assembly Member Boerner Horvath)

(Coauthors: Senators Skinner, Stern, and Wiener)

An act to add Chapter 3 (commencing with Section 42040) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

LEGISLATIVE COUNSEL'S DIGEST

AB 1080, as introduced, Gonzalez. California Circular Economy and Plastic Pollution Reduction Act.

The California Integrated Waste Management Act of 1989, administered by the Department of Resources Recycling and Recovery, generally regulates the disposal, management, and recycling of solid waste, including, among other solid waste, single-use plastic straws.

The Sustainable Packaging for the State of California Act of 2018 prohibits a food service facility located in a state-owned facility, operating on or acting as a concessionaire on state property, or under contract to provide food service to a state agency from dispensing prepared food using a type of food service packaging unless the type of food service packaging is on a list that the department publishes and maintains on its internet website that contains types of approved food service packaging that are reusable, recyclable, or compostable.

Existing law makes a legislative declaration that it is the policy goal of the state that not less than 75% of solid waste generated be source reduced, recycled, or composted by 2020.

This bill would establish the California Circular Economy and Plastic Pollution Reduction Act, which would require the department, in consultation with the State Water Resources Control Board and the Ocean Protection Council, to adopt regulations to source reduce and recycle 75% of single-use packaging and products sold or distributed in California by 2030. The bill would require the department to adopt regulations to accomplish that requirement, including, among others, regulations to source reduce, to the maximum extent feasible, single-use packaging and products, to source reduce or recycle at least 75% of single-use plastic packaging and products by 2030, and to require that all single-use packaging and products distributed or sold in California are recyclable or compostable on and after 2030. The bill would require the department, on or before January 1, 2021, to prepare and approve a scoping plan to set a baseline for and achieve those reduction and recycling requirements.

The bill would require the department to develop criteria to determine which types of single-use packaging or products are reusable, recyclable, or compostable. The bill would require local governments, solid waste facilities, recycling facilities, and composting facilities to provide information requested by the department for purposes of developing that criteria. By imposing additional duties on local governments, the bill would impose a state-mandated local program.

The bill would require a manufacturer of single-use plastic packaging or products sold or distributed in California to demonstrate a recycling rate of not less than 20% on and after January 1, 2022, and not less than 40% on and after January 1, 2026, as a condition of sale, and would authorize the department to impose a higher recycling rate as a condition of sale, as specified.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote Required: MAJORITY Appropriation: NO Fiscal Committee: YES Local Program: YES Immediate Effect
NO Urgency: NO Tax Levy: NO Election: NO Usual Current Expenses: NO Budget Bill: NO Prop 25 Trailer Bill: NO

The people of the State of California do enact as follows:

SECTION 1. Chapter 3 (commencing with Section 42040) is added to Part 3 of Division 30 of the Public Resources Code, to read:

CHAPTER 3. California Circular Economy and Plastic Pollution Reduction Act

42040. This chapter shall be known, and may be cited, as the California Circular Economy and Plastic Pollution Reduction Act.

42041. The Legislature finds and declares all of the following:

(a) Annual global production of plastic has reached 335 million tons and continues to rise. The United States alone discards 30 million tons each year. By 2050, plastic production will account for 20 percent of global fossil fuel consumption.

(b) Since plastic does not biodegrade, but simply breaks down into smaller and smaller pieces, virtually every gram of plastic ever created continues to exist, mostly either in a landfill or as pollution in our environment. As plastic breaks down, it emits potent greenhouse gases.

(c) Based on data from the United States Environmental Protection Agency, Institute of Scrap Recycling Industries trade statistics, and industry news source Resource Recycling, the national recycling rate for plastic is projected to sink from 9.1 percent in 2015 to 4.4 percent in 2018, and could drop to 2.9 percent in 2019. Even in California, less than 15 percent of single-use plastic is recycled, and the cost to recycle plastics exceeds the value of scrap plastic material.

(d) Before 2017, the United States was sending 4,000 shipping containers a day full of American waste to China every year, including two-thirds of California's recyclable materials. However, China has implemented the National Sword and Blue Sky policies, severely restricting the amount of contaminated and poorly sorted plastics it would accept. This shift in China's policy has resulted in the loss of markets for low-value plastic packaging that was previously considered recyclable. That material is now being landfilled or burned.

(e) The environmental and public health impacts of plastic pollution are devastating and the environmental externalities and public costs of cleaning up and mitigating plastic pollution are already staggering and continue to grow.

(f) Local governments in California annually spend in excess of \$420 million in ongoing efforts to clean up and prevent plastic and other litter from entering our rivers and streams and polluting our beaches and oceans.

(g) Evidence now shows that even our own food and drinking water sources are contaminated with plastic, called microplastics, including tap water, bottled water, table salt, and fish and shellfish from local California fish markets. A growing body of research is finding plastic and associated toxins throughout the food web, including in our blood, feces, and tissues. Exposure to these toxins has been linked to cancers, birth defects, impaired immunity, endocrine disruption, and other ailments.

(h) Without action, projections estimate that by 2050 the mass of plastic pollution in the ocean will exceed the mass of fish. A study by the University of Exeter and Plymouth Marine Laboratory found plastics in the gut of every single sea turtle examined and in 90 percent of seabirds. Additionally, plastic negatively impacts marine ecosystems and wildlife, as demonstrated by countless seabirds, turtles, and marine mammals, including, but not limited to, whales and dolphins, dying from plastic ingestion or entanglement.

(i) It is the policy goal of the state that not less than 75 percent of solid waste generated be source reduced, recycled, or composted by the year 2020. However, as of 2017, the state was only on track to reach 44 percent, falling far short of this important goal.

(j) As the fifth largest economy in the world, California has a responsibility to lead on solutions to the growing plastic pollution crisis.

42042. Consistent with the policy goal established in Section 41780.01, the department, in consultation with the State Water Resources Control Board and the Ocean Protection Council, shall adopt regulations to source reduce and recycle at least 75 percent of single-use packaging and products sold or distributed in California by 2030. In addition to any other regulations and policies the department deems necessary to accomplish this requirement, the department shall

adopt regulations to do all of the following:

(a) Source reduce, to the maximum extent feasible, single-use packaging and products. In addition to other mechanisms, source reduction shall include reducing excess packaging and transitioning single-use packaging and products to reusable packaging and products.

(b) Source reduce or recycle at least 75 percent of single-use plastic packaging and products by 2030.

(c) Require that all single-use packaging and products distributed or sold in California are recyclable or compostable on and after 2030.

(d) Develop incentives and policies to maximize and encourage in-state manufacturing using recycled material generated in California.

(e) Develop economic mechanisms to reduce the distribution of single-use packaging and products.

(f) Discourage, to the extent feasible, the litter, export, or improper disposal of single-use packaging, products, and other materials likely to harm the environment or public health in California or elsewhere in the world.

42043. (a) The regulations adopted pursuant to Section 42042 may include, but are not limited to, regulations that do any of the following:

(1) Require notification of the department prior to the export of unprocessed plastic for recycling in a country that is not a member of the Organization for Economic Cooperation and Development.

(2) Establish labeling requirements for single-use packaging and products that pose a contamination or cost burden to California's waste reduction and recycling efforts.

(3) Adopt voluntary guidelines for manufacturers and retailers to reduce packaging waste, including through the creation of effective and convenient take-back opportunities, deposit systems, or similar mechanisms.

(4) Develop alternative compliance mechanisms for manufacturers and retailers, including market mechanisms that reduce the overall material usage across a company's product line or between multiple manufacturers of similar products.

(5) Include actions identified through the California Ocean Litter Prevention Strategy and the Statewide Microplastics Strategy.

(b) The regulations adopted pursuant to Section 42042 shall not impose restrictions on the production or sale of medical devices.

42044. (a) On or before January 1, 2021, the department shall prepare and approve a scoping plan, as that term is understood by the department, for achieving the requirements in Section 42042. The department shall consult with all relevant state agencies with jurisdiction over sources of waste, and local jurisdictions and regional agencies charged with meeting waste diversion goals.

(b) As part of the plan, the department shall establish an accounting of the total quantity of single-use packaging and products disposed of, generated, and used in the state, and set a baseline amount for the reduction and recycling requirements of Section 42042.

(c) The plan shall identify and make recommendations on direct reductions of single-use consumer goods, alternative compliance mechanisms, market-based compliance mechanisms, and potential monetary and nonmonetary incentives the department finds are necessary or desirable to facilitate the achievement of the requirements of Section 42042.

(d) In developing the plan, the department shall consider all relevant information on reduction programs in other states, localities, and nations, including, but not limited to, the European Union, India, Costa Rica, and Canada.

(e) The department shall evaluate the total potential costs and total potential economic and noneconomic benefits of the plan to California's economy, environment, and public health, using the best available economic models, diversion and reduction estimation techniques, and other scientific methods.

(f) The department shall conduct a series of public workshops throughout the state to give interested parties an opportunity to comment on the plan.

(g) The department shall update its plan at least once every three years.

(h) After the requirements in Section 42042 are achieved, the department shall update the plan to ensure the requirements are maintained, and, if technologically feasible and cost effective, exceeded.

42045. (a) In adopting regulations pursuant to Section 42042, the department shall develop criteria to determine which types of single-use packaging or products are reusable, recyclable, or compostable.

(b) For purposes of determining if single-use packaging or products are recyclable, the director shall consider, at a minimum, all of the following criteria:

(1) Whether the single-use packaging or product is eligible to be labeled as "recyclable" in accordance with the uniform standards contained in Article 7 (commencing with Section 17580) of Chapter 1 of Part 3 of Division 7 of the Business and Professions Code.

(2) Whether the single-use packaging or product is regularly collected, separated, and cleansed for recycling by recycling service providers.

(3) Whether the single-use packaging or product is regularly sorted and aggregated into defined streams for recycling processes.

(4) Whether the single-use packaging or product is regularly processed and reclaimed or recycled with commercial recycling processes.

(5) Whether the single-use packaging or product material regularly becomes feedstock that is used in the production of new products.

(6) Whether the single-use packaging or product material is recycled in sufficient quantity, and is of sufficient quality, to maintain a market value.

(c) For purposes of determining if single-use packaging or products are compostable, the director shall consider, at a minimum, all of the following criteria:

(1) Whether the single-use packaging or product will, in a safe and timely manner, break down or otherwise become part of usable compost that can be composted in a public or private aerobic compost facility designed for and capable of processing postconsumer food waste and food-soiled paper.

(2) Whether the single-use packaging or product made from plastic is certified to meet the ASTM standard specification identified in either subparagraph (A) or (C) of paragraph (1) of subdivision (b) of Section 42356 and adopted in accordance with Section 42356.1, if applicable.

(3) Whether the single-use packaging or product is regularly collected and accepted for processing at public and private compost facilities.

(4) Whether the single-use packaging or product is eligible to be labeled as "compostable" in accordance with the uniform standards contained in Article 7 (commencing with Section 17580) of Chapter 1 of Part 3 of Division 7 of the Business and Professions Code.

(d) (1) In implementing this section, the department may consult with local governments and representatives of the solid waste industry, the recycling industry, the compost industry, and food service packaging manufacturers to determine if a type of single-use packaging or product is recyclable, reusable, or compostable.

(2) Local governments, solid waste facilities, recycling facilities, and composting facilities shall provide information requested by the department pursuant to paragraph (1) to the department.

42046. (a) A manufacturer of single-use plastic packaging or products sold or distributed in California shall demonstrate a recycling rate of not less than 20 percent on and after January 1, 2022, and not less than 40 percent on and after January 1, 2026, as a condition of sale of single-use plastic packaging or products.

(b) Notwithstanding subdivision (a), the department may impose a higher recycling rate as a condition of sale of single-use plastic packaging or products by a manufacturer as needed to achieve the requirements established in Section 42042.

(c) For purposes of this section, the following terms have the following meanings:

(1) "Recycling rate" means the percentage, as measured by weight, volume, or number, of single-use plastic packaging or products sold or offered for sale in the state that is recycled in a year-long period, as determined by the department.

(2) "Single-use plastic packaging or product" means any of the following:

(A) A particular type of single-use packaging or product, such as a thermoformed or molded container, soft drink container, or detergent bottle.

(B) A product-associated item of packaging.

(C) A single resin type, as specified in Section 18015.

SEC. 2. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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Added: Green underlined text

Deleted: ~~Dark red text with a strikethrough~~

Vetoed: Red text

2019 CA S 54	Author: Allen Version: Amended Version Date: 03/07/2019
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AMENDED IN SENATE February 25, 2019

AMENDED IN SENATE March 07, 2019

CALIFORNIA LEGISLATURE--2019-2020 REGULAR SESSION

Senate Bill

No. 54

Introduced by Senators Allen, Skinner, Stem, and Wiener

December 11, 2018

(Principal coauthor: Assembly Member Gonzalez)

An act to add Chapter 3 (commencing with Section 42040) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

LEGISLATIVE COUNSEL'S DIGEST

SB 54, as amended, Allen. California Circular Economy and Plastic Pollution Reduction Act.

The California Integrated Waste Management Act of 1989, administered by the Department of Resources Recycling and Recovery, generally regulates the disposal, management, and recycling of solid waste, including, among other solid waste, single-use plastic straws.

The Sustainable Packaging for the State of California Act of 2018 prohibits a food service facility located in a state-owned facility, operating on or acting as a concessionaire on state property, or under contract to provide food service to a state agency from dispensing prepared food using a type of food service packaging unless the type of food service packaging is on a list that the department publishes and maintains on its internet website that contains types of approved food service packaging that are reusable, recyclable, or compostable.

Existing law makes a legislative declaration that it is the policy goal of the state that not less than 75% of solid waste generated be source reduced, recycled, or composted by 2020.

This bill would establish the California Circular Economy and Plastic Pollution Reduction Act, which would require the department, in consultation with the State Water Resources Control Board and the Ocean Protection Council, to adopt regulations to source reduce and recycle 75% of single-use packaging and products sold or distributed in California by 2030. The bill would require the department to adopt regulations to accomplish that requirement, including, among others, regulations to require businesses to source reduce, to the maximum extent feasible, single-use packaging and products, to recycle, and require businesses to ~~source reduce or recycle~~ reduce, at least 75% of single-use plastic packaging and products by 2030, and to require that all single-use packaging and products distributed or sold in California are recyclable or compostable on and after 2030. The bill would require the department, on or before January 1, 2021, to prepare and approve a scoping plan to set a baseline for and achieve those reduction and recycling requirements.

The bill would require the department to develop criteria to determine which types of single-use packaging or products are reusable, recyclable, or compostable. The bill would require local governments, solid waste facilities, recycling facilities, and composting facilities to provide information requested by the department for purposes of developing that criteria. By imposing additional duties on local governments, the bill would impose a state-mandated local program.

The bill would require a manufacturer of single-use plastic packaging or products sold or distributed in California to demonstrate a recycling rate of not less than 20% on and after January 1, 2022, and not less than 40% on and after January 1, 2026, as a condition of sale, and would authorize the department to impose a higher recycling rate as a condition of sale, as specified.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote Required: MAJORITY Appropriation: NO Fiscal Committee: YES Local Program: YES Immediate Effect NO Urgency: NO Tax Levy: NO Election: NO Usual Current Expenses: NO Budget Bill: NO Prop 25 Trailer Bill: NO

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(b) Since plastic does not biodegrade, but simply breaks down into smaller and smaller pieces, virtually every gram of plastic ever created continues to exist, mostly either in a landfill or as pollution in our environment. As plastic breaks down, it emits potent greenhouse gases.

(c) Based on data from the United States Environmental Protection Agency, Institute of Scrap Recycling Industries trade statistics, and industry news source Resource Recycling, the national recycling rate for plastic is projected to sink from 9.1 percent in 2015 to 4.4 percent in 2018, and could drop to 2.9 percent in 2019. Even in California, less than 15 percent of single-use plastic is recycled, and the cost to recycle plastics exceeds the value of scrap plastic material.

(d) Before 2017, the United States was sending 4,000 shipping containers a day full of American waste to China every year, including two-thirds of California's recyclable materials. However, China has implemented the National Sword and Blue Sky policies, severely restricting the amount of contaminated and poorly sorted plastics it would accept. This shift in China's policy has resulted in the loss of markets for low-value plastic packaging that was previously considered recyclable. That material is now being landfilled or burned.

(e) The environmental and public health impacts of plastic pollution are devastating and the environmental externalities and public costs of cleaning up and mitigating plastic pollution are already staggering and continue to grow.

(f) Local governments in California annually spend in excess of \$420 million in ongoing efforts to clean up and prevent plastic and other litter from entering our rivers and streams and polluting our beaches and oceans.

(g) Evidence now shows that even our own food and drinking water sources are contaminated with plastic, called microplastics, including tap water, bottled water, table salt, and fish and shellfish from local California fish markets. A growing body of research is finding plastic and associated toxins throughout the food web, including in our blood, feces, and tissues. Exposure to these toxins has been linked to cancers, birth defects, impaired immunity, endocrine disruption, and other ailments.

(h) Without action, projections estimate that by 2050 the mass of plastic pollution in the ocean will exceed the mass of fish. A study by the University of Exeter and Plymouth Marine Laboratory found plastics in the gut of every single sea turtle examined and in 90 percent of seabirds. Additionally, plastic negatively impacts marine ecosystems and wildlife, as demonstrated by countless seabirds, turtles, and marine mammals, including, but not limited to, whales and dolphins, dying from plastic ingestion or entanglement.

(i) It is the policy goal of the state that not less than 75 percent of solid waste generated be source reduced, recycled, or composted by the year 2020. However, as of 2017, the state was only on track to reach 44 percent, falling far short of this important goal.

(j) As the fifth largest economy in the world, California has a responsibility to lead on solutions to the growing plastic pollution crisis.

(k) Further, businesses selling products into California have a responsibility to ensure that their packaging and products are minimizing waste, including ensuring materials used are reusable, recyclable, or compostable. This responsibility includes paying for the cost of the negative externality of recovery for materials they sell in California.

42042. Consistent with the policy goal established in Section 41780.01, the department, in consultation with the State Water Resources Control Board and the Ocean Protection Council, shall adopt regulations to source reduce and recycle at least 75 percent of single-use packaging and products sold or distributed in California by 2030. In addition to any other regulations and policies the department deems necessary to accomplish this requirement, the department shall adopt regulations to do all of the following:

(a) ~~Source-Require businesses to source~~ reduce, to the maximum extent feasible, single-use packaging and products. In addition to other mechanisms, source reduction shall include reducing excess packaging and transitioning single-use packaging and products to reusable packaging and products.

(b) ~~Source reduce or recycle-Recycle, and require businesses to source reduce,~~ at least 75 percent of single-use plastic packaging and products by 2030.

(c) Require that all single-use packaging and products distributed or sold in California are recyclable or compostable on and after 2030.

(d) Develop incentives and policies to maximize and encourage in-state manufacturing using recycled material generated in California.

(e) Develop economic mechanisms to reduce the distribution of single-use packaging and products.

(f) Discourage, to the extent feasible, the litter, export, or improper disposal of single-use packaging, products, and other materials likely to harm the environment or public health in California or elsewhere in the world.

42043. (a) The regulations adopted pursuant to Section 42042 may include, but are not limited to, regulations that do any of the following:

(1) Require notification of the department prior to the export of unprocessed plastic for recycling in a country that is not a member of the Organization for Economic Cooperation and Development.

(2) Establish labeling requirements for single-use packaging and products that pose a contamination or cost burden to California's waste reduction and recycling efforts.

(3) Adopt voluntary guidelines for manufacturers and retailers to reduce packaging waste, including through the creation of effective and convenient take-back opportunities, deposit systems, or similar mechanisms.

(4) Develop alternative compliance mechanisms for manufacturers and retailers, including market mechanisms that reduce the overall material usage across a company's product line or between multiple manufacturers of similar products.

(5) Include actions identified through the California Ocean Litter Prevention Strategy and the Statewide Microplastics Strategy.

(6) Identify priority single-use packaging and product materials for reduction actions.

(7) Establish criteria for the source reduction requirements specified in Section 42042, including reducing weight, volume, or quantity of single-use packaging or product material.

(8) Establish minimum postconsumer recycled content requirements for single-use packaging and products.

(b) (1) As part of the regulations adopted pursuant to Section 42042, the department shall establish a process for businesses to annually report all of the following information to the department:

(A) The quantity and type of packaging materials sold into California by the business.

(B) The quantity and type of material source reduced by the business annually.

(C) Any other data the department deems necessary to establish a baseline for waste generation and subsequent source reduction by a business.

(2) Any market sensitive data received by the department pursuant to this subdivision shall be held confidentially by the department.

(3) The department may create an online registration form to facilitate submitting reports pursuant to this subdivision.

~~(b)~~

(c) The regulations adopted pursuant to Section 42042 shall not impose restrictions on the production or sale of

medical devices.

42044. (a) On or before January 1, 2021, the department shall prepare and approve a scoping plan, as that term is understood by the department, for achieving the requirements in Section 42042. The department shall consult with all relevant state agencies with jurisdiction over sources of waste, and local jurisdictions and regional agencies charged with meeting waste diversion goals.

(b) As part of the plan, the department shall ~~establish~~ do both of the following:

(1) Determine which products and packaging are considered single use for the purposes of this chapter. In making this determination, the department shall consider both of the following:

(A) Whether the packaging or product was conceived of, designed, or placed on the market to be conventionally disposed of after a single use.

(B) Whether the packaging or product was designed and intended to be durable or washable, allowing for multiple uses over the lifespan of the packaging or product.

(2) Establish an accounting of the total quantity of single-use packaging and products disposed of, generated, and used in the state, and set a baseline amount for the reduction and recycling requirements of Section 42042. To determine the amount of a source reduction requirement, the department shall establish a baseline using the last three years of packaging material sold by businesses into the State of California. For purposes of this chapter, source reduction shall not include replacing a recyclable material with a nonrecyclable material.

(c) The plan shall identify and make recommendations on direct reductions of single-use consumer goods, alternative compliance mechanisms, market-based compliance mechanisms, and potential monetary and nonmonetary incentives the department finds are necessary or desirable to facilitate the achievement of the requirements of Section 42042.

(d) In developing the plan, the department shall consider all relevant information on reduction programs in other states, localities, and nations, including, but not limited to, the European Union, India, Costa Rica, and Canada.

(e) The department shall evaluate the total potential costs and total potential economic and noneconomic benefits of the plan to California's economy, environment, and public health, using the best available economic models, diversion and reduction estimation techniques, and other scientific methods.

(f) The department shall conduct a series of public workshops throughout the state to give interested parties an opportunity to comment on the plan. The department may convene a stakeholder group to assist the department in developing the plan that consists of, but is not limited to, product and packaging manufacturers, retailers, environmental organizations, and trade associations.

(g) The department shall update its plan at least once every three years.

(h) After the requirements in Section 42042 are achieved, the department shall update the plan to ensure the requirements are maintained, and, if technologically feasible and cost effective, exceeded.

42045. (a) In adopting regulations pursuant to Section 42042, the department shall develop criteria to determine which types of single-use packaging or products are reusable, recyclable, or compostable.

(b) For purposes of determining if single-use packaging or products are recyclable, the director shall consider, at a minimum, all of the following criteria:

(1) Whether the single-use packaging or product is eligible to be labeled as "recyclable" in accordance with the uniform standards contained in Article 7 (commencing with Section 17580) of Chapter 1 of Part 3 of Division 7 of the Business and Professions Code.

(2) Whether the single-use packaging or product is regularly collected, separated, and cleansed for recycling by recycling service providers.

(3) Whether the single-use packaging or product is regularly sorted and aggregated into defined streams for recycling processes.

(4) Whether the single-use packaging or product is regularly processed and reclaimed or recycled with commercial recycling processes.

(5) Whether the single-use packaging or product material regularly becomes feedstock that is used in the production of new products.

(6) Whether the single-use packaging or product material is recycled in sufficient quantity, and is of sufficient

quality, to maintain a market value.

(c) For purposes of determining if single-use packaging or products are compostable, the director shall consider, at a minimum, all of the following criteria:

(1) Whether the single-use packaging or product will, in a safe and timely manner, break down or otherwise become part of usable compost that can be composted in a public or private aerobic compost facility designed for and capable of processing postconsumer food waste and food-soiled paper.

(2) Whether the single-use packaging or product made from plastic is certified to meet the ASTM standard specification identified in either subparagraph (A) or (C) of paragraph (1) of subdivision (b) of Section 42356 and adopted in accordance with Section 42356.1, if applicable.

(3) Whether the single-use packaging or product is regularly collected and accepted for processing at public and private compost facilities.

(4) Whether the single-use packaging or product is eligible to be labeled as "compostable" in accordance with the uniform standards contained in Article 7 (commencing with Section 17580) of Chapter 1 of Part 3 of Division 7 of the Business and Professions Code.

(d) (1) In implementing this section, the department may consult with local governments and representatives of the solid waste industry, the recycling industry, the compost industry, and ~~food service~~ single-use product and packaging manufacturers to determine if a type of single-use packaging or product is recyclable, reusable, or compostable.

(2) Local governments, solid waste facilities, recycling facilities, and composting facilities shall provide information requested by the department pursuant to paragraph (1) to the department.

42046. (a) A manufacturer of single-use plastic packaging or products sold or distributed in California shall demonstrate a recycling rate of not less than 20 percent on and after January 1, 2022, and not less than 40 percent on and after January 1, 2026, as a condition of sale of single-use plastic packaging or products.

(b) Notwithstanding subdivision (a), the department may impose a higher recycling rate as a condition of sale of single-use plastic packaging or products by a manufacturer as needed to achieve the requirements established in Section 42042.

(c) For purposes of this section, ~~the following terms have the following meanings:~~

(1) ~~"Recycling section, "recycling rate"~~ means the percentage, as measured by weight, volume, or number, of single-use plastic packaging or products sold or offered for sale in the state that is recycled in a year-long period, as determined by the department. Recycling rate may be measured by any of the following:

(2) ~~"Single-use plastic packaging or product" means any of the following:~~

(A)

(1) A particular type of single-use packaging or product, such as a thermoformed or molded container, soft drink container, or detergent bottle.

(B)

(2) A product-associated item of packaging.

(C)

(3) A single resin type, as specified in Section 18015.

SEC. 2. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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