

# SB 1383

Reducing Short-Lived  
Climate Pollutants in  
California

An Overview of SB 1383's  
Organic Waste Reduction  
Requirements



A Public Agency

# SB 1383 Implementation MOU

SBWMA Board of Directors Meeting

June 24, 2021

# SB 1383 Requirements

**2020**

**50 PERCENT REDUCTION IN LANDFILLED ORGANIC WASTE**

**2022**

**REGULATIONS TAKE EFFECT**

**2025**

**75 PERCENT REDUCTION IN LANDFILLED ORGANIC WASTE**

**2025**

**20 PERCENT INCREASE IN RECOVERY OF CURRENTLY DISPOSED EDIBLE FOOD**



# SB 1383 Key Jurisdiction Dates

## 2022



Provide Organics Collection Service to All Residents and Businesses



Establish Edible Food Recovery Program



Conduct Education and Outreach



Procurement



Capacity Planning

## 2024



Starting January 1, 2024 Jurisdictions must take action against non compliant entities

# Responsibilities

## Jurisdictions Ultimately Responsible for Compliance

- Jurisdiction may delegate to public or private entity(ies)
- Exception that the authority to impose civil penalties can only be delegated to public agency

## Delegation

- SBWMA
- Other jurisdictions
- Recology/SBR
- Other contractors

## Compliance Strategy

- SBWMA leads compliance for majority of requirements
- MAs lead compliance for ordinance/policy adoption, C&D and WELO programs, and possibility enforcement and some procurement compliance
- County Office of Sustainability lead on food recovery program capacity

4

# MOU Roles and Responsibilities



## Outreach & Education

SBWMA shall provide educational materials and community outreach to organic waste generators



## Procurement

MA needs to meet requirements. SBWMA to work with County Office of Sustainability on SB 1383 procurement compliance planning.



## Reporting & Recordkeeping

SBWMA will lead reporting and recordkeeping. MA will be given access to their own set of records through a cloud-based software.



## Edible Food Recovery

SBWMA work with OOS to support Edible Food Recovery needs.



## Model Tools

SBWMA provide a Model Ordinance to MAs



## Complaints & Waivers

SBWMA will support the Member Agencies in complaint and violation investigations and waiver applications.

# Outreach and Education



## SBWMA

- SBWMA shall provide educational materials and community outreach to organic waste generators
- Maintained outreach and education records

## Member Agencies

- Support SBWMA staff as needed for outreach and education (i.e. bill inserts, brochures, etc.)

6

# Procurement



## SBWMA

- Research procurement of renewable natural gas or electricity generated by WWTP from digestion of O2E slurry
- Research other options with County Office of Sustainability
- Coordinate compost and mulch distribution with MAs, if materials are part of the compliance approach

## Member Agencies

- Support implementation of selected procurement program, which may involve use, sale, or donation of compost/mulch and/or support use of electricity or RNG
- Purchase recycled-content paper to meet SB 1383 specs
- Maintain records for above programs

7

# Recordkeeping & Reporting



## SBWMA

- Subscribe to cloud-based software for recordkeeping
- Prepare reporting materials for MAs

## Member Agencies

- Develop process for maintaining and sharing required information to SBWMA

8



# Food Recovery Program



## SBWMA

- Support the County Office of Sustainability with food recovery outreach and education

## Member Agencies

- Review MOU agreement with County Office of Sustainability
- Review Enforcement Ordinance language

# Model Tools



## SBWMA

- Develop model ordinance for MAs to customize and adopt
- Provide Debra Kaufman Consulting for technical assistance

## Member Agencies

- Adopt/amend ordinances and policies
  - Mandatory ordinance with enforcement provisions
  - CALGreen-compliant C&D ordinance
  - WELO policy
  - Organics product procurement policy
  - Repeal of any provisions/policies that restrict organics recycling in accordance with SB 1383

10

# Complaints & Waivers



## SBWMA

- Support the Member Agencies in complaint and violation investigations and waiver applications
- Track and process waivers

## Member Agencies

- Develop notice of violation process
- Set penalty amounts
- Adopt enforcement ordinance

11

# Implementation Costs

- The SBWMA has hired one full-time Program Manager II to manage the SB 1383.
- Additional costs shall be jointly shared by Member Agencies through the garbage tipping fee rate.
- Budget changes related to the MOU will be integrated into the Agency's regular budget process, as approved by the Board of Directors.

# Key Next Steps

- Review and recommend Implementation MOU agreement to SBWMA Member Agencies (June)
- Review and recommend Implementation Model Ordinance to SBWMA Member Agencies (July)
- Approve cloud-based recordkeeping software (July)
- Review and recommend Recology Franchise Agreement Amendment 2 to SBWMA Member Agencies (Fall 2021)