



A Public Agency

CONSENT CALENDAR

DRAFT MINUTES

**SOUTH BAYSIDE WASTE MANAGEMENT AUTHORITY
MEETING OF THE LEGISLATIVE COMMITTEE
November 1, 2021 2:00PM
Via Zoom Tele or Video Conference**

Call To Order: 2:04PM

1. Roll Call

Member	Present	Absent
Michael Brownrigg	X	
Adam Rak		X
Carole Groom	X	
Fran Dehn	X	

SBWMA Staff Members Present: Joe La Mariana, Julia Au, Cyndi Urman

Others Present: Kayla Robinson, Environmental and Energy Consulting; Reed Addis, Environmental and Energy Consulting, Drew

2. Public Comment

Pursuant to Government Code Section 54954.3(a), members of the public wishing to address the Committee may do so, and the comments shall be limited to the Special Meeting notice topic(s). Speakers may join the Zoom meeting via the meeting link and using the “raise hand” feature and the Clerk of the Board will call on people.

None

3. Executive Director’s Welcome

Executive Director La Mariana gave the following verbal updates:

- The Operations RFQ was posted on October 1, 16 companies attended the mandatory pre-bidders meeting, and responses to the RFQ are due 1/12/2022. Bidder questions are due tomorrow, and several companies have requested more extensive tours of the facility to spend observational time onsite to view the operations in detail. Staff is very encouraged by the interest and hopes to have a competitive bid process.
- The CARB deadline to replace approximately 23 vehicles in SBR’s long haul fleet with cleaner emissions vehicles is looming, and staff is having extensive conversation with SBR on this issue.
- Grant Ligon’s last day with the SBWMA was 10/29. He noted he regretted not mentioning this and

thanking Grant for his contributions at the Board meeting and apologized for missing the opportunity to do this publicly. The position will be posted on Friday 11/5 and he asked the committee if they knew of anyone who might be interested to tell them to apply.

4. Approval of Consent Calendar

Consent Calendar item(s) are considered to be routine and will be enacted by one motion. There will be no separate discussion on these items unless members of the Committee, staff or public request specific items be removed for separate action. *Items removed from the Consent Calendar will be moved to the end of the agenda for separate discussion.*

- A. Approval of the Minutes from the September 27, 2021 Legislative Committee Meeting
- B. Approval of 2021-2022 Legislative Committee Meeting Calendar

Motion/Second: Dehn/Groom
 Roll Call Vote” 3-0-01

Member	Yes	No	Abstain	Absent
Michael Brownrigg	X			
Adam Rak				X
Carole Groom	X			
Fran Dehn	X			

5. Legislative Updates from Environmental and Energy Consulting (EEC) and Committee Discussion

Kayla Robinson gave a PowerPoint presentation that covered agenda items 5 and 6.

She first gave a 2021 year in review. In January of 2021 the legislature was trying to figure out how to shift with all the political dynamics of COVID and the federal political landscape happening and that was a big adjustment for political process, including legislators being limited in the number of bills they could introduce. CalRecycle, the lead agency that oversees state recycling policy, had just gotten a new director, Rachel Wagoner, and the SBWMA and others in the industry were trying to figure out what her priorities were going to be. Then as the year went on, it became clear that if there was going to a push for public funding to support organic waste diversion this was the year to do it, so there was a big push around securing funding for SB1383 implementation. She noted that the lithium-ion battery bill that the agency wanted to co-sponsor didn't have a champion in January. EEC spent most of last year working with a key champion, Senator Newman, on battery recycling. Despite the bill being held in appropriations, which will force the bill to be reintroduced, Senator Newman is still very passionate about the topic and very interested in working with us to get that legislation reintroduced come January. Lastly in 2021, EEC worked with the SBWMA to create Zero Waste Now a coalition of 100 local agencies across the state that are all interested in aligning on issues and policies around reducing waste and recycling. This has created a bigger power force to help move the needle on issues at the state legislature.

She then went over the relevant bills that have been signed into the law by the governor.

- SB 343 by Senator Allen requires the recycling symbol only to be placed on packaging that is deemed recyclable. She noted it requires 60% of local governments to take the item as recycling for it to receive the symbol.
- AB 332 allowed for treated wood waste to be processed in a way that it was previously but had been temporarily changed and was categorized just as hazardous waste.
- AB 818 banned the term “flushable wipes” on packaging.

- AB 962 creates a path forward for re-use of glass bottles and creates a path forward for a reusable aspect to the bottle bill.
- AB 1201 ensures that what is accepted in the compost bin can actually be composted in the composting systems.
- AB1276 requires customers to opt in to request utensils for takeout food, rather than them being automatically included.
- AB 881 limits what kind of recycling can be counted as diversion.

She concluded noting that this was a big year for recycling with a robust number of bills.

6. Committee Discussion on Legislative Priorities and Strategy for Next Year's Legislative Session

Kayla Robinson continued her presentation focusing on what 2022 will look like. She noted the California political landscape with the governor coming from a big recall victory, and a historic budget surplus, that ultimately secured \$15B in funding for climate related activities. There are a lot of major issues on the governor's plate including housing and homelessness, vaccination rates and drought and wildfire. But there is a potential push for the governor to take a more aggressive stance on environmental issues, so this bodes well as the SBWMA looks to get battery legislation passed. She noted that SB 244 was unfortunately vetoed, but with that veto came a hopeful message from the governor that his administration acknowledges batteries are a problem for recyclers and he wants to see a more robust piece of legislation that requires recycling and collection of batteries, not like SB 244, which had a smaller approach to the issue.

She then went over the 2022 priorities that EEC would be working on with the SBWMA:

- Battery collection and recycling legislation
- SB 1383 Procurement requirements working towards a path forward for local governments to be able to reach the SB 1383 requirements
- Engagement around plastics reduction

Member Brownrigg commented with respect to the battery legislation that he would like to see better engagement with the 11 elected board members to use their connections in Sacramento and not just relying on the lobbying firm. Secondly, he asked for more information on what plastics engagement looks like.

Kayla Robinson answered that there is going to be a ballot initiative on the November 22 ballot, where voters get to determine whether the statewide ballot initiative to ban single use plastics goes through. But there is a statute that exists that allows the legislature to work with stakeholders and come up with a compromise that can be put on the ballot in place of the existing ballot measure. From what she's heard, there is a strong likelihood that the legislature is interested in working on a compromise. The SBWMA is likely interested in either supporting the compromise initiative or standing strong on the ballot measure. She noted that there is still going to be conversation in the legislature that could completely change the trajectory of what that ballot initiative looks like. So, as those conversations do, or do not pick up, EEC wants to at least be in the loop and will report out to this committee. There may not be any direct advocacy, but at least want to make sure that it's kept on our radar.

Member Brownrigg commented that he has gotten great feedback from the SBWMA board that plastics is an essential issue and the SBWMA need to target programs and dollars so that San Mateo County can be the tip of the spear fighting against the petroleum industry. Things like plastics alternatives, and substitutions and solutions for recycling it. San Mateo County has the wealth and the clout to be at the tip of this issue.

Member Groom commented that she is on the Executive Committee and CSAC and would be happy to help leverage statewide contacts.

Member Dehn asked if alternative packaging could be marketed as preferable could be leveraged, so that instead of just a "don't use this" to consumers, an alternative is offered.

Member Groom asked if this committee would be meeting with local representatives when they are in the local offices so this committee could discuss what the priorities are.

Reed Addis answered yes, EEC would like to power map with this committee in December and then meet with the state legislators regularly on critical policy direction, so once the priorities for 2022 are adopted, talking points can be adopted and you all can sit down with your representatives to discuss these issues.

Member Dehn asked Member Brownrigg if he saw the Zero Waste committee moving towards plastics.

Member Brownrigg answered yes plastics is next. Extra space will be needed at Shoreway, so that the SBWMA can be a cutting-edge incubator for recycling technologies. We could probably get venture capitalists to pay us to take some of these technologies in house rather than us having to pay for it. So it would be great if the County could lease us some land next door to make space for these technologies. Secondly, the committee doesn't want to lose track of converting organic waste to energy. So, exploring whether that ever makes sense from a cost benefit point of view is the committee's next discussion. If the full-scale Organics-to-Energy project isn't financially viable, that frees up some capital to focus on plastics technologies, but first more space is needed.

7. Follow up on Action Items from Previous Legislative Committee Meeting

Staff Au noted that in the packet there is informational items from our last meeting about the plastics ban ballot initiative to share with your networks, including a summary page and media highlights and there's also an updated list of endorsements as of October 13. At the committee's recommendation this item will be going on the November SBWMA board agenda for consideration of the SBWMA endorsing this ballot initiative.

8. Legislative Committee Member Comments

9. Adjourn 2:50PM



A Public Agency

LEGISLATIVE UPDATES

STAFF REPORT

To: SBWMA Legislative Committee Members
From: Julia Au, Sr. Outreach, Education and Compliance Manager
Date: February 7, 2022 Legislative Committee Meeting
Subject: Legislative Updates from Environmental and Energy Consulting (EEC) and Committee Discussion

Recommendation

This staff report is for discussion purposes only.

Summary

The Agency's lobbyist, Environmental and Energy Consulting (EEC) will provide an update on the current 2021-2022 California Legislative Session activities and status of important legislation. February 18, 2022 is the deadline for bills to be introduced.

Attachment A contains the list of bills EEC is currently tracking for the Agency.

Attachments:

Attachment A – Bill Tracking for 2021-2022 Session updated as of January 28, 2022.

RethinkWaste Legislative Update Friday, January 28, 2022

Priority 1 (High)

[SB 54](#)

(Allen D) Plastic Pollution Producer Responsibility Act.

Status: 1/24/2022-Read third time. Passed. (Ayes 29. Noes 7.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.

Location: 1/24/2022-A. DESK

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would establish the Plastic Pollution Producer Responsibility Act, which would prohibit producers of single-use, disposable packaging or single-use, disposable food service ware products from offering for sale, selling, distributing, or importing in or into the state such packaging or products that are manufactured on or after January 1, 2032, unless they are recyclable or compostable.

Client	Position	Priority
RethinkWaste	Watch	Priority 1 (High)

Priority 2 (Medium)

[AB 661](#)

(Bennett D) Recycling: materials.

Status: 1/25/2022-Read second time. Ordered to third reading.

Location: 1/25/2022-A. THIRD READING

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar: 1/31/2022 #72 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: 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. This bill would require a state agency, if fitness and quality are equal, to purchase recycled products instead of nonrecycled products, without regard to cost. The bill would substantially revise product categories. The bill would require the Department of Resources Recycling and Recovery, in consultation with the DGS, to update a list of products and minimum recycled content percentages, as determined to be appropriate, commencing January 1, 2026, and every 3 years thereafter. The bill would require the Department of Resources Recycling and Recovery and the DGS to incorporate the updated list of products and minimum recycled content requirements into the State Contracting Manual, the Financial Information System for California, and the financial system of any department not utilizing the Financial Information System for California. The bill would require the Department of Resources Recycling and Recovery to maintain an internet website with current SABRC products and minimum recycled content requirements.

Client	Position	Priority
RethinkWaste	Watch	Priority 2 (Medium)

[AB 1690](#)

(Rivas, Luz D) Tobacco products: single-use components.

Status: 1/25/2022-From printer. May be heard in committee February 24.

Location: 1/24/2022-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would prohibit a person or entity from selling, giving, or furnishing to another person of any age in this state a cigarette utilizing a single-use filter made of any material, an attachable and single-use plastic device meant to facilitate manual manipulation or filtration of a tobacco product, or a single-use electronic cigarette or vaporizer device. The bill would prohibit that selling, giving, or furnishing, whether conducted directly or indirectly through an in-person transaction, or by means of any public or private method of shipment or delivery to an address in this state.

Client	Position	Priority
RethinkWaste	Support	Priority 2 (Medium)

Notes: Sign-on support letter submitted.

[AB 1724](#)

(Stone D) Washing Machines: Microfiber Filtration.

Status: 1/27/2022-Read first time. To print.

Location: 1/27/2022-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law, to protect public health and water quality, regulates a broad range of consumer products and processes, including water softeners, water treatment devices, and backflow prevention devices, among others. This bill would require, on or before January 1, 2024, that all washing machines sold as new in California contain a microfiber filtration system. The bill would also require all state-owned washing machines to contain a microfiber filtration system.

Client	Position	Priority
RethinkWaste	Watch	Priority 2 (Medium)

SB 45

(Portantino D) Short-lived climate pollutants: organic waste reduction goals: local jurisdiction assistance.

Status: 1/24/2022-Read third time. Passed. (Ayes 36. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.

Location: 1/24/2022-A. DESK

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law requires the Department of Resources Recycling and Recovery, in consultation with the State Air Resources Board, to adopt regulations to achieve the organic waste reduction goals established by the state board for 2020 and 2025, as provided. Current law requires the department, no later than July 1, 2020, and in consultation with the state board, to analyze the progress that the waste sector, state government, and local governments have made in achieving these organic waste reduction goals. This bill would require the department, in consultation with the state board, to provide assistance to local jurisdictions, including, but not limited to, any funding appropriated by the Legislature in the annual Budget Act, for purposes of assisting local agencies to comply with these provisions, including any regulations adopted by the department.

Client	Position	Priority
RethinkWaste	Watch	Priority 2 (Medium)

Total Measures: 5
Total Tracking Forms: 5