



MINUTES

**SOUTH BAYSIDE WASTE MANAGEMENT AUTHORITY
MEETING OF THE LEGISLATIVE COMMITTEE**

June 5, 2023 2:00PM

RethinkWaste Offices 610 Elm Street Suite 202, San Carlos, CA 94070

Call To Order: 2:04PM

1. Roll Call

Member	Present	Absent
Al Royse		X
Adam Rak	X	
Fran Dehn	X	
Warren Slocum		X

Member Dehn and Member Rak participated by teleconference

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

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

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

None

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 April 3, 2023 Legislative Committee Meeting

Motion/Second: Dehn/Rak

Roll Call Vote: 2-0-0-2

Member	Yes	No	Abstain	Absent
Al Royse				X
Adam Rak	X			
Fran Dehn	X			
Warren Slocum				X

5. Legislative and Regulatory Updates from EEC and Committee Discussion

Kayla Robinson went over the legislative timeline, noting that the house of origin deadline was last Friday. The policy committee deadline is July 14, so there is about a month and a half remaining to get bills through the second house before summer recess. She also noted that simultaneously the legislature is working toward a budget deadline of June 15. It's unclear if this budget deadline will be an agreement between the Governor and the legislature or an initial budget package. She noted that the Governor is proposing a natural resources bond, that has opened up many discussions in the legislature with the Senate saying they are also interested in a bond, which has complicated discussions. The Governor has also put out an infrastructure package in the budget trailer language which a lot of environmental groups have voiced concern about. So, there is a lot to work between now and June 15, before a final budget. She also added that neither the Governor nor the legislature has indicated any pull back on 1383 funding which is a priority for RethinkWaste.

Member Rak commented that coming to a final budget without final tax information has been a challenge.

Reed Addis added that currently they think things are going to project out and any corrections needed could be made in January, but if that isn't the case when the final tax numbers come in in October, they would have to call a special session of the legislature.

Kayla Robinson then discussed bills that are a priority for RethinkWaste:

AB 1290 (Rivas) – Has been held and will not be moving forward until next year at the earliest. It would have banned plastic additives, but had too much moderate opposition.

SB 244 (Eggman) – The consumer right to repair bill. Gives consumers information on how to repair their products. This bill has been run about 7 times and this is the first year it's made it through the first house. It's still a hard fight, but with a similar bill passing in New York this bill has some traction, but this bill is stronger than the New York bill.

Executive Director La Mariana asked if industry is working with this bill or being hard line against it.

Kayla Robinson answered that she didn't know how well they were working together but thought that industry was still pretty opposed. She also noted that the New York bill passing has forced them to come to the table rather than saying this is impossible as they had been in the past.

Little Hoover Commission Report on SB 1383 – Kayla Robinson noted that about a week ago the commission published a report pushing for a pause on 1383. Kayla summarized the discussions at the commission meeting where the report was released, and noted that a pause on 1383 would be detrimental to agencies like RethinkWaste that have invested a lot of resources towards complying with 1383. She did note that the report also pushes for some tweaks to 1383 that are a bit more palatable. She noted that the report is just a report. This doesn't necessarily mean that the legislature goes out a pursue these recommendations, and if they were,

the bill deadline has already passed, so she thought it was pretty unlikely that the legislature would move forward with anything that would implement the recommendations in the report.

Executive Director La Mariana added that RethinkWaste has always been a supporter of 1383, and has been a leader on the compliance implementation, so RethinkWaste is not in support of a pause on 1383. There is an area of concern on the procurement side of the law that needs some practical considerations in the implementation, but in no way are we in favor of a pause.

Staff Au noted that she attended the meeting and CalRecycle is against the pause, so that is a good sign. But there is a great divide in the state of those that have been working towards implementation and those that have not prioritized it.

Member Dehn asked if there was an obligation to respond to the report like there would be with a grand jury report.

Kayla Robinson answered no, it's just a report, no action is required.

Member Rak asked if the group that comprised the report was all in agreement or was there a divide with the commissioners.

Kayla Robinson noted that there were several members who voiced concern over the word pause and at least one commissioner who voted against it.

Executive Director La Mariana added that RethinkWaste has been approached by Californians Against Waste to author an op-ed piece in support of 1383.

Member Dehn asked if this report would potentially change money in the budget to support 1383 implementation.

Kayla Robinson didn't think so, and it might actually help.

Concerns about the Brown Act – There are some remaining bills that are still moving forward, but the Papan bill that RethinkWaste supported has been held.

Member Rak noted that the Papan bill didn't feel like it had the votes to run it in committee, and the plan is to try again next year when there is some committee shuffling. He also noted that the Becker bill is still moving forward, but it's watered down so much that another regional commission he sits on has decided to take a No position on it.

Kayla Robinson noted that there are some other bills on this topic that need more research before bringing to this committee.

Staff Au noted that RethinkWaste passed a legislative platform earlier this year, and Brown Act reform was not part of that platform. But given that RethinkWaste isn't carrying a bill this year and this issue has come up at all of our Board and Committee meetings, it's an issue that is important to all of you and impacts all of you. So, EEC is spending some time on it in addition to all of the environmental legislation in the platform.

Member Rak didn't know if there was one bill to support, but suggested putting some principles in place that could be sent out. He noted that he would send the letter San Carlos sent on this topic which laid out a bunch of points, that was signed on by 18 of the 20 mayors in San Mateo County.

SB 54 Update – Kayla Robinson noted that CalRecycle has started their workshops and has just had one on viable end markets for plastic products, and EEC will keep the committee updated on those SB 54 monthly meetings.

Kayla Robinson concluded her report by noting that most of the bills that RethinkWaste is supporting are moving forward with only minor changes.

6. Legislative Committee Member Comments

7. Adjourn 2:40PM