

AMENDED IN SENATE APRIL 2, 2014

SENATE BILL

No. 1194

Introduced by Senator Hueso

February 20, 2014

An act ~~relating to ocean resources~~; to add Section 42358.1 to the Public Resources Code, relating to solid waste.

LEGISLATIVE COUNSEL'S DIGEST

SB 1194, as amended, Hueso. ~~Ocean resources; pollution; plastic.~~
Solid waste: plastic products.

Existing law prohibits the sale of a plastic product labeled as "compostable," "home compostable," or "marine degradable" unless it meets a certain specification, certification, or standard, and prohibits the sale of a plastic product that is labeled as "biodegradable," "degradable," "decomposable," or as otherwise specified. The term "plastic product" is defined for purposes of these prohibitions, and local agencies and the state are authorized to impose civil liability for a violation of those requirements.

This bill would require each manufacturer and wholesaler of plastic products to establish an Internet Web site that is available to the public and that provides information regarding the annual amount, by pound and type, of plastic products that are imported, manufactured, recycled, or reused in this state by that manufacturer or wholesaler.

~~Existing law establishes the Ocean Protection Council and requires the council to, among other things, coordinate activities of state agencies that are related to the protection and conservation of coastal waters and ocean ecosystems to improve the effectiveness of state efforts to protect ocean resources.~~

~~The Watershed, Clean Beaches, and Water Quality Act, among other things, authorizes the State Water Resources Control Board to provide financial support for projects that restore and protect the water quality and environment of marine managed areas, as defined.~~

~~This bill would state the intent of the Legislature to enact legislation that would reduce plastic debris in the marine environment, reduce financial burdens in that regard, and provide resources for local pollution prevention and infrastructure projects.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: no.

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

1 ~~SECTION 1. Section 42358.1 is added to the Public Resources~~
2 ~~Code, to read:~~

3 ~~42358.1. (a) For purposes of this section, the following~~
4 ~~definitions shall apply:~~

5 ~~(1) “Manufacturer” means a person who manufactures plastic~~
6 ~~products for sale in this state.~~

7 ~~(2) “Sale” means the sale of a plastic product in a transaction~~
8 ~~that is not a retail sale, as defined in Section 6007 of the Revenue~~
9 ~~and Taxation Code.~~

10 ~~(3) “Wholesaler” means a person that purchases a plastic~~
11 ~~product for sale in this state.~~

12 ~~(b) Each manufacturer and wholesaler shall establish an~~
13 ~~Internet Web site that is available to the public and that provides~~
14 ~~information regarding the annual amount, by pound and type, of~~
15 ~~plastic products that are imported, manufactured, recycled, or~~
16 ~~reused in this state by that manufacturer or wholesaler.~~

17 ~~SECTION 1. It is the intent of the Legislature to enact~~
18 ~~legislation that would do all of the following:~~

19 ~~(a) Protect California’s coastline and the marine waters of the~~
20 ~~state by significantly reducing plastic debris in the marine~~
21 ~~environment due to activities in the state.~~

22 ~~(b) Reduce the financial burden on local governments, taxpayers,~~
23 ~~and regional water quality control boards in implementing ocean~~
24 ~~plastic debris prevention infrastructure and activities.~~

25 ~~(c) Support the state’s economy by providing resources for local~~
26 ~~pollution prevention and infrastructure projects.~~

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