

AMENDED IN ASSEMBLY MAY 27, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2812

Introduced by Assembly Member Gordon

February 19, 2016

An act to amend Section 42926 of, and to add Section 42924.5 to, the Public Resources Code, relating to recycling.

LEGISLATIVE COUNSEL'S DIGEST

AB 2812, as amended, Gordon. Solid waste: recycling: state agencies and large state facilities.

Existing law requires the Department of Resources Recycling and Recovery to develop and adopt requirements relating to adequate areas for collecting, storing, and loading recyclable materials in state buildings. Existing law requires each state agency or large state facility, when entering into a new lease, or renewing an existing lease, to ensure that adequate areas are provided for, and adequate personnel are available to oversee, the collection, storage, and loading of recyclable materials in compliance with those requirements. Existing law defines "large state facility" to include, among other entities, the campuses of the California Community Colleges.

This bill would require the department, on or before July 1, 2017, to ~~adopt requirements for adequate receptacles and staffing~~ *develop guidelines* for collecting and ~~storing~~ *recycling* recyclable materials in ~~office buildings of state buildings agencies and large state facilities; facilities, except buildings and facilities of community college districts or their campuses.~~ The bill would require *that* a *covered* state agency and large state facility, ~~on or before~~ *and after* July 1, 2018, ~~consistent with those requirements, to provide receptacles for recyclable materials,~~

~~provide staff, and establish a collection schedule for collecting recyclable materials. provide adequate receptacles, signage, education, and staffing, and arrange for recycling services consistent with specified law, for each office building of the state agency or large state facility. The bill would require, at least once per year, a covered state agency and large state facility to review the adequacy and condition of receptacles for recyclable material and of associated signage. Because the bill would impose new duties on community college districts, it would impose a state-mandated local program. signage, education, and staffing.~~

Existing law requires each state agency to submit an annual report to the department summarizing its progress in reducing solid waste, as specified.

This bill would require that report to include a summary of the state agency’s compliance with this act.

~~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 these statutory provisions.~~

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

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

- 1 SECTION 1. Section 42924.5 is added to the Public Resources
- 2 Code, to read:
- 3 42924.5. (a) On or before July 1, 2017, the department shall
- 4 ~~adopt requirements for adequate receptacles and staffing~~ *develop*
- 5 *guidelines* for collecting and ~~storing recycling~~ recyclable materials
- 6 *in office buildings of state buildings agencies* and large state
- 7 facilities.
- 8 (b) For purposes of this section, “recyclable materials” shall
- 9 ~~include all~~ *include, but are not limited to*, paper, plastic, ~~and metal~~
- 10 ~~products accepted by the applicable city, county, or local agency~~
- 11 ~~for recycling. metal, and organic waste.~~
- 12 (c) ~~On or before~~ *and after* July 1, 2018, a state agency and large
- 13 ~~state facility shall, consistent with the requirements adopted by~~

1 ~~the department pursuant to subdivision (a), provide receptacles for~~
2 ~~recyclable materials, provide staff, and establish a collection~~
3 ~~schedule for collecting recyclable materials.~~ *facility, for each office*
4 *building of the state agency or large state facility, shall provide*
5 *adequate receptacles, signage, education, and staffing, and arrange*
6 *for recycling services consistent with Sections 42649.2 and*
7 *42649.81.*

8 (d) At least once per year, a state agency and large state facility
9 shall review the adequacy and condition of receptacles for
10 recyclable material and of associated ~~signage.~~ *signage, education,*
11 *and staffing.*

12 (e) *For purposes of this section, “state agency” and “large*
13 *state facility” do not include buildings or facilities of community*
14 *college districts or their campuses.*

15 SEC. 2. Section 42926 of the Public Resources Code is
16 amended to read:

17 42926. (a) In addition to the information provided to the
18 department pursuant to Section 12167.1 of the Public Contract
19 Code, each state agency shall submit an annual report to the
20 department summarizing its progress in reducing solid waste as
21 required by Section 42921. The annual report shall be due on or
22 before May 1 of each year. The information in this report shall
23 encompass the previous calendar year.

24 (b) A state agency’s annual report to the department shall, at a
25 minimum, include all of the following:

- 26 (1) Calculations of annual disposal reduction.
- 27 (2) Information on the changes in waste generated or disposed
28 of due to increases or decreases in employees, economics, or other
29 factors.
- 30 (3) A summary of progress made in implementing the integrated
31 waste management plan.
- 32 (4) The extent to which the state agency intends to utilize
33 programs or facilities established by the local agency for the
34 handling, diversion, and disposal of solid waste. If the state agency
35 does not intend to utilize those established programs or facilities,
36 the state agency shall identify sufficient disposal capacity for solid
37 waste that is not source reduced, recycled, or composted.
- 38 (5) A summary of the state agency’s compliance with the
39 requirements specified in *subdivisions (c) and (d) of Section*
40 *42924.5.*

1 (6) Other information relevant to compliance with Section
2 42921.

3 (c) The department shall use, but is not limited to the use of,
4 the annual report in the determination of whether the agency's
5 integrated waste management plan needs to be revised.

6 (d) For purposes of this section, the meaning of "state agency"
7 does not include a district agricultural association, as defined in
8 Section 3951 of the Food and Agricultural Code.

9 ~~SEC. 3. If the Commission on State Mandates determines that~~
10 ~~this act contains costs mandated by the state, reimbursement to~~
11 ~~local agencies and school districts for those costs shall be made~~
12 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~
13 ~~4 of Title 2 of the Government Code.~~