Is SB 1383 the New AB 939?
Understanding What it Takes to Comply

SB 1383 Highlights

SB 1383 vs AB 939

Compliance

Penalties

Next Steps

Funding Options

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SB 1383 Highlights

2030 Statewide Goals

Black Carbon  
50%

Methane  
40%

HFC Gasses  
40%

Targets Short Lived Climate Pollutants (SLCP)
Methane Emissions*

2020

50% Reduction of Organic Waste to Landfill

75% Reduction of Organic Waste to Landfill

20% Edible Food Recovery

2025

*Statewide Goals
**SB 1383 Timeline**

**2018 – Early 2019**
CalRecycle initiates formal rulemaking in 2018
Regulations to be adopted in early 2019

**January 1, 2020**
State to achieve 50% reduction of organics disposal (2014 baseline)

**January 1, 2022**
Jurisdictions must have organics recycling programs in place
Enforceable regulations take effect
Jurisdictions must implement an ordinance

**January 1, 2024**
Jurisdictions must take progressive enforcement actions against noncompliant regulated entities
- Generators
- Haulers
- Processors

**January 1, 2025**
State to achieve 75% reduction in organics disposal (2014 baseline)
State to recover a minimum of 20% of disposed edible food for human consumption
Baseline Tonnage*

Allowable Disposal of Organics Statewide

*Chart from CalRecycle SB 1383 Presentation
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AB 939

- Jurisdictional Mandates
- Specific Materials Not Targeted
- Jurisdiction Develops Plans and Selects Programs
- Enforcement on Jurisdictions
- Good Faith Effort

SB 1383

- Reduce Landfill Disposal
- Significant Behavior Change
- Reporting to State
- Allows for Fee Assessment
- Statewide Goals
- Focus on Organics
- Program Specifications Defined by CalRecycle
- Enforcement of All Regulated Parties
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Compliance Categories

- Jurisdictions
- Processors
- Properties & Business Owners
- Haulers
- Generators
Compliance Requirements for Jurisdictions

- Collection & Containers
- Education & Outreach
- Reporting & Recordkeeping
- Inspection & Enforcement
Collection & Containers

- **3-Container Collection System**
- **2-Container Collection System**
- **Unsegregated Single-Container**
Additional Separation Options

Yellow Foodwaste Carts

Split Carts
Education & Outreach
Information to be Provided by Jurisdictions

- Source separation requirements
- Methods for reducing organic waste
- Benefits of reducing methane through organics recycling
- If 5% of households are “limited English” speakers, must provide information in languages that are understood
- Edible food programs (Who? What? Where?)

February 2022, annually
Reporting & Recordkeeping

- Initial Compliance Report
- Annual report
  - Collection system
  - Contamination monitoring
  - Waivers
  - Education & outreach
  - Hauler oversight
  - Edible food recovery
  - Organic waste recycling capacity
- Implementation Record
Inspections & Enforcement

On or before January 2022, annually thereafter
- Compliance reviews of commercial solid waste accounts
- Quarterly route reviews
- Inspection of edible food generators and food recovery organizations
- Investigation of complaints

After January 1, 2024
- Notice of Violation
- Fines
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Penalties

Next Steps

Funding Options

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Penalties for Noncompliance

11 Base Tables

1 table for jurisdictions; 10 tables for CalRecycle

Target jurisdictions (primarily), facilities, haulers, generators/property owners/edible food generators

Fines for generators and jurisdictions range from $50/violation to $10,000/day

Generator compliance initiated with NOV, not fine
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Compliance

Penalties

Next Steps
Funding Options

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<table>
<thead>
<tr>
<th>Funding Options</th>
</tr>
</thead>
<tbody>
<tr>
<td>Increase rates, charge for organics</td>
</tr>
<tr>
<td>Restructure rates</td>
</tr>
<tr>
<td>Implement new SB 1383 fee</td>
</tr>
<tr>
<td>Adjust franchise fees</td>
</tr>
<tr>
<td>Adjust or implement C&amp;D admin fee</td>
</tr>
</tbody>
</table>
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Funding Options

Next Steps

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Next Steps

- Define needs and start planning
- Identify and secure, or develop organics capacity
- Plan/negotiate/procure services
- Analyze funding and set rates
- Modify ordinances