

**William Merry**

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**From:** CIWMB Local Government Central [lgcentral@ciwmb.ca.gov]  
**Sent:** Tuesday, October 07, 2008 11:38 AM  
**To:** William Merry  
**Subject:** SB1016 Signed By Governor Schwarzenegger

On Monday, September 29, 2008, Governor Schwarzenegger signed into law Senate Bill 1016 - the Disposal Measurement System Act of 2008 (SB 1016, Wiggins, Chapter 7, Statutes of 2008)

Key elements of the new statute include:

- . Moving from the previous emphasis on an estimated diversion measurement number to using an actual disposal measurement number as a factor when evaluating program implementation. This shift will make reporting simpler and more timely, and it will improve data accuracy.
- . Retaining the 50% diversion requirement, but instead measuring it in terms of per-capita disposal, which is relatively easy to do. This will allow jurisdictions to utilize their resources for actual recycling and other diversion programs instead of number crunching. This change also allows the California Integrated Waste Management Board (CIWMB) to place more emphasis on evaluating how jurisdictions are doing in implementing the recycling and diversion programs that they chose in the planning phases of AB 939.
- . Allowing the CIWMB to consider the quality and effectiveness of jurisdictions' program implementation as well as per capita disposal when determining a jurisdiction's compliance status.

The CIWMB worked to keep jurisdictions informed during the legislative process. Now that the bill has become law, the CIWMB will continue to provide information and support to jurisdictions as they work to implement the provisions of the statute. Below are some key dates, details, and information.

**Electronic Annual Reporting:**

- While the new statute allows for a review cycle of up to four years (see below), jurisdictions will continue annual reporting.
- . The 2007 Electronic Annual Report will be released in late January 2009 with a March 15, 2009 due date.
- . The 2008 Electronic Annual Report will be released in June of 2009 with an August 1, 2009 due date.
- . Note: There is a short time frame between the 2007 and 2008 Electronic Annual Reports due to our internal database needs. Therefore, to minimize your workload we would recommend that you make any essential updates in your 2007 annual report, for example it is important that you provide detailed information in the venues and events section of the 2007 annual report as the CIWMB needs that information to complete a mandated report to the Legislature. Finally, since the reports are close in timing, we recommend that you spend more time updating the status of your diversion programs in the 2008 annual report.
- . Subsequent Electronic Annual Reports will be released in June with an August 1st due date.

**Board Reviews:**

- . The new statute provides relief for jurisdictions meeting the 50% diversion requirement (or a rural reduced goal) and doing a good job of implementing their programs. It does this by increasing the time between reviews from two years to four years. The first review under the new requirements would occur in 2012 upon receipt of the 2011 Annual Report.
- . Those jurisdictions that are found to be making a good faith effort to meet the diversion mandates will remain on a biennial review schedule with the first review occurring in 2010 upon receipt of the 2009 Annual Report.

**Workshops:**

- . The CIWMB will be conducting a series of workshops for local jurisdictions. At these workshops CIWMB staff will present the changes in the law, provide information and answer questions on how the new law will be implemented, and discuss how jurisdictions will be affected.

. At least one workshop will be broadcast on the Internet. Dates and details will be forthcoming as they are finalized. Information on the workshops will be posted on a web site being developed (see below) and on the CIWMB's on-line event calendar at <http://www.ciwmb.ca.gov/Calendar/>, and all jurisdictions will be directly notified via e-mail.

Webpage:

The CIWMB is developing a web page to help jurisdictions find information and answer questions related to the new statute. This web page will include links to the law, a fact sheet, frequently asked questions and answers, and other valuable information. CIWMB staff is working diligently to develop this web page as soon as possible and all jurisdictions will receive an e-mail notice when it is available.

Our staff is committed to assisting you in making a smooth transition to implement these changes. If you have questions, please contact your LAMD representative. A LAMD contact list is available at <http://www.ciwmb.ca.gov/ola/Contacts.asp> or you may call (916) 341-6199.