

Legislative Session 2021-22 final results

As the 2021-22 Legislative session came to a close Gov. Gavin Newsom signed several waste and recycling bills into law as part of a broader [legislative package](#) which includes updates to state incineration rules, battery recycling programs, organic waste diversion efforts and other climate initiatives.

- The Governor signed 997 bills into law while vetoing 169 bills.

Among the waste and recycling-related bills is [AB 1857](#), which repeals a part of state law allowing jurisdictions to count up to 10% of the waste sent to “transformation” facilities toward a 50% diversion requirement. It also creates a Zero-Waste Equity grant program for projects that reduce reliance on incineration.

- Gov. Newsom also signed [two bills](#) meant to make battery drop-offs easier and reduce collection vehicle and recycling facility fires. [AB 2440](#) establishes an extended producer responsibility program for most batteries. [SB 1215](#) adds battery-embedded products to the state’s e-waste program, meaning consumers will begin paying a disposal fee when they purchase applicable products starting in 2026.
- The governor also signed [AB 1985](#), which delays enforcement penalties for jurisdictions to meet their organic waste procurement targets set out in SB 1383. Sponsors of the bill say the legislation will give local governments more time to ramp up infrastructure needed to meet the goals. It also allows renewable gas procured from a publicly owned treatment works to count toward a jurisdiction’s procurement target until 2025.

Unfortunately, with signing bills into law the Governor must also decide which bills must be [vetoed](#). This included [AB 2784](#), a bill that would have set recycled content standards for thermoform food containers, due to concerns about how it could related to the state’s upcoming extended producer responsibility law under [SB 54](#) which creates an extended producer responsibility program for printed paper and plastic packaging and sets recycling rates and reductions for plastics.

- A PFAS disclosure bill, [AB 2247](#) was [vetoed](#) by the Governor stating this bill is estimated to cost millions of dollars that would result in increased Environmental Fee rates or General Fund resources for the new contract, staff support, and state oversight responsibilities. The fiscal impact of this bill should be considered and accounted for as part of the annual budget process.
- Lastly, another [vetoed](#) bill that could have had the potential to transition towards a reuse program was [SB 1256](#) which would have placed a ban on the sale of single-use 1lb propane cylinders in the state. California already has refill and exchange infrastructure for 1 lb. propane cylinders – infrastructure that bill sponsors, CPSC and grant partners, have built across the state over the past seven years.

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The following list are the relevant bills to the Task Force during the second year of the legislative session:

Bill Number	Highlights	TF Position	Bill Status
AB 661	Updates the State Agency Buy Recycled Campaign with new recycled content standards for materials purchased by the state of California	Support If Amended	Chaptered
AB 1279	Declares policy of the state both to achieve net zero greenhouse gas emissions by 2045 by requiring state board to work with agencies to identify and recommend measures to achieve the policy.		Chaptered
AB 1747	Adds willful or deliberate disregard of any state or local law relating to the issuance of building permits constitutes a cause for disciplinary action against a licensed contractor, and subjects certain disciplinary actions to a civil penalty	Support	Chaptered
AB 1817	Prohibits, beginning January 1, 2025, a person from manufacturing, distributing, selling, or offering for sale in the state a new textile article, that contains regulated perfluoroalkyl and polyfluoroalkyl substances (PFAS).	Support If Amended/Oppose Unless Amended	Chaptered
AB 1857	Repeals provision of law that allows jurisdictions to count up to 10% of the waste sent to waste-to-energy facilities toward their 50% diversion requirement	Opposed	Chaptered
AB 1985	Creates a delayed enforcement timeline for penalties for local jurisdictions to meet their organic waste procurement targets	Support	Chaptered
AB 2048	Requires CalRecycle to create and maintain a publicly accessible database of franchise agreements between contract solid waste and recycling haulers and jurisdictions or public agencies.	Support	Chaptered
AB 2208	Bans the offer for final sale, final sale, or distribution of compact fluorescent lamps starting January 1, 2024, and linear fluorescent lamps starting January 1, 2025, allows exemptions for relevant products and applications.	Support	Chaptered
AB 2247	Requires public disclosure for anyone that manufactures PFAS in the state or that sells a product or product component containing regulated PFAS in California	Support	Vetoed
AB 2374	Increases the maximum fines for illegal dumping for persons employing more than 10 full-time employees, and	Support	Chaptered

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Bill Number	Highlights	TF Position	Bill Status
	requires any person convicted of illegal dumping to remove or pay the cost of removing the waste matter they were convicted of illegally dumping.		
AB 2440	Establishes an extended producer responsibility program for most loose batteries	Support	Chaptered
AB 2784	Specifies recycled content standards for thermoform plastic food containers	Support	Vetoed
SB 38	Exempts certain manufacturers involved in container redemption program from new state recycled content requirements.		Chaptered
SB 45	Requires CalRecycle, in consultation with the Air Resources Board, to assist local jurisdictions in complying with provisions, including any regulations adopted by CalRecycle.		Chaptered
SB 54	Creates an EPR program for printed paper and plastic packaging and sets recycling rates and reductions for plastics	Neutral	Chaptered
SB 895	Revises the definition of "nonprofit convenience zone recycler" (nonprofit center) for purposes of the California Beverage Container Recycling and Litter Reduction Act (Bottle Bill).	Watch	Chaptered
SB 1013	Expands container redemption program to include wine and distilled spirits		Chaptered
SB 1046	Prohibits, commencing January 1, 2025, stores from distributing precheckout bags that do not meet compostability and recyclability requirements.	Support If Amended	Chaptered
SB 1187	Requires CalRecycle to establish a three-year pilot project located in the Los Angeles and Ventura Counties partnering with garment manufacturers to study and report on the feasibility of recycling fabric and creating a circular economy for the highest and best use of reused textiles in California.	Support	Chaptered
SB 1215	Adds battery-embedded products to the state's e-waste program	Support	Chaptered

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Bill Number	Highlights	TF Position	Bill Status
SB 1256	Prohibits the sale or offer for sale of disposable propane cylinders and would make the violation of this provision subject to specified civil penalties.	Support	Vetoed