



San Gabriel Valley Council of Governments

AGENDA AND NOTICE

OF THE MEETING OF THE ENERGY, ENVIRONMENT AND NATURAL RESOURCES (EENR) COMMITTEE

Wednesday, March 21, 2018 – 12:30 PM

Upper San Gabriel Valley Municipal Water District (602 E. Huntington Dr; Monrovia, CA)

Chair
Denis Bertone
City of San Dimas

Vice Chair
Liz Reilly
City of Duarte

Members
Claremont
Duarte
Glendora
Rosemead
San Dimas
Sierra Madre
South Pasadena
West Covina

Thank you for participating in today's meeting. The EENR Committee encourages public participation and invites you to share your views on agenda items.

MEETINGS: *Regular Meetings of the EENR Committee are held on the third Wednesday of each month at 12:30 PM at the Upper San Gabriel Valley Municipal Water District, 602 E. Huntington Drive, Monrovia, CA.* The EENR Committee agenda packet is available at the San Gabriel Valley Council of Government's (SGVCOG) Office, 1000 South Fremont Avenue, Suite 10210, Alhambra, CA, and on the website, www.sgvcog.org. Copies are available via email upon request (sgv@sgvcog.org). Documents distributed to a majority of the Committee after the posting will be available for review in the SGVCOG office and on the SGVCOG website. Your attendance at this public meeting may result in the recording of your voice.

CITIZEN PARTICIPATION: Your participation is welcomed and invited at all EENR Committee meetings. Time is reserved at each regular meeting for those who wish to address the Committee. SGVCOG requests that persons addressing the Committee refrain from making personal, slanderous, profane or disruptive remarks.

TO ADDRESS THE EENR COMMITTEE: At a regular meeting, the public may comment on any matter within the jurisdiction of the Committee during the public comment period and may also comment on any agenda item at the time it is discussed. At a special meeting, the public may only comment on items that are on the agenda. Members of the public wishing to speak are asked to complete a comment card or simply rise to be recognized when the Chair asks for public comments to speak. We ask that members of the public state their name for the record and keep their remarks brief. If several persons wish to address the Committee on a single item, the Chair may impose a time limit on individual remarks at the beginning of discussion. **The EENR Committee may not discuss or vote on items not on the agenda.**

AGENDA ITEMS: The Agenda contains the regular order of business of the EENR Committee. Items on the Agenda have generally been reviewed and investigated by the staff in advance of the meeting so that the EENR Committee can be fully informed about a matter before making its decision.

CONSENT CALENDAR: Items listed on the Consent Calendar are considered to be routine and will be acted upon by one motion. There will be no separate discussion on these items unless a Committee member or citizen so requests. In this event, the item will be removed from the Consent Calendar and considered after the Consent Calendar. If you would like an item on the Consent Calendar discussed, simply tell Staff or a member of the Committee.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the SGVCOG office at (626) 457-1800. Notification 48 hours prior to the meeting will enable the SGVCOG to make reasonable arrangement to ensure accessibility to this meeting.



PRELIMINARY BUSINESS

1. Call to Order
2. Roll Call
3. Public Comment (*If necessary, the Chair may place reasonable time limits on all comments*)
4. Changes to Agenda Order: Identify emergency items arising after agenda posting and requiring action prior to next regular meeting (*It is anticipated that the EENR Committee may take action on the following matters*)

CONSENT CALENDAR (*It is anticipated that the EENR Committee may take action on the following matters*)

5. EENR Meeting Minutes – Page 1
Recommended Action: Approve.
6. Correspondence – Page 3
Recommended Action: Receive and File.

PRESENTATIONS (*It is anticipated that the EENR Committee may take action on the following matters*)

7. US DOT Access to the Angeles National Forest Update – James Andrew, US Department of Transportation – Page 7
Recommended Action: For information only.

DISCUSSION ITEMS (*It is anticipated that the EENR Committee may take action on the following matters*)

8. AB 444 (Ting) – Christian Cruz, Management Analyst, SGVCOG – Page 27
Recommended Action: Discuss and provide direction to staff.

ACTION ITEMS (*It is anticipated that the EENR Committee may take action on the following matters*)

UPDATE ITEMS (*It is anticipated that the EENR Committee may take action on the following matters*)

9. Los Angeles Community Choice Energy JPA
Recommended Action: For information
10. National Forest Foundation Community Collaborative
Recommended Action: For information.
11. SGVCOG Water Committee Update
Recommended Action: For information.
12. San Gabriel Valley Energy Wise Partnership
Recommended Action: For information.

COMMITTEE MEMBER ITEMS

STAFF ANNOUNCEMENTS

ANNOUNCEMENTS

ADJOURN



SGVCOG EENR Committee Unapproved Minutes

Date: February 21, 2018

Time: 12:30 PM

Location: USGVMWD (602 E. Huntington Dr, Monrovia, CA)

PRELIMINARY BUSINESS

1. Call to Order
This meeting was called to order at 12:31 pm

2. Roll Call

Members Present

Duarte	L. reilly
Rosemead	M. Clark
San Dimas	D. Bertone
West Covina	J. Toma

Absent

Claremont
Glendora
Sierra Madre
South Pasadena

COG Staff

Christian Cruz, Staff

3. Public Comment
H. Romero Shaw spoke about the current use of natural gas during the winter months. R. Yeung spoke in reference to the extension of the MSRC deadline. B. Tindall spoke in reference to SB 705.
4. Changes to Agenda Order: Identify emergency items arising after agenda posting and requiring action prior to next regular meeting
There were no changes to the Agenda.

CONSENT CALENDAR

5. EENR Meeting Minutes
6. Correspondence

There was a motion to approve consent items 5-6. (M/S: L. Reilly/ M. Clark).

[Motion Passed]

AYES:	Duarte, Rosemead, San Dimas, West Covina
NOES:	
ABSTAIN:	
ABSENT:	Claremont, Glendora, Sierra Madre, South Pasadena

PRESENTATIONS

7. Electrification and the Changing Electric Grid
J. Torres provided a presentation on SCE's initiative.

8. SB 168 (Wieckowski)

C. Cruz provided a presentation on SB 168.

There was a motion to support and monitor SB 168. (M/S: L. Reilly/ J. Toma).

[Motion Passed]

AYES:	Duarte, Rosemead, San Dimas, West Covina
NOES:	
ABSTAIN:	
ABSENT:	Claremont, Glendora, Sierra Madre, South Pasadena

DISCUSSION ITEMS

ACTION ITEMS

UPDATE ITEMS

- 9.** Los Angeles Community Choice Energy JPA
No report given.
- 10.** National Forest Foundation Community Collaborative
L. Reilly reported on this item.
- 11.** SGVCOG Water Committee Update
No report given.
- 12.** San Gabriel Valley Energy Wise Partnership
No report given.

COMMITTEE MEMBER ITEMS

STAFF ANNOUNCEMENTS

ANNOUNCEMENTS

ADJOURN

Meeting adjourned at 1:36 pm.

LOCAL NEWS

First modern transit-to-trails from Pasadena to San Gabriel Mountains starts in April



Arcadia resident Jennifer Lui, 24, left, steps out of the shuttle with Azusa resident Victoria Sun, 27, center, at the dropoff point next to the City of Hope/Duarte Gold Line Station in Duarte, Calif., on Saturday April 16, 2016. (Correspondent photo by Michael Ares)

By **STEVE SCAUZILLO** | sscauzillo@scng.com | San Gabriel Valley Tribune

PUBLISHED: March 12, 2018 at 4:37 pm | UPDATED: March 14, 2018 at 12:42 pm

3 COMMENTS

You have to go back about 100 years — to the hair-raising rides on the Mount Lowe Railway — to experience the last mass transit ride from Pasadena to the San Gabriel Mountains.

On April 7, the next one begins.

Though not quite an E-ticket ride like the one provided by Lowe's incline railway, this one also gets you to Pasadena via light-rail and then to the trail entrance in Altadena by bus for a hike up to the mountain named after the inventor and transit pioneer, [Thaddeus Lowe](#). Lowe's funicular from Rubio Canyon and railway ran up the San Gabriels front range from 1893 to 1936 and carried 4 million passengers before it was shut down.

The new bus service will connect from the Gold Line train's Memorial Park Station in Old Pasadena to the Sam Merrill Trailhead at the north end of Lake Avenue at a site known as the Cobb Estate, said Daniel Rossman, Southern California director for The Wilderness Society, one of the sponsors.

Once on foot, hikers will crisscross the face of the mountain range, climbing into the higher elevations of the Angeles National Forest, passing the remains of the railway and the hotel Lowe built where visitors ate pies, drank beer and played tennis and rode his railway to get to and from the mountain retreat. The site is still popular for picnics and watching the sunset.

The six-month pilot program will run from April 7 to Sept. 30 at a cost of \$72,000, according to Los Angeles County Supervisor Kathryn Barger.

Funding comes from three different sources: Edison International gave \$12,000; city of Pasadena, \$12,000 and Los Angeles County added \$48,000, said Tony Bell, the supervisor's chief of communications. The county dollars were approved Tuesday by the Board of Supervisors and will come from Barger's discretionary transit funds, Bell said.

"This exciting partnership expands access to open space recreation and provides another option to improve regional transit connectivity for our residents in the Altadena community," Supervisor Barger said in a prepared statement.

The shuttle service will be provided by Pasadena Transit Authority, Bell said. The fixed-route bus will run on Saturdays and Sundays between 7 a.m. and 5 p.m.

“It is definitely one of the many connections we were hoping for along the Gold Line,” said Belinda Faustinos, executive director of Nature For All, supporter of open space and part of the Enviro-Metro group planning for permanent, low-cost transit connections to not only the Angeles National Forest, but the Santa Monica Mountains and the local beaches as well.

It will be the third attempt at building a car-less way to enter the San Gabriels, [a goal of the collaborative group](#) working with the U.S. Forest Service to increase access to the Angeles National Forest and the [342,177-acre San Gabriel Mountains National Monument](#).

The first, launched by the city of Duarte in April 2016, was [a free shuttle from the Duarte/City of Hope Station to Fish Canyon](#), where a 4.8-mile round trip trek takes hikers past a [tri-level waterfall](#). The Duarte-Fish Canyon shuttle was shut down after a fire in June 2016 closed the trail but is expected to reopen soon, Faustinos said.

The second, started by the Forest Service, was a short-lived shuttle service in October 2016 [from the Arcadia Gold Line Station to Chantry Flat](#), a popular hiking spot with a single, crowded parking lot.

Each one is a step toward providing access to the mountains to those without a car, Rossman said. He said conservation groups are looking for funding to restart the Chantry Flat shuttle.

Faustinos is talking to the city of Arcadia for a connection to the San Gabriels from its Gold Line station, she said.

The Los Angeles County Metropolitan Transportation Authority is expected to adopt a transit-to-trails plan in August that will provide permanent funding for shuttles and buses into open spaces within the county, she said.

“We have to get out of our cars more and use public transit,” she said. “But we must make sure the public transit is reliable.”

Tags: [Angeles National Forest](#), [Environment](#), [Inland Empire](#), [San Fernando Valley](#), [San Gabriel Valley](#), [Top Stories PSN](#), [Top Stories SGVT](#), [transportation](#)

REPORT

DATE: March 21, 2018

TO: Energy, Environment and Natural Resources Committee

FROM: Marisa Creter, Interim Executive Director

RE: **US DOT ACCESS TO THE ANGELES NATIONAL FOREST UPDATE**

RECOMMENDED ACTION

For information only.

BACKGROUND

In 2016, the Angeles National Forest (ANF), completed a pilot shuttle project which provided the public with free transportation from the Metro Gold Line Arcadia Station to the Chantry Flat Recreation Area (Chantry). This transit project was intended to provide alternative transportation to the ANF, and was modeled after the City of Duarte's successful transit program that shuttled visitors from the Duarte/City of Hope Gold Line Station to Fish Canyon in the spring of 2016. The Arcadia pilot shuttle service operated for three consecutive weekends in September 2016. Table 1 provides a breakdown of the cost by category.

Chantry Flat Pilot Project Cost	
Shuttle Service Contract	\$15,000
ANF Staffing	\$17,000
Volunteer time (Valued)	\$3,000
Materials Cost (Printed Flyers)	\$500
Total	\$35,500

Table 1. Pilot Shuttle Category Costs

The implementation of this Chantry Pilot Project demonstrated a strong desire for the continued collaboration with partners and local communities to increase the use of public transit to areas of the forest. Because of the strong interest, the Forest Service, in conjunction with the US Department of Transportation, hosted a workshop in May 2017 to discuss potential routes for another pilot shuttle service project into the San Gabriel Mountains. During this meeting four proposed routes were discussed for a subsequent pilot project:

- Pasadena/Altadena – Lake Avenue Route (4 miles),
- Arcadia – Chantry Flat Route (5 miles),
- Sierra Madre Villa – Chantry Flat Alternate Route (7-8 miles), and
- Azusa – San Gabriel Canyon Route (17 Miles),

Based on the discussion and analysis, the County of Los Angeles, in partnership with the Trust for Public Land and the Wilderness Society, moved forward with a pilot project along the Pasadena/Altadena route.

2018 PILOT PROJECT

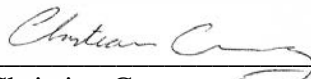
The Pasadena/Altadena Pilot Project will take place over 6-months between the Metro Gold Line Memorial Park Station in Pasadena and the Sam Merrill trailhead in the North Lake Avenue area of Altadena.


The Sam Merrill Trail is a popular major hiking trail providing access to exclusive areas in the San Gabriel Mountain Range. The pilot project will commence on April 7, 2018, and extend through September 30, 2018, operating on Saturdays and Sundays between 7 a.m. and 5 p.m. This service will provide residents another transit option for improved regional mobility. The 6-month pilot is estimated to cost \$72,000 or \$12,000 per month. Table 2 provides a breakdown of funding to operate the pilot project.

Pasadena/Altadena Pilot Project	
Edison International Grant Funds	\$24,000
County Funds	\$48,000
Total	\$72,000

Table 2. Pilot Project Funding

James Andrew, Transportation Planner from the US Department of Transportation Volpe Center, and Paolo Perroni, Project Manager from the Trust for Public Land, will provide an update on access to the ANF and review the Pasadena/Altadena pilot project (Attachment A).

Prepared by: 
Christian Cruz
Management Analyst

Approved by: 
Marisa Creter
Interim Executive Director

ATTACHMENTS

Attachment A – Presentation

Improving Access to San Gabriel National Monument

Transit Corridor Assessment Stakeholder Meeting

Monday, May 15, 2017

Introductions and Meeting Goals

- U.S. DOT Volpe Center
 - Provides transportation assistance to U.S. Forest Service and other public lands agencies
- Meeting Objective:
 - Build on the progress made through previous collaborative activities
 - Learn about needs/concerns and capacity to contribute to a shuttle service, and identify immediate steps

Key Issues: Shuttles on Public Lands

- Prioritization of visitor needs/experience
- Designing a service that accounts for site capacity
- Collaboration with community partners
- Importance of outreach
- Identification of vehicle requirements
- Determining passenger demand and cost feasibility
- Managing parking
- Consideration of alternative modes
- Obtaining funding

Results of Transportation Collaboration Meeting

- Interest in a long term, sustainable solution
- Concern about resource capacity
- Importance of interpretation and visitor experience
- Need for clarifying focus
- Resource constraints of local municipal services
- Identification of funding opportunities
- Other?

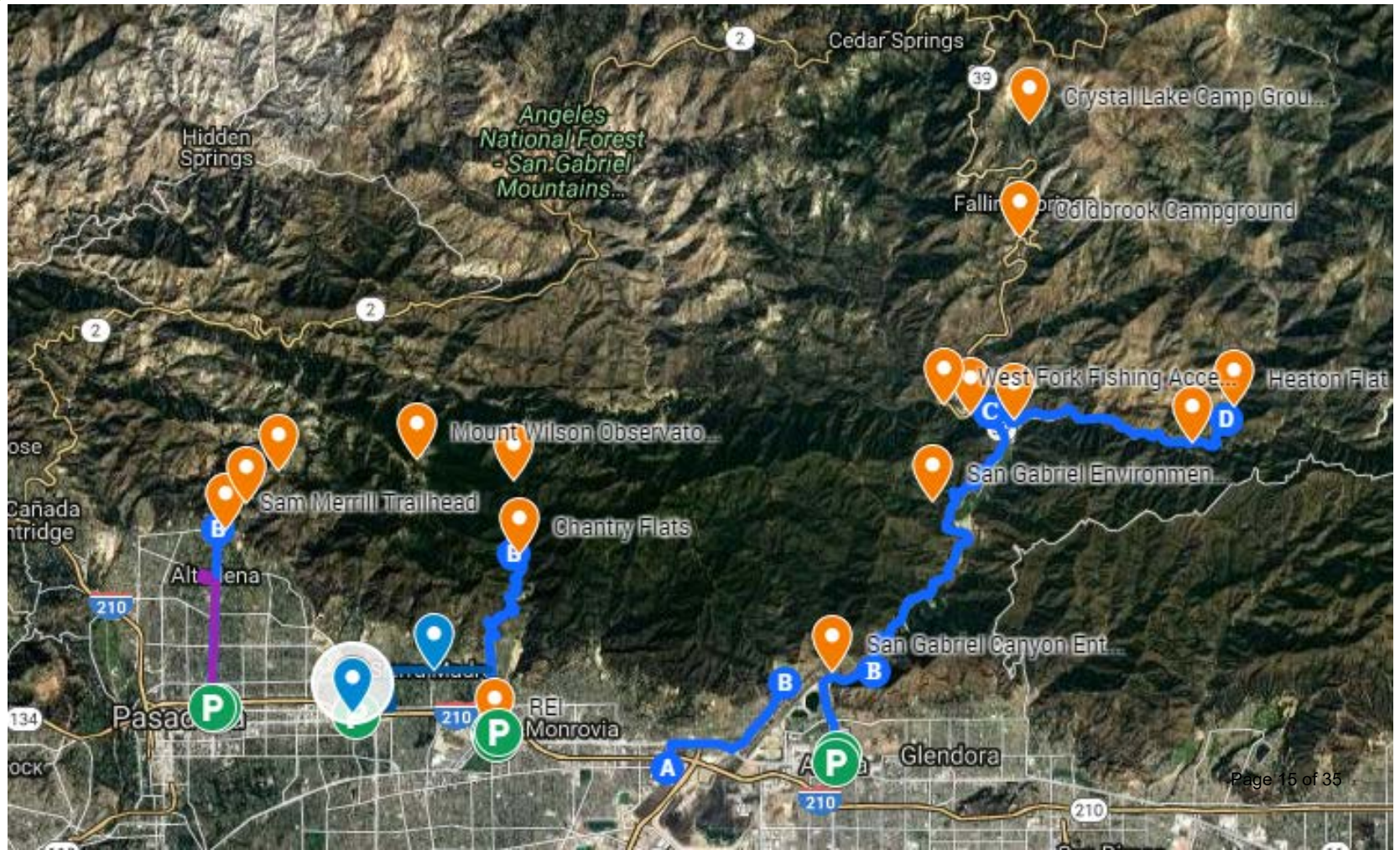
(Draft) Goals and Challenges

- Goals:
 - Enhance access for carless communities and communities with limited access to public space Reduce congestion at popular sites
 - Improve safety of transportation network
 - Reducing environmental impacts of personal vehicles
 - Provide high quality experience for all visitors
 - Develop strong partnerships
- Challenges
 - Promote visitation without damaging the environment
 - Create a financially sustainable, resilient system
 - Maintain a certain level of ridership

Updates since February?

- LA Metro – reviewing RFP for a comprehensive analysis of access to public space (County wide)
 - Opportunity to nest/collaborate?
- Wilderness Society – TWG meets monthly (coordination)
- Arcadia – looking into opportunity to provide transit to the forest as part of their transit planning project
- Pasadena – doing short range transit plan that could include access to the forest
- Federal Lands Highway
 - National Historic Trails and NPS for historic trail alignment with SCAG
 - Collaborative Long Range Transportation Plan for Region 5:
 - named 6 – 12 critical needs, Angeles connections to transit is a documented need
 - Looking to identify specific level of need to put into the plan to help with project prioritization
 - Developing a schedule for project prioritization and financial issues
 - Push for LA Metro to link trails to transit

Current Conditions on Proposed Routes



Pasadena – Lake Avenue

- 4 mile route, access to trails and Echo Mountain
- Multiple route options (Lake Ave. alternatives)
- LA Metro bus routes stop within 15 minute walk
- Pasadena Transit routes stop at Altadena border
- Limited parking options near Gold Line station
 - Paid Park and Ride available (22 spaces)
- Required partners: Altadena, Pasadena, LA County

Pasadena – Lake Avenue Notes from 5/15

- Need to look at other station alternatives - Lake isn't a very friendly station/not a great option for connections
- Pasadena transit ends at Altadena border; see opportunity to partner with the County to expand beyond, since Altadena is unincorporated
- New service needs to be eventually funded out of operating expenses. City funding is more permanent, ideal to make it part of regular operating budget; a grant could prove the success and motivate inclusion in City budget
- Sierra Madre Villa Station – location with access to a big parking structure
- Look into creating a stop at Eaton Canyon (two entry portals – pine crest bay and one in LA County)
- Memorial park station (right next to downtown)
 - Hub for regional buses (foothill, Pasadena, LA metro line 501)
 - Parking garages in Old Town could serve parking needs
 - Would promote downtown businesses
- Metro may see this as as a vehicle for increasing weekend ridership
- Rideshare? LA Metro working with Lyft to make it more seamless; Pasadena has not looked at this option in depth
- What can Volpe provide? Data showing this would serve economically disadvantaged areas in the region; look at the requirements for Metro grants, State's cap and trade grants

Arcadia – Chantry Flats

- 5 mile route, access to Chantry Flats and other sites
- Piloted Fall 2016
 - 842 riders over three weekends
 - 61% visitors drove to shuttle
 - 90% users willing to pay for a service
- Heavily congested on weekends
 - 115 parking spaces available
 - Counted 233 additional vehicles on roadside Saturday, May 13

Arcadia – Chantry Flats

- Steep route affects vehicle options
- LA County road; Sierra Madre controls gate
- Road periodic maintenance scheduled 2018?
- Gold Line facility: 300 parking spaces at Arcadia station not heavily used on weekends
- Required partners: Arcadia, Sierra Madre, LA County, LA Metro Angeles Forest

Arcadia – Chantry Flats Notes from 5/15

- Monrovia park gets extra visitation from excess Chantry demand
- Concern about shuttle “going viral”
- Two goals: spread user base across trailheads versus manage access at popular locations. Find other locations to encourage visitation
- Develop an option that has multiple stops so people can access different locations
- Option to coordinate with LA County when they resurface the road to include design features that discourage parking
- Important to look at communications – radio service not available on whole route

Sierra Madre Villa – Chantry Flats (alternate route?)

- 7-8 mile route from Sierra Madre Villa Station through Sierra Madre business district to Chantry
- Gold Line facility: 841 free spaces, 124 paid spaces
- Required partners: Pasadena, Sierra Madre, LA County, Forest

Sierra Madre – Chantry Flats

Notes

- LA Metro controls Sierra Madre Villa parking
- Route hitting both Gold Line stops? Mt. Wilson trail in Sierra Madre, but provides no shading and is less popular. Existing line stops at Mt. Wilson trail.
- Possibility of working with CalTrans to install a sign about parking over I-210
- Look at example of LADOT/Griffith Park DASH service
- Hikers/bikers with lots of gear is not a concern – these people know to get their early; however, people with dogs may be inconvenienced
 - DOT regulations on transit vehicles – pets.
- HOVs given priority?
- Information needs to go out to people not familiar with the sites and with recreation in the mountains – when to go? What to bring, etc?
- Marketing plan – who are we targeting?
 - Potential to advertise on LA Metro and at LAX
- Discussion about vehicle acquisition – grants can provide for capital investment more so than operations
 - Look at South Coast Environmental District

Azusa – San Gabriel Canyon

- Longest route (17 miles)
- Access to River Wilderness Park, San Gabriel Canyon, Cattle Canyon, Bridge to Nowhere Trailhead
- Bridge to Nowhere Trailhead is congested (over 160 extra cars counted on Saturday, May 13)
- Concerns about resource degradation
- Shuttle audience is hikers and cyclists
- Road is less steep than Arcadia – Chantry Flats route
- Mix of Caltrans and LA County roads
- Gold Line facility: 200 parking spaces at Azusa Station not heavily used on weekends
- Required Partners: Asuza, CalTrans, LA County, Forest, Watershed Conservation Authority

Azusa– San Gabriel Canyon Notes

- Bungee America, private company to access private bridge, not part of Angeles
- Picnic use is very popular, need to accommodate
- Target audience for shuttle would be day users
- East Fork to be redeveloped; overnight camping restricted in immediate vicinity, new trail
- Further along the North Fork to Crystal Lake, could be an intermittent destination for a shuttle
- Azusa entertained idea of going to river overlook area, they are a proponent of opening up 39
- Only site that is fully within the National Monument
- Population that currently uses it is in the target population
- Willingness to take transit so long a distance may be a barrier

How can each organization contribute?

- Wilderness Society: Partner with Volpe as resource for study, providing insight
- Pasadena Transit: Would like to see the draft report to make sure it is in line with their plans. Will keep informed of LRTP and can meet to discuss alternatives
- National Forest Foundation: general resource and available for marketing
- Concerned Bicyclists: LA County working on multimodal corridor development
- Mountains Recreation and Conservation Authority: Proposal to Metro to bring people to parks
- COG: Dissemination information to cities and help build some buy-in. Liaise with Metro on parking
- Trust for Public Land: Back-end data analysis, GIS work, and ground-truth
- Monrovia Canyon Park: Interested in current data and keep an eye on the transit program going forward
- REI: Interested in promotion, outreach, marketing, advocacy at all levels of government. Outdoor Industry Association came out with report on recreation economy
- FHWA: This is an identified hotspot. This report can inform the Collaborative Long Range Transportation Plan

REPORT

DATE: March 21, 2018

TO: Energy, Environment and Natural Resources Committee

FROM: Marisa Creter, Interim Executive Director

RE: **AB 444 (TING)**

RECOMMENDED ACTION

Discuss and provide direction to staff.

AB 444 (TING) BACKGROUND

Current law does not provide for a comprehensive statewide take-back program for home-generated medical waste, and California homes contain increasing quantities of medical waste, both pharmaceutical and sharps, which are not always disposed of properly.

AB 444 (Attachment A) would add Section 117906 to the Health and Safety Code, which authorizes the California Environmental Protection Agency (Cal/EPA) to develop a statewide program for the collection, transportation, and disposal of home-generated medical waste, including sharps waste and pharmaceutical waste.

In 2015 Los Angeles County began developing a proposed EPR ordinance. In January 2016, the SGVCOG passed a resolution in support of a Los Angeles County Wide Extended Producer Responsibility (EPR) ordinance for management of sharps and pharmaceuticals (Attachment B). However, in June 2016, the LA County Board of Supervisors took no action on an ordinance that would have mirrored the mandated pharmaceutical waste take-back ordinances adopted by the Counties of Alameda, San Francisco, San Mateo, and Santa Clara. Instead Los Angeles County opted for a scaled-back voluntary program.

LOCAL IMPACT

Home-generated sharps waste is required to be put into an approved sharps container before being transported out to an approved drop-off location or via mail-back program. Currently, residents can take their home-generated sharps to hospitals, pharmacies, or household hazardous waste facilities. However, these facilities are sometimes difficult to get to. This bill would provide a state wide uniform policy for local collection and transportation collection, transportation, and disposal of home-generated medical waste. This would be a funded mandate and will not be implemented without appropriation by the legislature in the annual budget. Currently, the bill is a place holder and details on an EPR structure will later be determined.

SUPPORT AND OPPOSITION

Supporters believe AB 444 would limit the introduction of pharmaceuticals that make it into the local water supply, which has negative effects on fish and other aquatic species, and human health.

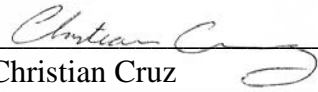
REPORT

Additionally, supporters believe such a bill would allow for easier disposal of sharps. Improper disposal puts a wide range of people such as sanitation workers, janitors, housekeepers and children at risk for injury or the transmittal of diseases such as HIV/AIDS. This bill is being supported by the following groups:


- Stop Waste

There is currently no opposition to this Bill.

Prepared by:


Christian Cruz
Management Analyst

Approved by:


Marisa Creter
Interim Executive Director

ATTACHMENTS

Attachment A – AB 444 (Ting)

Attachment B – Resolution 16-01

AMENDED IN ASSEMBLY APRIL 18, 2017

CALIFORNIA LEGISLATURE—2017–18 REGULAR SESSION

ASSEMBLY BILL

No. 444

Introduced by Assembly Members Ting and Gray

February 13, 2017

An act to ~~amend Section 117904 of~~ *add Section 117906* to the Health and Safety Code, relating to public health.

LEGISLATIVE COUNSEL'S DIGEST

AB 444, as amended, Ting. Medical waste: home-generated ~~sharps~~ *medical waste*.

The Medical Waste Management Act generally regulates the management and disposal of medical waste.

This bill would authorize the California Environmental Protection Agency to develop a statewide program for the collection, transportation, and disposal of home-generated medical waste, as defined.

~~The Medical Waste Management Act, among other things, authorizes a local agency to approve, as part of a medical waste management program, a location as a point of consolidation for the collection of home-generated sharps waste, which, after collection, is transported and treated as medical waste. The act requires sharps containers at a home-generated sharps consolidation point that are ready for disposal to not be held more than 7 days, except as provided.~~

~~This bill would extend the time period that sharps containers at a home-generated sharps consolidation point may be held from 7 to 14 days.~~

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

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

1 *SECTION 1. Section 117906 is added to the Health and Safety*
2 *Code, to read:*

3 117906. (a) *For purposes of this section, the following*
4 *definitions apply:*

5 (1) *“Home-generated medical waste” includes home-generated*
6 *pharmaceutical waste and home-generated sharps waste.*

7 (2) *“Home-generated pharmaceutical waste” means a*
8 *prescription or over-the-counter human or veterinary*
9 *home-generated pharmaceutical, as defined in Section 109925 or*
10 *in the Federal Food, Drug, and Cosmetic Act, as amended (21*
11 *U.S.C. Sec. 321(g)(1)), that is a waste, as defined by Section 25124,*
12 *derived from a household, including, but not limited to, a*
13 *multifamily residence or household.*

14 (3) *“Home-generated sharps waste” means hypodermic needles,*
15 *pen needles, intravenous needles, lancets, and other devices that*
16 *are used to penetrate the skin for the delivery of medications, that*
17 *are wastes, as defined pursuant to Section 25124, derived from a*
18 *household, including, but not limited to, a multifamily residence*
19 *or household.*

20 (4) *“Stakeholder” means a person, including, but not limited*
21 *to, a consumer, retailer, distributor, or healthcare provider or*
22 *facility, who will be participating in a program developed pursuant*
23 *to subdivision (b).*

24 (b) (1) *The California Environmental Protection Agency, in*
25 *consultation with stakeholders, may develop a statewide program*
26 *for the collection, transportation, and disposal of home-generated*
27 *medical waste that complies with federal and state laws regulating*
28 *the collection, transportation, and disposal of medical waste.*

29 (2) *The program developed pursuant to paragraph (1) shall not*
30 *be implemented without appropriation by the Legislature in the*
31 *annual Budget Act.*

32 ~~SECTION 1. Section 117904 of the Health and Safety Code~~
33 ~~is amended to read:~~

34 ~~117904. (a) In addition to the consolidation points authorized~~
35 ~~pursuant to Section 118147, the enforcement agency may approve~~
36 ~~a location as a point of consolidation for the collection of~~
37 ~~home-generated sharps waste, which, after collection, shall be~~
38 ~~transported and treated as medical waste.~~

1 ~~(b) A consolidation location approved pursuant to this section~~
2 ~~shall be known as a “home-generated sharps consolidation point.”~~

3 ~~(c) A home-generated sharps consolidation point is not subject~~
4 ~~to the requirements of Chapter 9 (commencing with Section~~
5 ~~118275), to the permit or registration requirements of this part, or~~
6 ~~to any permit or registration fees, with regard to the activity of~~
7 ~~consolidating home-generated sharps waste pursuant to this section.~~

8 ~~(d) A home-generated sharps consolidation point shall comply~~
9 ~~with all of the following requirements:~~

10 ~~(1) All sharps waste shall be placed in sharps containers.~~

11 ~~(2) Sharps containers ready for disposal shall not be held for~~
12 ~~more than 14 days without the written approval of the enforcement~~
13 ~~agency.~~

14 ~~(e) An operator of a home-generated sharps consolidation point~~
15 ~~approved pursuant to this section shall not be considered the~~
16 ~~generator of that waste, but shall be listed on the tracking~~
17 ~~documents in compliance with the United States Postal Service~~
18 ~~requirements for waste shipped through mail back and on the~~
19 ~~tracking documents as required by the department.~~

20 ~~(f) The medical waste treatment facility which treats the sharps~~
21 ~~waste subject to this section shall maintain the tracking document~~
22 ~~required by Sections 118040 and 118165 with regard to that sharps~~
23 ~~waste.~~

RESOLUTION 16-01

**A RESOLUTION OF THE GOVERNING BOARD OF THE SAN GABRIEL
VALLEY COUNCIL OF GOVERNMENTS (“SGVCOG”)
SUPPORTING THE COUNTY OF LOS ANGELES EXTENDED PRODUCER
RESPONSIBILITY ORDINANCE FOR PHARAMCEUTICALS AND SHARPS**

WHEREAS, an estimated 200 million pounds of unused or expired prescription drugs are stored in medicine cabinets across America; and

WHEREAS, this situation provides easy access and an opportunity for the abuse of these medications by others for whom they were not intended; and

WHEREAS, in Los Angeles County from 2000 to 2009, there were 8,265 drug-related deaths and public health statistics show that 61 percent of those deaths involved a commonly abused prescription or over-the-counter drug; and

WHEREAS, it is important that needles, syringes, lancets, and other medical products are disposed of properly; and

WHEREAS, the use of and disposal of these items is closely regulated in healthcare facilities, there is no regulatory oversight of their use in the home; and

WHEREAS, studies show that these items are routinely placed into the trash and improper disposal practices may result in needlestick and other injuries that can expose others to bloodborne illnesses such as Hepatitis B, Hepatitis C, and HIV; and

WHEREAS, many residents are unsure of safe disposal methods, and proper disposal services are limited; and

WHEREAS, these situations represent a significant public health problem; and

WHEREAS, the Los Angeles County Board of Supervisors passed a motion directing the Pharmaceutical Working Group, comprised of several County departments, to draft an Extended Producer Responsibility (EPR) ordinance; and

WHEREAS, EPR is a policy approach in which producers have cradle-to-cradle responsibility for the products they create and sell and are responsible for designing and managing effective end-of-life systems for those products; and

WHEREAS, EPR incorporates the cost of disposal and recovery for discarded products and reduces the financial burden on local governments; and

WHEREAS, EPR encourages reuse and recycling and also encourages producers to consider the health and environmental costs associated with the products they create and to include those costs in the product price, thereby creating an incentive to design products that are more durable, easier to repair and recycle, and are less toxic; and

WHEREAS, EPR framework legislation is a holistic approach that establishes transparent and fair principles and procedures for applying EPR to categories of products and ensures a level playing field for all producers of those products; and

WHEREAS, in January 2008 the California Integrated Waste Management Board adopted a Framework for an EPR system in California; and

WHEREAS, in 2010 the SGVCOG adopted Resolution 10-03 supporting the implementation of the Framework for an EPR System adopted by the California Integrated Waste Management Board in 2008 to manage problematic products; and

WHEREAS, the SGVCOG supports collaboration and policy changes that shift responsibility for financing and managing products at the end-of-life away from local governments to the producers of products; and

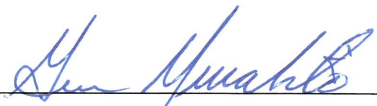
WHEREAS, the SGVCOG supports producer financed and managed product take-back, in collaboration with retailers and other stakeholders, to local government operated programs; and

WHEREAS, the SGVCOG encourages all manufacturers to share responsibility for eliminating waste through minimizing excess packaging, designing products for durability, reusability, and the ability to be recycled; using recycled materials in the manufacture of new products; and providing financial support for collection, processing, recycling, or disposal of used materials; and

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BOARD OF THE SGVCOG that by adoption of this Resolution the SGVCOG urges the Los Angeles County Board of Supervisors to continue to take timely action to adopt and implement the Los Angeles County Extended Producer Responsibility Pharmaceuticals and Sharps Ordinance.

PASSED, APPROVED, and ADOPTED this 21st day of January 2016.

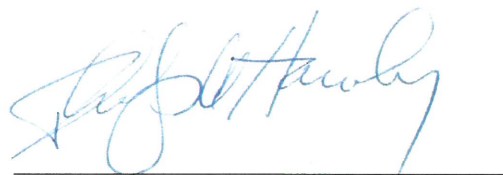
SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

By: 
Gene Murabito, President

Attest:

I, Philip A. Hawkey, Executive Director and Secretary of the Board of Directors of the San Gabriel Valley Council of Governments, do hereby certify that Resolution 16-01 was adopted at a regular meeting of the Governing Board held on the 21st day of January, 2016, by the following roll call vote:

AYES:	Alhambra, Azusa, Baldwin Park, Claremont, Covina, Diamond Bar, Duarte, El Monte, Glendora, La Canada Flintridge, Monrovia, Monterey Park, Pasadena, Pomona, Rosemead, San Dimas, San Gabriel, South El Monte, South Pasadena, Temple City, Walnut, West Covina, LA County Supervisorial District #1, LA County Supervisorial District #4, LA County Supervisorial District #5, SGV Water Districts
NOES:	
ABSTAIN:	
ABSENT:	Arcadia, Bradbury, Industry, Irwindale, La Puente, La Verne, Montebello, San Marino, Sierra Madre



Philip A. Hawkey, Secretary