

HB

479

HOUSE COMMITTEE REPORT

FILE

(11)

Date Referred: February 22, 1990

FURTHER REFERRALS:

Date of Committee Action: 3/12/90

The FINANCE Committee considered:

HB 479

HOUSE BILL NO. 479

SCHOOL RECYCLING AWARDS PROGRAM

"An Act establishing an awards program to recognize waste reduction and recycling efforts in school districts; and providing for an effective date."

RECOMMENDATIONS:

- be replaced with _____ the same title
- have attached amendment(s) a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the _____ Committee

ADOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(s):
(Dept)

APPROVES PREVIOUS:

(Date/Dept)

- fiscal impact _____
- zero fiscal note C&RA
- zero with analysis _____

- fiscal note(s) 2/22/90 / DEC
- zero fiscal note(s) _____
- zero fn/analysis _____

SIGNING DO PASS:

SIGNING:

(Check approp. column)

Do Not
PASS No Rec Amend

Hoffman

Swackhamm

Brown

Koponen

Ulmer

Barnes

_____ Larson	✓		
_____ Rieger	+		

Larson
Co-Chairman's Signature

Hoffman

STATE OF ALASKA
1990 LEGISLATIVE SESSION

BILL VERSION: HB 479 No. 1

PUBLISH DATE: HOUSE 2/22/90

FISCAL NOTE

REQUEST:

Revision Date: _____
 Title: An Act establishing an awards program
to recognize waste reduction and recycling efforts ...
 Sponsor: Rep. Brown
 Requestor: House Community & Regional Affairs

Agency Affected: Environ. Conservation
 BRU: Environmental Quality
 Components: Environmental Quality
Projects

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS,CLAIMS	40.0	40.0	40.0	40.0	40.0	40.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	40.0	40.0	40.0	40.0	40.0	40.0
CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
REVENUE	0.0	0.0	0.0	0.0	0.0	0.0

FUNDING: (Thousands of Dollars)

GENERAL FUND	40.0	40.0	40.0	40.0	40.0	40.0
FEDERAL FUNDS	0.0	0.0	0.0	0.0	0.0	0.0
OTHER	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	40.0	40.0	40.0	40.0	40.0	40.0

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0

ANALYSIS: (Attach a separate page if necessary)

SEE ATTACHED

Prepared by: Jeff Mach
 Division: Environmental Quality

Phone: 465-2671
 Date: 2/15/90

Approved by Commissioner: AD/KH
 Agency: Environmental Conservation

Date: 2/15

Distribution (by preparer) :
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

Adopted

Section 1

Section 1 will not require any additional resources for the Department of Environmental Conservation.

Section 2

Section 2 requires the Department, in consultation with the Department of Education, to establish an awards program for waste reduction and recycling in the schools. Additionally, it requires technical assistance to be provided to school districts concerning waste reduction and recycling efforts. The Department will require \$40.0 to fund the award program. We will draft the regulations and provide technical assistance within our existing operating budget.

<u>Position</u>	<u>100</u>	<u>200</u>	<u>300</u>	<u>400</u>	<u>500</u>	<u>600</u>	<u>700</u>	<u>Total</u>
Grants, Claims							40.0	\$40.0
TOTALS							40.0	\$40.0

FISCAL NOTE

REQUEST:

Revision Date: _____ Agency Affected: Community & Regional Affairs
 Title: "An Act...awards program..recognize waste reduction & recycling....." BRU: _____
 Sponsor: Rep Brown etc. Components: _____
 Requestor: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

There is no fiscal effect for FY 90.

Prepared by: Jim Plasman, Deputy Director Phone: 465-4750
 Division: Municipal & Regional Assistance Date: 2/15/90
 Approved by Commissioner: [Signature] Date: 2-15-90
 Agency: Community & Regional Affairs

- Distribution (by preparer):
- Legislative Finance
 - Legislative Sponsor
 - Requestor
 - Office of Management and Budget.
 - Impacted Agency(ies)

Adopted

617 SH

BY REP. BROWN, Ulmer, Finkelstein, Koponen, M.Davis, Ellis, Boyer, Kubina,
Navarre, Collins, Goll, Menard

1 IN THE HOUSE

2

HOUSE BILL NO. 479

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act establishing an awards program to recognize
7 waste reduction and recycling efforts in school
8 districts; and providing for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. FINDINGS. The legislature finds that

11 (1) waste reduction and recycling must be a fundamental part of
12 a comprehensive solid waste management effort;

13 (2) the success of waste reduction and recycling initiatives are
14 largely dependent upon the current and future behavior of consumers in the
15 state; and

16 (3) while significant opportunities for waste reduction and
17 recycling exist, public education is required to ensure that consumers are
18 aware of these opportunities.

19 * Sec. 2. AS 46.11 is amended by adding a new section to read:

20 Sec. 46.11.070. REDUCTION AND RECYCLING AWARDS PROGRAM. (a) In
21 consultation with the Department of Education, the Department of
22 Environmental Conservation shall establish a waste reduction and
23 recycling awards program under which the Department of Environmental
24 Conservation may annually, subject to available funding, award grants
25 of up to \$10,000 each to four or fewer school districts in recognition
26 of their efforts to reduce and recycle waste generated in the adminis-
27 trative offices, classrooms, laboratories, cafeterias, and maintenance
28 operations of the school district.

29 (b) The Department of Environmental Conservation shall, on

1 request, provide technical assistance to school districts concerning
2 their opportunities to reduce and recycle wastes.

3 (c) The Department of Environmental Conservation shall adopt
4 regulations to implement the awards program. For purposes of evaluat-
5 ing school waste reduction and recycling programs, the department may
6 group school districts according to geographical location, student
7 population, distance to recycling markets, or other criteria con-
8 sidered appropriate by the department.

9 * Sec. 3. This Act takes effect immediately under AS 01.10.070(c).

3/7/90
Rep. Kay Brown

SECTIONAL ANALYSIS

HB 479 - School District Recycling Recognition Awards

Section 1. Findings that public education is necessary for the success of a comprehensive solid waste management effort.

Section 2. Amends current statutes to add new section (AS 46.11.070) to provide that, subject to available funding, the Department of Environmental Conservation (DEC), will award up to \$10,000 annually to up to four schools in recognition of their waste reduction and recycling efforts. HB 479 provides that DEC may take geographical location, student population, and distance to recycling markets, among other criteria, into consideration in making awards. This is subject to available funding. Upon request, DEC will provide technical assistance to school districts with their waste reduction and recycling efforts.

Section 3. Immediate effective date.



FOCUS

THE WASTE NOT WASHINGTON ACT

The 1989 Washington Legislature passed ESHB 1671, a comprehensive solid waste bill that will bring about significant changes in the way Washington citizens handle their garbage. The bill calls for waste reduction and source separation to become the fundamental strategies of solid waste management and establishes an aggressive state goal to achieve a fifty percent recycling rate by 1995. Local governments will play a very important role in meeting this goal by including waste reduction and recycling elements in their comprehensive solid waste management plans. Other key provisions of the bill are outlined below.

Funding for the activities under the bill will be provided partly through a surcharge of one percent on solid waste collection. A family setting out one garbage can per week will pay a maximum of 96¢ per year. Those with two cans or more per week will pay up to \$1.44 per year. Counties may also impose a fee on collection services in unincorporated areas to pay for solid waste planning and administration expenses.

Waste Reduction and Recycling Elements of Local Plans

Local governments have been required to prepare solid waste management plans detailing how they will manage their garbage since the early 1970s. Now, cities and counties will be required to include waste reduction and recycling elements in their solid waste management plans written according to guidelines developed by the Department of Ecology. Curbside collection of recyclable materials will likely be required in most urban areas of the state. The plans must also address collection of recyclables in rural areas, monitoring of collection at nonresidential sites, and collection of yard wastes.

Waste Reduction and Recycling Education

A comprehensive statewide public information program to encourage waste reduction, source separation, and recycling will be developed by the Department of Ecology. Local governments must also conduct educational programs to inform residents how to reduce and recycle their wastes. The Department will provide grants to local governments to assist with their educational efforts.

Waste Composition/Recycling Survey

The Department of Ecology will conduct a yearly waste composition and recycling survey to track the progress toward meeting waste reduction and recycling goals. Washington was one of the first states in the nation to conduct waste stream analysis and will continue to lead the way in this regard.

Collection Authority for Recyclables

The bill clarifies under what circumstances a city, county, or the Utilities and Transportation Commission has the authority to arrange for the collection of recyclable materials. Haulers regulated by the UTC will be required to use rate structures which encourage waste reduction and recycling.

State Agency Waste Reduction and Recycling

State government will put additional emphasis on its own waste reduction and recycling program to ensure that all employees have the opportunity to participate in waste reduction and recycling at work. State agencies must also increase their use of recycled paper products by 50 percent.

School Recycling

Public schools will be required to implement waste reduction and recycling programs according to guidelines developed by the Department. Schools will be provided with an incentive to maximize waste reduction and recycling through a new awards program. Three awards of \$10,000 will be given each year to public schools in the state.

NEWS RELEASE

FEB 14 1990

FOR IMMEDIATE RELEASE

FROM: REPRESENTATIVE EILEEN P. MACLEAN

DATE: 2/14/90

Helping communities cope with Alaska's burgeoning garbage problem is the aim of a package of three bills that will be heard in the House Community and Regional Affairs Committee Chaired by Co-Sponsor Rep. Eileen MacLean, (D) Barrow, Thursday, February 15, 1990, at 5:00 p.m. in Capitol Room 106. These bills address the problem of solid waste in Alaska by setting up community solid waste and recycling planning grants, by providing awards for school district for recycling efforts, and by expanding the Alaska Clean Water Fund to provide funds for solid waste disposal. The meeting will be Teleconferenced to the following communities: Anchorage, Sitka, Mat-Su, Petersburg, Kenai, Haines, Kotzebue, Petersburg. The bills include HB 478 sponsored by Rep. Ulmer (D-Juneau), HB 479 sponsored by Rep. Brown (D-Anchorage), and HB 480 sponsored by Rep. Boyer (D-Fairbanks).

"I expect the bills to receive favorable public testimony. Solid waste disposal is a particular problem in my district as well as statewide, and I believe these bills will help address that problem," said Rep. MacLean.



Alaska State Legislature

HOUSE OF REPRESENTATIVES

Official Business

P.O. Box V
State Capitol
Juneau, Alaska 99811

TO: Representative Lyman Hoffman, Co-Chair
Representative Ron Larson, Co-Chair
House Finance Committee

FROM: Representative Kay Brown *KB*

DATE: March 7, 1990

SUBJ: HB 479 - School District Recycling Recognition Awards

Thank you for scheduling HB 479, legislation that would establish an awards program to recognize waste reduction and recycling efforts by Alaska school districts.

Under HB 479, the Department of Environmental Conservation would, in consultation with the Commissioner of Education, develop an awards program to recognize waste reduction and recycling efforts in the state's schools grades kindergarten through high school.

As part of the program, DEC would develop guidelines for school waste reduction and recycling programs and provide technical assistance upon request concerning opportunities to reduce and recycle waste generated in administrative offices, classrooms, laboratories, cafeterias, and maintenance operations. In evaluating school waste reduction and recycling programs, DEC may group schools according to geographic location, student population, distance to recyclable markets, or other appropriate criteria. Subject to available funding, the HB 479 calls for annual recognition awards (a maximum of \$10,000) to be made to school districts to recognize exemplary waste reduction and recycling efforts.

In trying to develop a comprehensive program to encourage greater waste reduction and recycling it is clear that Alaska's youth will play a key role in the success or failure of this effort. The school awards program that would be established by HB 479 offers an effective, low-cost means of providing both an appropriate incentive as well as practical experience to young Alaskans regarding waste reduction and recycling.

Your consideration of this legislation is appreciated.



ENVIRONMENTAL SERVICES Ltd.

February 14, 1990

Representatives Ulmer, Brown and Finkelstein
Alaska State House of Representatives
PO Box V
Juneau, Alaska 99811

Representatives,

As we discussed we have reviewed the package of bills you recently introduced on solid waste management and recycling. We concur this is a timely effort in light of growing federal and socio-political pressures to address these complex and difficult problems.

Environmental Services, Ltd. has over 20 years of experience in the arctic and subarctic both in Alaska and Canada with a wide variety of experience and success in dealing with solid and hazardous waste issues. Our staff consists of top environmental professionals from a variety of scientific and engineering fields. Members of our staff have served with the Alaska Department of Environmental Conservation as well as the Department of Interior and have a comprehensive understanding of environmental problems, the regulatory framework and the solutions appropriate and cost effective in Alaska.

Generally, we favor the thrust of the legislation and look forward to being of further assistance in their recrafting to facilitate passage. However, we do offer a few technical changes we believe will clarify implementation and strengthen your efforts toward the goals articulated in your press release.

HB 478 An Act relating to solid and hazardous waste management:

This bill will create a number of new state jobs in the Department of Environmental Conservation. We understand that a fiscal note of \$500,000.00 will be attached. Our main concern is that the individuals hired by the State have the technical expertise and experience required to make this program successful. Over the past two administrations we have watched as DEC Commissioners appoint people to highly technical positions without the proper professional credentials, we find essential in understanding the complexities of waste management problems and in stimulating

creative solutions. Although it may not be appropriate, in the body of legislation, we would suggest that the Legislature pay close attention to minimal qualifications for each of the positions created by this bill and that an emphasis be placed on private sector experience in the areas to be regulated.

Section 46.06.031(b) places an agent of the State in a very difficult position. If an agent for the State sees a violation, knows that it is a violation and does not report it or serve a citation that agent may be in violation of existing State and Federal law. Furthermore the State will effectively either sanction breaking the law or undermine the credibility of the program. A more productive approach would be to retain enforcement authority, but expand the role of the agent to provide active assistance in designing environmentally effective improvements in an affected facility.

We do not believe this approach would counter the intent of the bill. Much of the "assistance" provided will depend on the management philosophy of the department and the personality of the agent. This reinforces our concern that technically competent people be placed in these positions and that a clear management philosophy be articulated within the department so that professionals understand the parameters within which they must function.

Section 46.06.041(b) gives funds to government agencies (State and Local) as well as non-profit groups that will be in direct competition with existing private corporations in Alaska already providing this service.

We recommend this section be amended so that it restricts public expenditures that are in competition with existing private companies and allows agencies to contract with competent private companies, where they exist, to provide the service. This is clearly consistent with the Governor's policy of, whenever possible, contracting out services the private sector can provide more effectively than State government.

HB 479 An Act establishing an awards program to recognize waste reduction and recycling efforts in school districts; and providing for an effective date:

We have no concerns with this bill. We think it is a positive step forward in establishing the type of recognition and day-to-day environment essential to teach our children the values sought by the bill.

HB 480 An Act authorizing loans for solid waste management projects from the clean water fund:

Again our concerns are to ensuring that technically competent people administer any program using these funds and that they not fund public sector efforts that will be in direct competition with existing private sector jobs.

HB 481 An Act relating to state procurement of recycled paper and other products and to the state's use of paper; establishing a waste reduction and recycling task force; and providing for an effective date:

Section 6: Sec 44.99.020 should also include all municipal governments that receive state funds as well as any private company under contract to the State or a municipal government.

This clarification is consistent with the intent of the legislation and reaches far beyond the confines of state agencies. It is also consistent with the reality that the State provides significant funds to local governments which cumulatively create more waste paper, often in remote areas, than state agencies do themselves.

Although the concept of the Task Force is to focus policy makers on the problem, we expect these responsibilities will be delegated down within each agency to those technically competent to make the types of recommendations sought. This is fine, if the policy makers give policy direction as they delegate and as they review the recommendations. Too often, in our experience, the policy makers delegate the work assignment but do not review the broader public policy concerns. This results in a patchwork of public policies that run counter to each other, creating conflict, paralysis, greater public expenditures - and does not move Alaska forward.

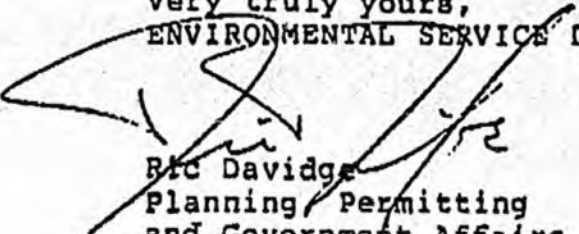
General Comments

In order to provide an incentive to reduce waste and recycle used materials it is our experience that specific goals or targets need to be established. These goals must be realistic, economically and technically, but they must also be goals that push public awareness, not drag behind opinion polls. A phased program requiring specific compliance for specific materials that are present, require attention and can be addressed in Alaska should be considered.

We hope these comments are of assistance in your efforts to address this important and timely matter of waste reduction,

waste management and recycling. We look forward to working with you during the session to move these bills into law.

Very truly yours,
ENVIRONMENTAL SERVICE LTD



Eric Davidge
Planning Permitting
and Government Affairs