



**HansonBridgett**

# **SB 1383: What it is and How it Impacts Every Jurisdiction**

**LEAGUE OF CALIFORNIA CITIES**

18 MAY 2023

# Key Issues – Preparation for: January 1, 2024 Compliance Deadline

- Jurisdiction Recordkeeping Requirements
- Jurisdiction Enforcement Requirements
- CalRecycle Oversight
- Potential Liabilities
- Managing Liabilities

# Yes, We are Talking About Keeping Records about Trash



## Annual Report

Deadline: August 1, 2023

- Everything You Want to Know About Waste Collection Services
- Contamination Monitoring
- Education & Outreach
- CALGreen Building Standards
- Landscape Ordinance
- Edible Food Recovery
- Capacity
- Enforcement & Compliance

## Implementation Record

Retained for 5 Years

- Stored in one location
- Readily Accessible
- 60 days to include



# **Jurisdiction Enforcement Responsibilities**



# Inspection and Enforcement Program

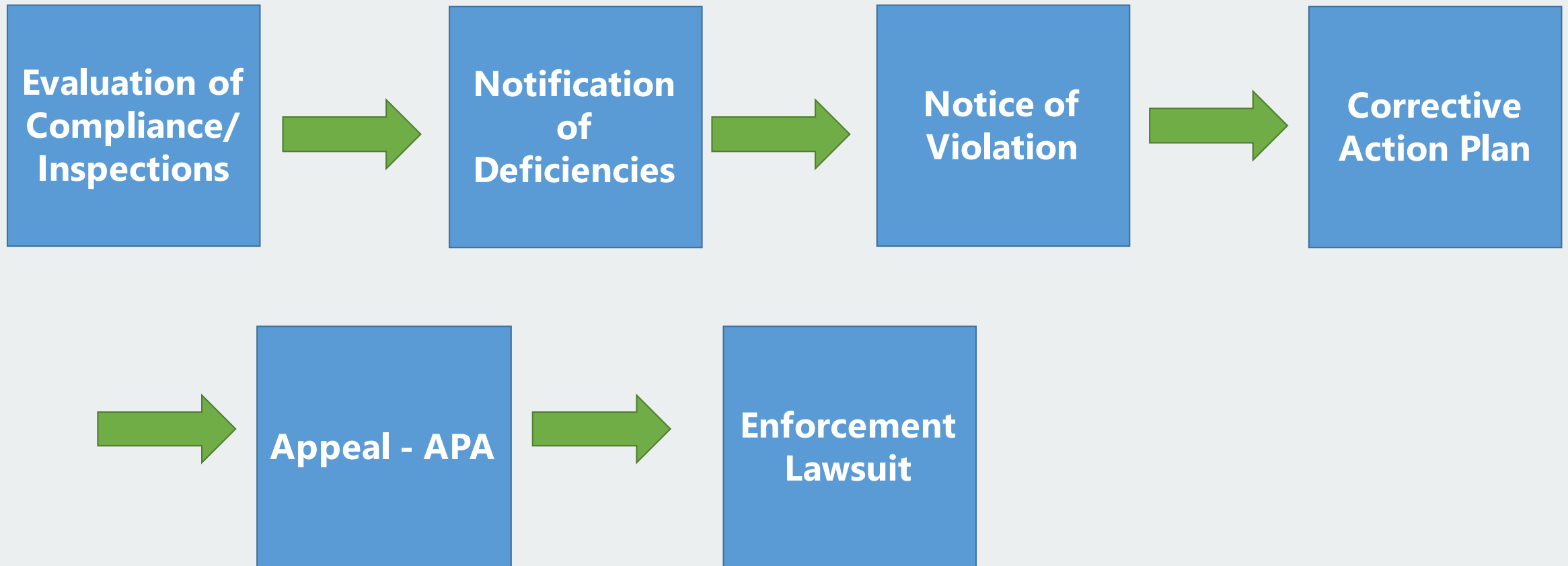


- Compliance Reviews
- Complaints & Investigations
- Violation Notices
- Potential Liabilities
- Penalties
- Appeal / Due Process

# CalRecycle Oversight & Enforcement



# Progressive Enforcement Scheme





# Potential Liabilities



# Failure to Comply

## Corrective Action Plan

- Pros: Provides Additional Compliance Time
- Cons: Could Lose Discretion on Remedy

## Name Memorialized on the Website

## Penalties

- Minor Violations: \$500 to \$4,000 per day per violation
- Moderate Violations: \$4,000 to \$7,500 per day
- Major Violations: \$7,500 to \$10,000 per violation per day

# Managing Liabilities

## Leadership & Management



# Steps to Take

- Compliance Process in Place
- Managing Recordkeeping & Reporting
- Proactive Procurement
- Contracting Out Obligations
- Forming Partnerships

# Questions?



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