

AB 341

The requirements of AB 341 began July 1, 2012. All businesses generating four (4) cubic yards of waste a week should have already or currently be implementing recycling programs.

AB 1826

April 1, 2016 – businesses who generate 8cy or more of organic waste per week

January 1, 2017 – generates 4cy or more of organic waste per week

January 1, 2019 – generates 4cy or more of commercial solid waste per week

January 1, 2020 – generates 2cy or more of commercial solid waste per week; provision only applies if the statewide disposal of organic waste has not been reduced by 50% of the level of disposal in 2014.

Purpose

The purpose of AB 341 is to reduce greenhouse gas (GHG) emissions by diverting commercial solid waste from landfills by recycling divertible materials. It also will expand opportunities for additional recycling services and manufacturing in California.

The purpose of Mandatory recycling of organic waste is the next step toward achieving California's aggressive recycling and GHG emission goals. Organic waste such as green materials and food materials has the potential to produce fuels and reduce the amount of GHG emissions resulting from the decomposition of organic wastes in landfills. Reducing the amount of organic materials sent to landfills and increasing the production of compost and mulch are part of the [AB 32 \(California Global Warming Solutions Act of 2006\) Scoping Plan](#).

For more information on County programs, please call Solid Waste Management at 909-386-8701.

For more information on recycling services provided by your trash hauler, please contact customer service listed on your trash bill.

Mandatory Commercial Recycling & Organics

A Business's Guide to Understanding Assembly Bill (AB) 341 and 1826



From our valleys, across our mountains and into our deserts, we envision a county that is a destination for visitors and a home for anyone seeking a sense of community and the best life has to offer. By assisting the County with taking care of the environment, your business is creating a community that we all can enjoy, which is also good for business.

Our job is to create a county in which those who reside and invest can prosper and achieve well-being.

DEPARTMENT OF PUBLIC WORKS

The mission of the Department of Public Works is to provide a broad range of services and infrastructure to help ensure safe and desirable communities for the people of San Bernardino County. Areas of responsibility include roads, traffic, flood control, storm water quality, water conservation, solid waste services, and county surveyor functions.

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AB 341 – Mandatory Commercial Recycling

WHAT BUSINESSES FALL UNDER THE REQUIREMENTS AND WHEN?

Any business (including public entities) that generates four (4) cubic yards or more of commercial solid waste per week or multi-family residential dwellings of five (5) units or more have to have a recycling program in place.

WHAT IS REQUIRED OF THE BUSINESS

The regulation does not specify how much or material types that need to be recycled. As long as a recycling program is in place, a business is in compliance.

Recycling programs can consist of separating recyclable materials from their solid waste stream and either self-hauls to a recycling facility, subscribe to service provided by the franchise hauler in your area, and/or donate materials that can be recycled, so that the separated material is diverted from disposal to recycling, reuse or composting activities.

For businesses in a strip mall, if they collectively generate 4 cubic yards or more, all businesses must have a recycling program or collection service.

Those businesses that temporarily generate four (4) cubic yards or more of waste, must have a recycling program in place for the time that a business generates that amount

WHAT IS REQUIRED OF THE COUNTY

Local governments must outreach to businesses about commercial recycling and monitor programs established by businesses. San Bernardino County is not the enforcing agency for this mandate.

The County will be requesting information on diversion efforts in order to achieve a sustainable system in which business complements our natural resources and environment.

AB 1826 – Mandatory Commercial Organics Recycling

WHAT IS ORGANIC WASTE?

Per 1826 – “Organic waste means food waste, green waste, landscape and pruning waste, nonhazardous wood waste, and food soiled paper waste that is mixed with food waste.” Fats, Oils and Greases (FOGs) are a form of food waste.

WHAT BUSINESSES FALL UNDER THE REQUIREMENTS AND WHEN?

Business is defined as a commercial, industrial or public entity (i.e. school or hospital), and multifamily residential of 5+ units. Can include but not be limited to a firm, partnership, proprietorship, joint stock company, corporation or association that is organized as a for-

profit or nonprofit entity or a multifamily residential dwelling. See the timeframe section in this brochure.

WHAT IS REQUIRED OF THE BUSINESS

All businesses meeting the waste threshold must have:

- A source separated organics program and participate in a recycling service that includes collection and recycling of organics waste. Multi-family dwellings are not required to arrange for food waste services.
- Or recycle its organics waste on site or self-haul to a recycling facility. Business with landscape services must stipulate that the contractor recycle the gardening/landscaping waste from the site.
- Or subscribe to an organic waste recycling service that includes mixed waste processing and recycles the organics.

The County will work with businesses to ensure that we are meeting local franchise & ordinance requirements and assist businesses with diversion efforts in areas where haulers do not offer recycling services. Property owners can require businesses to divert.

WHAT IS REQUIRED OF THE COUNTY

The County is required to do the following:

- Establish organics recycling program to targeted commercial organic waste generators.
- Identify targeted businesses that meet applicable thresholds.
- Conduct outreach, education & monitoring.
- Identify barriers and solutions.
- Report to the State on diversion efforts.

The County may be required to but is not limited to do the following:

- Develop a mandatory organics recycling policy or ordinance, franchise agreement or contract (Uniform Handling).
- Develop enforcement provisions (including potential fines and penalties).
- Require franchisees to provide organic services.
- Develop certification requirements for self-haulers.
- Charge a fee associated with costs to comply with the law.
- Tribal lands are not required under this law.