

**REQUEST FOR APPROVAL**

**To:** Howard Levenson and Lorraine Van Kekerix  
Deputy Director and Acting Deputy Director

**From:** Brenda Smyth  
Branch Chief

**Request Date:** May 6, 2011

**Decision Subject:** Adoption of the Five-Year Plan for FYs 2011/12-2015/16

**Action By:** May 17, 2011

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**Summary of Request:** This Request for Approval is for the adoption of the biennial update (sixth edition) to the Five-Year Plan, which covers FYs 2011/12-2015/16 as required by statute, for submittal to the Legislature by July 1, 2011. The report, entitled *Five-Year Plan for the Waste Tire Recycling Management Program – (6<sup>th</sup> Edition Covering Fiscal Years 2011/12-2015/16) Report to the Legislature*, can be found in Attachment 1.

**Recommendation:** Staff conducted workshops on November 8, 2010, and March 14, 2011, to discuss the biennial update to the Five-Year Plan. At the March workshop staff presented a draft copy of the Plan for stakeholders to review and provide comments. Staff recommends adoption of the *Five-Year Plan for the Waste Tire Recycling Management Program – (6<sup>th</sup> Edition Covering Fiscal Years 2011/12-2015/16) Report to the Legislature*.

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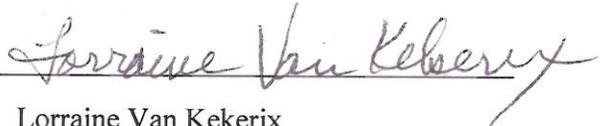
**Deputy Director Action:**

On the basis of the information and analysis in this Request for Approval and the findings set out above, we hereby approve the *Five-Year Plan for the Waste Tire Recycling Management Program – (6<sup>th</sup> Edition Covering Fiscal Years 2011/12-2015/16) Report to the Legislature*.

**Dated:** 5/17/11



Howard Levenson  
Deputy Director



Lorraine Van Kekerix  
Acting Deputy Director

**Attachments:** Attachment 1: *Five-Year Plan for the Waste Tire Recycling Management Program – (6<sup>th</sup> Edition Covering Fiscal Years 2011/12-2015/16) Report to the Legislature*

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## **Background Information, Analysis, and Findings:**

Senate Bill (SB) 876 (Escutia, Statutes of 2000, Chapter 838) was enacted to provide a comprehensive measure to extend and expand California's regulatory program related to the management of waste and used tires. SB 876 required CalRecycle to adopt and submit to the Legislature a Five-Year Plan with proposed budget allocations including grants, loans, contracts, and other expenditures under the Waste Tire Recycling Management Program (Tire Program). In addition, it requires that the Five-Year Plan be updated every two years. The original *Five-Year Plan for the Waste Tire Recycling Management Program* (Five-Year Plan) that was adopted in March 2001 covered Fiscal Years (FYs) 2001/02 to 2005/06. CalRecycle has adopted a new edition of the Plan every two years since then. The current, fifth edition of the Five-Year Plan was adopted in May 2009 and covers FYs 2009/10 to 2013/14.

SB 876 created the resources and regulatory protocol to establish programs that properly manage the waste tire flow for California. The programs specified to implement the provisions of SB 876 are detailed in the Five-Year Plan and include the following elements:

- Waste Tire Enforcement – This program regulates waste tire facilities and ensures compliance with applicable tire regulations at the state level and through a local government enforcement grant issued by CalRecycle.
- Waste Tire Remediation – This program provides State-managed cleanup, abatement, or other remedial actions related to illegal waste tire stockpiles and through local government cleanup grants issued by CalRecycle.
- Waste Tire Hauler and Manifest – This program regulates waste tire haulers and ensures compliance with applicable tire regulations, and is responsible for developing a system that enables CalRecycle to track the flow of waste tires in the State.
- Tire Research – This program focuses on developing new and promoting existing end-use applications for waste tires. Ultimately these end-use applications will provide alternatives to the landfill disposal of tires.
- Market Development – This program identifies new, and promotes existing technologies that are utilized for used and waste tires that includes loans, grants and contracts.

Further, in 2005 SB 772 (Ducheny, Statutes of 2005, Chapter 214) required CalRecycle's predecessor, the Integrated Waste Management Board, to include in the Five-Year Plan specific border region activities, conducted in coordination with the California Environmental Protection Agency. These include training programs, environmental education training, development of a waste tire abatement plan, tracking tire flows across the border, and coordinating with border region and Mexican businesses with regard to environmental and control requirements. In 2009, SB 167 (Ducheny, Chapter 333, Statutes of 2009) expanded on SB 772.

The original Plan and subsequent editions were developed based on the recommendations contained in AB 117 (Escutia, Statutes of 1998, Chapter 1020) and direction from SB 876. This sixth edition also includes recommendations from the Waste Tire Market Development Program Evaluation Project that was conducted by R.W. Beck in 2009-10. For each revision of the Plan, CalRecycle also has sought stakeholder input. This sixth edition was the subject of two workshops conducted on November 8, 2010, and March 14, 2011. Several interested parties attended these workshops and provided comments and input on the key elements of the Plan. During these