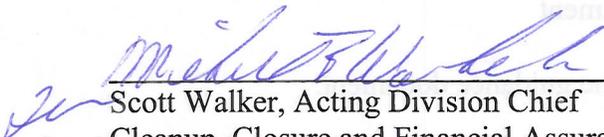


Ted Rauh  
June 28, 2010  
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**PROGRAM MANAGER ACTION REQUEST**

**To:** Ted Rauh, Assistant Director  
Waste Compliance and Mitigation Program

**From:**   
Scott Walker, Acting Division Chief  
Cleanup, Closure and Financial Assurances Division

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**Prepared On:** June 28, 2010

**Subject:** Regulatory Guidance for 27 CCR Financial Assurance Compliance  
Postclosure Maintenance Step-Down Criteria - Proactive Monitoring

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TIME FACTOR: Approval required no later than July 1, 2010.

SUMMARY: State regulations require the operator of each solid waste landfill that accepted waste on or after January 1, 1988, to demonstrate financial responsibility (financial assurance) for postclosure maintenance. In accordance with revised regulations effective July 1, 2010, for landfills that do not have final closure and postclosure maintenance plans approved on or before July 1, 2010, the amount of financial assurance must be at least the amount of the postclosure maintenance annualized cost estimate multiplied by 30. After five years of completed postclosure maintenance activities the operator may submit a request for approval to use a reduced multiplier (i.e., step-down). CalRecycle may approve a reduced multiplier if certain criteria have been satisfied. One criterion is that the landfill owner/operator has consistently performed an approved proactive monitoring program.

This guidance was designed to assist the regulated community and local enforcement agencies with compliance with the regulations as it relates to the preparation and implementation of a proactive monitoring program.

OPTIONS: The Assistant Director may decide to:

1. Approve the guidance document
2. Disapprove the guidance document

RECOMMENDATION: Approve the guidance document.

DISCUSSION: CalRecycle staff prepared this guidance in consultation with a focus group of stakeholders. The document is complete as of the date of this approval but may be revised or amended in the future, as necessary, to respond new or changing information.



Ted Rauh, Assistant Director  
Waste Compliance and Mitigation Program  
CalRecycle

JULY 1, 2010  
Date