

# Rose & Kindel

A grayling company

TO: Robert Carlson  
FR: Rand Martin  
cc: Mark Phariss, Safety-Kleen  
Lisa Grice, Environ  
DA: February 15, 2011

Safety-Kleen would like to offer a few comments on the LCA Contractor Scope of Work, in addition to those previously submitted.

1. There have been proposals to produce a model as a product of the LCA, instead of a study. Variations in possible outcomes should be addressed with a sensitivity analysis in the study, not by creating a public access model. Of course, the contractor will create a model to do his work, typically using existing software models (e.g. GABI or Simapro). The law's clear direction is for CalRecycle to report back to the Legislature; it is not to develop a model that can be disseminated publicly and modified as the user deems advisable and, we fear, then used to undermine the conclusions of the LCA and CalRecycle's report to the Legislature.
2. We understand there may be proposals to divide the scope of the Statement of Work into new phases. ISO specifically states that a Life Cycle Assessment (LCA) is composed of setting goals, undertaking a Life Cycle Inventory Analysis (LCI), followed by a Life Cycle Impact Assessment phase (LCIA), and then, finally, a life cycle interpretation (no acronym). These phases are set forth in the Statement of Work and need not be supplemented. CalRecycle has been insistent on conformity to ISO, a position with which we agree; altering these phases would be contrary to that position.
3. SB 546 provides that "On or before January 1, 2014, [CalRecycle shall] submit a report to the Legislature describing the findings of the life cycle analysis and the evaluation of the use oil management policies on used oil collection rates specified in subparagraph (C) and provide any recommendations for statutory changes that may be necessary to promote increased collection and responsible management of used oil." Any attempt to rewrite the Statement of Work to include a broader mandate from SB 546 should be resisted. For example, any suggestion that SB 546 requires CalRecycle to ensure that the used oil management system achieves maximum collection of used oil, diverting it from illegal and inappropriate disposal and to ensure that used oil treatment, reuse or disposal is safe and responsible – all laudable goals, no doubt – is not an accurate summation of SB 546.
4. We understand there may be a proposal to refer to the Life Cycle Analysis as a "LCAn" in the Statement of Work. Not to be overly picky but because the term would be brand new to the literature, we see no value (and, in fact, confusion) with the suggested language change. And again, the use of "LCAn" would be inconsistent with ISO.

I hope these comments are helpful. Please let me know if we can provide any further elaboration.

Look forward to seeing you on March 7.

**Public Affairs Advocacy**

**Communications**

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