



Clean Harbors Environmental Services, Inc.
880 Verdulera Street
Camarillo, CA 93010
805.987.0217
www.cleanharbors.com

September 7, 2007

Chair Margo Reid-Brown and Board Members
California Integrated Waste Management Board
1001 I Street
P.O. Box 4025
Sacramento, CA 95812

Sent via e-mail

SUBJECT: Letter of Support for Staff Recommendations in September Agenda Item #12

Dear Madam Chair and Board Members:

Clean Harbors Environmental Services, Inc. (Clean Harbors) is North America's leading provider of environmental and hazardous waste management services. As the primary provider of household hazardous waste services in the State of California as well as the United States, Clean Harbors is an interested stakeholder in the development of a statewide system for end-of-life management of universal and household hazardous wastes through an extended producer responsibility (EPR) framework.

Clean Harbors supports the staff recommendation that the Board adopt Option 1 and approve Resolution Number 2007-189.

Option 1. Adopt the proposed EPR Framework as an overall policy objective and direct staff to develop an associated legislative proposal, continue existing voluntary initiatives, and conduct further research to determine priority products for future new product stewardship programs:

- a. Adopt the EPR Framework;
- b. Develop, through the annual legislative process, a legislative proposal for an overall EPR Framework;
- c. Continue implementing current voluntary product stewardship initiatives; and
- d. Conduct further research and convene an advisory committee to determine and prioritize products for new product stewardship initiatives.

As is recommended in Option 1, Clean Harbors supports a performance-based, results-oriented approach, rather than prescriptive measures. The comprehensive EPR framework as described in the July 11, 2007 Contractor's Report to the Board, *Framework for Evaluating End-of-Life Management Systems in California* represents an integrated approach to end-of-life management which benefits all stakeholders.

A mandatory product-specific fee will help ensure that funds are properly allocated to End-of-Life (EOL) management of the intended product while reducing the burden of free riders. Competition and market forces are expected to play a significant role in a successful system. A mandatory fee will, in essence, level the playing field and foster competitive forces.

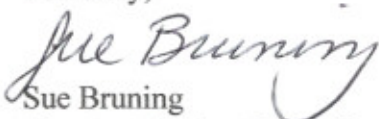
Most residents in the State of California have free access to a local household hazardous waste (HHW) programs. Still, the participation rate for household hazardous waste collection programs rarely exceeds ten percent (10%). In fact, most jurisdictions report only 3-5% of households participate in the local HHW program. A comprehensive EPR framework for multiple products will result in increased awareness of proper disposal and higher rates of diversion of these materials from the state's municipal solid waste landfills.

Finally, the long terms stability of an EPR System is dependent upon: transparency of the system, flexibility allowing Stakeholders to make competitive decisions, allowing for the ability to adjust fee collection and disbursement, and strict enforcement. A System that includes oversight by Government is most likely to achieve these goals.

Clean Harbors stands ready and willing to participate in the advisory committee to prioritize products for future new product stewardship initiatives.

We are grateful to the Board and the Board staff for taking such a leadership role on this important issue.

Sincerely,



Sue Bruning
Director, Product Line Management
Household Hazardous Waste Services
Clean Harbors Environmental Services

cc: Mark Leary, Executive Director of CIWMB