

2012

2011-2012 Legislative Bill Summary

Assembly Committee on Natural Resources

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ASSEMBLY COMMITTEE ON
NATURAL RESOURCES

2011–2012 Legislative Bill Summary



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AIR QUALITY

AB 135 (Hagman) – State Air Resources Board: membership: small business owner. Requires, until 2017, that at least one of the 11 members of the Air Resources Board be a small business owner.

(Status: Vetoed by Governor, September 26, 2011)

AB 146 (Dickinson) – State Air Resources Board: membership. Increases the membership of the Air Resources Board from 11 to 12 and requires the additional member to be a board member from specified air districts in the Sacramento region (Sacramento, Placer, Yolo-Solano, Feather River, or El Dorado air district).

(Status: Chaptered by the Secretary of State - Chapter 522, Statutes of 2012)

AB 1095 (Berryhill) – Air pollution: hearing board: State Air Resources Board. As passed by the Assembly, required a hearing board within the Air Resources Board for resolution of disputes regarding the California Global Warming Solutions Act, based on existing statutory requirements for air district hearing boards, to the extent those provisions can be made applicable.

(Status: Failed in Senate Natural Resources and Wildlife Committee)

AB 1332 (Donnelly) – State Air Resources Board: abolishment. Abolishes the Air Resources Board.

(Status: Failed passage in Assembly Natural Resources Committee)

AB 1459 (Huber) – Scientific Advisory Committee on Acid Deposition. Repeals the Atmospheric Acidity Protection Act of 1988, which established the Atmospheric Acidity Protection Program (AAPP). The AAPP lasted from 1983 to 1993 and is no longer in existence.

(Status: Chaptered by the Secretary of State - Chapter 186, Statutes of 2012)

AB 1721 (Donnelly) – Air pollution: violations. Requires the California Air Resources Board and the air districts to issue a warning for the first violation of any toxic air contaminant law, except for violations that cause actual injury.

(Status: Failed passage in Assembly Natural Resources Committee)

SB 170 (Pavley) – Air district: adverse effects of air pollution: intellectual property. Authorizes local and regional air pollution control districts and air quality management districts to sponsor air pollution prevention and mitigation projects involving both stationary and mobile sources, and allows districts to share in revenues generated from the commercialization of intellectual property.

(Status: Chaptered by the Secretary of State – Chapter 586, Statutes of 2011)

SB 533 (Wright) – California Global Warming Solutions Act of 2006: State Air Resources Board regulations. As passed by the Assembly Natural Resources Committee, required the Air Resources Board to make specified items required for compliance with California Global Warming Solutions Act regulations available to the public at the time of adoption, or 60 days prior to the compliance date, as applicable. Subsequently amended to appropriate \$29 million for an emergency loan to the Inglewood Unified School District (IUSD), authorize an additional \$26 million of lease financing through the California Infrastructure and Economic Development Bank, and require the Superintendent of Public Instruction to assume all the rights, duties, and powers of the governing board of IUSD and, in consultation with the Los Angeles County Superintendent of Schools, appoint an administrator to serve in the district, as specified.

(Status: Chaptered by the Secretary of State – Chapter 325, Statutes of 2012)

SB 1455 (Kehoe) – Alternative and vehicle technologies: funding programs. Extends until December 1, 2023 various fees and surcharges related to the clean air, fuel, tire recycling, and vehicle programs of the Air Resources Board, the California Energy Commission (CEC), the Department of Resources Recycling and Recovery, and the State Bureau of Automotive Repair. Prohibits ARB from moving forward with implementation of the Clean Fuels Outlet regulation, and instead directs funds from the Alternative and Renewable Fuel and Vehicle Technology Fund for the construction and operation of a hydrogen fueling network in California. Requires CEC and ARB to report on the status of the state's alternative transportation fuel use in the Integrated Energy Policy Report.

(Status: Held on the Senate Floor)

CALIFORNIA ENVIRONMENTAL QUALITY ACT

AB 49 (Gatto) – Development: expedited permit review. Reestablishes the Office of Permit Assistance under the Governor's Office of Planning and Research to help facilitate state and local review of commercial and industrial development projects.
(Status: Held in Assembly Appropriations Committee)

AB 83 (Jeffries) – California Environmental Quality Act exemption: recycled water pipeline. Establishes an exemption from the California Environmental Quality Act for installation of new recycled water pipelines less than eight miles in length.
(Status: Failed passage in Assembly Natural Resources Committee)

AB 206 (Harkey) – Fireworks displays: California Environmental Quality Act: California Coastal Act of 1976. Exempts a municipal fireworks display from the California Coastal Act and the California Environmental Quality Act.
(Status: Failed passage in Assembly Natural Resources Committee)

AB 209 (Ammiano) – California Environmental Quality Act: lead agency: documents. Requires a lead agency preparing an environmental impact report (EIR) or negative declaration under the California Environmental Quality Act to include a description of how the draft EIR or draft negative declaration can be provided in an electronic format.
(Status: Chaptered by the Secretary of State - Chapter 171, Statutes of 2011)

AB 320 (Hill) – California Environmental Quality Act: determination: dispute. Prevents a California Environmental Quality Act legal action from being dismissed for not naming indispensable parties if the plaintiff or petitioner names the persons identified in the project's notice of determination or notice of exemption or, if no notice is filed, the persons referenced in the definition of "project," as reflected in the lead agency's record of proceedings.
(Status: Chaptered by the Secretary of State - Chapter 570, Statutes of 2011)

AB 598 (Grove) – California Environmental Quality Act: standing. Eliminates citizen enforcement of the California Environmental Quality Act (CEQA) by providing that only the Attorney General may seek judicial review of a lead agency's decision under CEQA.
(Status: Failed passage in Assembly Natural Resources Committee)

AB 880 (V. Manuel Pérez) – Environmental quality: California Environmental Quality Act: expedited environmental review. As passed by the Assembly, expanded the authorized use of a "focused" environmental impact report for installation of required pollution control equipment also to include projects that consist of installation of a direct

emission reduction required by a rule or regulation adopted by the Air Resources Board pursuant to the California Global Warming Solutions Act.

(Status: Chaptered by the Secretary of State - Chapter 527, Statutes of 2012)

AB 890 (Olsen) – California Environmental Quality Act: exemption: roadway improvement. Exempts from the California Environmental Quality Act repair, maintenance, and minor alterations of existing roadways, provided the project is carried out by a city or county to improve public safety, does not cross a waterway, and involves negligible or no expansion of an existing use. The exemption sunsets January 1, 2016.

(Status: Chaptered by the Secretary of State - Chapter 528, Statutes of 2012)

AB 900 (Buchanan) – Jobs and Economic Improvement through Environmental Leadership Act of 2011. Establishes the Jobs and Economic Improvement through Environmental Leadership Act of 2011, which creates expedited judicial review procedures under the California Environmental Quality Act for various types of LEED silver certified infill site projects, clean renewable energy projects, and clean energy manufacturing projects.

(Status: Chaptered by the Secretary of State - Chapter 354, Statutes of 2011)

AB 931 (Dickinson) – California Environmental Quality Act: exemption: housing projects. Increases the maximum retail use from 15 to 25 percent in the definition of "residential" for purposes of an existing California Environmental Quality Act exemption for infill housing projects meeting specified criteria. Permits, until 2015, a "transit proximity project" and an "employment priority project" to be subject to certain environmental review procedures contained in SB 375 until adoption of a sustainable communities strategy.

(Status: Failed passage in Senate Environmental Quality Committee)

AB 1444 (Feuer) – Environmental quality: record of proceedings. Requires, until 2016 the lead agency for a project reviewed under the California Environmental Quality Act (CEQA) to prepare and certify the record of proceedings concurrently with the administrative process for certain environmental documents. For CEQA actions challenged in court, requires the court to schedule a hearing regarding the record of proceedings within 30 days of respondent's filing of the statement of issues.

(Status: Held in Assembly Appropriations Committee)

AB 1549 (Gatto) – Development: expedited permit review. Reestablishes the Office of Permit Assistance under the Governor's Office of Planning and Research to help facilitate state and local review of commercial and industrial development projects.

(Status: Held in Assembly Appropriations Committee)

AB 1570 (Perea) – California Environmental Quality Act: record of proceedings. Establishes, until 2016, procedures for the lead agency for a project reviewed under the California Environmental Quality Act to prepare and certify the record of

proceedings concurrently with the administrative process for certain environmental documents.

(Status: Held in Senate Rules Committee)

AB 1665 (Galgiani) – California Environmental Quality Act: exemption: railroad crossings. Specifies that the California Environmental Quality Act does not apply to the closure of a railroad grade crossing by order of the Public Utilities Commission (PUC) when the PUC has found the crossing to present a threat to public safety.

(Status: Chaptered by the Secretary of State – Chapter 721, Statutes of 2012)

AB 2163 (Knight) – California Environmental Quality Act: judicial review. Expands application of expedited judicial review of California Environmental Quality Act decisions by the Court of Appeal enacted by the Jobs and Economic Improvement through Environmental Leadership Act (AB 900, Chapter 354, Statutes of 2011) from specified large-scale "environmental leadership" projects to include a significantly broader range of commercial, residential and recreational projects.

(Status: Failed passage in Assembly Natural Resources Committee)

AB 2245 (Smyth) – California Environmental Quality Act: exemption: bikeways. Exempts specified bicycle lane projects from the California Environmental Quality Act until 2018.

(Status: Chaptered by the Secretary of State – Chapter 680, Statutes of 2012)

AB 2564 (Ma) – Environmental quality: project applicants. Expands the application of an existing California Environmental Quality Act exemption for pipeline projects less than one mile in length.

(Status: Chaptered by the Secretary of State - Chapter 487, Statutes of 2012)

AB 2669 (Natural Resources Committee) – California Environmental Quality Act. Repeals obsolete and duplicative provisions from the California Environmental Quality Act.

(Status: Chaptered by the Secretary of State - Chapter 548, Statutes of 2012)

SB 52 (Steinberg) – Environmental quality: jobs and economic improvement. Makes various technical and clarifying amendments to the Jobs and Economic Improvement Through Environmental Leadership Act (AB 900, Chapter 354, Statutes of 2011).

(Status: Held in Assembly Jobs, Economic Development and the Economy)

SB 226 (Simitian) – Environmental quality. Establishes exemptions and limits to environmental review under the California Environmental Quality Act (CEQA) for specified projects, including exempting the installation of a solar energy system on the roof of an existing building or at an existing parking lot, as well as abbreviating CEQA review procedures for specified "infill projects" (residential, retail, commercial, transit station, school, or public office building projects located within an urban area), where only specific or more significant

effects on the environment which were not addressed in a prior planning-level environmental impact report need be addressed. Requires adoption of CEQA guidelines to implement the infill provisions, including statewide standards to promote smart growth, reduction of greenhouse gas emissions, reduction in water use, energy efficiency improvements and protection of public health. Permits specified solar thermal power plant projects recently certified by the California Energy Commission to convert the project to solar photovoltaic technology without filing an entirely new application for certification.

(Status: Chaptered by the Secretary of State – Chapter 469, Statutes of 2011)

SB 292 (Padilla) – California Environmental Quality Act: administrative and judicial review procedures: City of Los Angeles: stadium. Establishes expedited judicial review procedures and requires implementation of specified traffic and air quality mitigation measures under the California Environmental Quality Act for the proposed downtown Los Angeles football stadium and convention center project.

(Status: Chaptered by the Secretary of State – Chapter 353, Statutes of 2011)

SB 972 (Simitian) – Environmental quality: California Environmental Quality Act: scoping meeting and notice of completion. Makes minor technical changes to existing notification procedures for scoping meetings and environmental impact reports under California Environmental Quality Act.

(Status: Chaptered by the Secretary of State – Chapter 218, Statutes of 2012)

SB 973 (Vargas) - Environmental quality: California Environmental Quality Act: exemption: limited duration events. Allows a lead agency to grant a categorical California Environmental Quality Act exemption for an annual firework display subject to limitations. The bill also authorizes the Office of Planning and Research to evaluate issues related to events that include fireworks displays to assist local agencies to mitigate impacts and develop ordinances.

(Status: Failed passage in Assembly Natural Resources Committee)

SB 984 (Simitian) – Environmental quality: California Environmental Quality Act: record of proceedings. Establishes procedures for the lead agency for a project reviewed under the California Environmental Quality Act to prepare and certify the record of proceedings concurrently with the administrative process for certain environmental documents.

(Status: Held on the Senate Floor)

SB 1380 (Rubio) – Environmental quality: California Environmental Quality Act: bicycle transportation plan. Establishes an exemption from California Environmental Quality Act for a bicycle transportation plan for an urbanized area for restriping of streets and highways, bicycle parking and storage, signal timing, and related signage.

(Status: Held on the Assembly Inactive File)

CLIMATE CHANGE

AB 296 (Skinner) – Department of Transportation: paving materials. Tasks the California Environmental Protection Agency with developing a standard definition of the term "urban heat island effect." Subsequent to the development of the standard definition, requires the California Department of Transportation to develop a standard specification for cool pavement and materials.

(Status: Chaptered by the Secretary of State – Chapter 667, Statutes of 2012)

AB 333 (Grove) – California Global Warming Solutions Act of 2006: cap and trade program. Requires the Air Resources Board (ARB) to report to the Legislature by July 31, 2011 on the readiness of its proposed cap and trade program to begin January 1, 2012. Authorizes ARB to delay cap and trade implementation up to one year. Requires ARB to report annually on the status of the cap and trade program until 2016.

(Status: Failed passage in Assembly Natural Resources Committee)

AB 347 (Galgiani) – California Global Warming Solutions Act of 2006: early actions. Amends the California Global Warming Solutions Act to specifically require the Air Resources Board to "ensure that the cement manufacturing, glass manufacturing, soda ash manufacturing, and steel production sectors receive appropriate credit for taking early action through energy efficiency or energy reduction improvements."

(Status: Held in Assembly Appropriations Committee)

AB 768 (Gatto) – California Global Warming Solutions Act of 2006: Low Carbon Fuel Standard. As passed by the Assembly, required the Air Resources Board (ARB) to allow out of state producers of "renewable natural gas" (i.e. biomethane) to generate credits for compliance with the Low Carbon Fuel Standard, notwithstanding the ARB's adopted requirement that regulated parties demonstrate a physical pathway for delivery of the fuels to California.

(Status: Chaptered by the Secretary of State - Chapter 398, Statutes of 2011)

AB 1285 (Fuentes) – Regional greenhouse gas emission reduction program. Requires the Air Resources Board to establish a program to maximize regional greenhouse gas (GHG) emission reduction and sequestration projects, as specified. Permits GHG offsets produced by these projects to be used for compliance with AB 32.

(Status: Held in Assembly Appropriations Committee)

AB 1532 (John A. Pérez) – California Global Warming Solutions Act of 2006: Greenhouse Gas Reduction Account. Creates the Greenhouse Gas Reduction Fund Investment Plan and Communities Revitalization Act to set procedures for the investment of regulatory fee revenues derived from the auction of greenhouse gas allowances pursuant to

the cap and trade program adopted by the Air Resources Board under the California Global Warming Solutions Act of 2006.

(Status: Chaptered by the Secretary of State – Chapter 807, Statutes of 2012)

AB 2404 (Fuentes) – California Global Warming Solutions Act of 2006: Local Emission Reduction Program. Establishes the Local Emission Reduction Program within AB 32 (California Global Warming Solutions Act) to be administered by the Air Resources Board (ARB) and funded by regulatory fee revenues derived from the auction of greenhouse gases (GHG) allowances pursuant to the cap and trade program adopted by the ARB pursuant to AB 32.

(Status: Held in Assembly Appropriations Committee)

AB 2563 (Smyth) – California Global Warming Solutions Act of 2006: offsets. Requires the Air Resources Board to adopt a process for the review and consideration of new offset protocols for compliance with California Global Warming Solutions Act and contains related findings.

(Status: Held in Assembly Appropriations Committee)

SB 211 (Emmerson) – California Global Warming Solutions Act of 2006: tire inflation regulation. Authorizes tire pressure gauges used to meet the Air Resources Board Under Inflated Vehicle Tires (UVT) Regulation to be accurate within a range of plus or minus two pounds per square inch. Amends the UVT Regulation to strike "age" from the definition of an "unsafe tire." Sunsets these provisions on January 1, 2017.

(Status: Vetoed by Governor, September 6, 2011)

SB 535 (De León) – California Communities Healthy Air Revitalization Trust. Requires the Greenhouse Gas Reduction Fund [revenues from the auction of greenhouse gas allowances pursuant to the cap-and-trade program adopted by the Air Resources Board (ARB) under to AB 32] investment plan to allocate (1) a minimum of 25% of the available moneys in the fund to projects that provide benefits to identified disadvantaged communities; and, (2) a minimum of 10% of the available moneys in the fund to projects located within identified disadvantaged communities.

(Status: Chaptered by the Secretary of State - Chapter 830, Statutes of 2012)

SB 1066 (Lieu) – Coastal resources: climate change. Authorizes the California Coastal Conservancy to address the impacts and potential impacts of climate change on coastal resources and to award grants to public agencies and nonprofit organizations for this purpose.

(Status: Chaptered by the Secretary of State – Chapter 611, Statutes of 2012)

SB 1139 (Rubio) – Greenhouse gas: carbon capture and storage. Enacts the Carbon Capture and Storage (CCS) Act of 2012. Requires the Air Resources Board (ARB) to adopt a final quantification methodology for CCS projects for California Global Warming Solutions Act and related greenhouse gas (GHG) compliance purposes by January 1, 2016. Clarifies the Division of Oil, Gas, and Geothermal Resources' authority to regulate carbon dioxide (CO₂) injection for enhanced oil recovery projects, the State Fire Marshal's authority to

regulate CO2 intrastate pipelines, and that free space includes pore space that can be possessed and used for the storage of GHG.

(Status: Held in Assembly Appropriations Committee)

SB 1572 (Pavley) – California Global Warming Solutions Act of 2006:

Greenhouse Gas Reduction Account. Specifies expenditure of funds derived from the auction of greenhouse gas (GHG) allowances pursuant to the cap-and-trade program adopted by the Air Resources Board (ARB) under AB 32. Specifically, appropriates 80% of any auction revenues collected in the 2012-13 fiscal year, over and above those revenues used by the Department of Finance (DOF) to offset General Fund expenditures pursuant to the Budget Act, to ARB for specified purposes, including: (1) Seventy-five (75%) of the funds for GHG reduction projects undertaken by industries covered by the cap-and-trade program; (2) and 25% to the Strategic Growth Council to be awarded to metropolitan planning organizations or councils of governments for regional and local GHG reduction plans and to local governments and non-profits for local climate innovation projects according to specified criteria.

Appropriates to ARB any moneys collected by ARB in the 2012-13 fiscal year from the sale of allowances to the University of California (UC) and the California State University (CSU) for ARB to expend on GHG reduction projects undertaken by UC or CSU.

(Status: Held on the Assembly Floor)

COASTAL AND SAN FRANCISCO BAY ENVIRONMENT

AB 565 (Monning) – Conservation: State Coastal Conservancy. Authorizes the State Coastal Conservancy (Conservancy) to award a grant not to exceed \$25 million to a for-profit entity to accomplish removal or alteration of the San Clemente Dam if the Conservancy finds that the project is of regional or statewide significance and that a grant to a public agency or nonprofit organization would not achieve removal or alteration of the dam.

(Status: Chaptered by the Secretary of State - Chapter 479, Statutes of 2011)

AB 1656 (Fong) – San Francisco Bay Restoration Authority. Expands the jurisdiction of the East Bay representative on the San Francisco Bay Restoration Authority. This bill also expands project eligibility under the San Francisco Bay Restoration Authority Act to include the San Francisco Bay Area.

(Status: Chaptered by the Secretary of State - Chapter 535, Statutes of 2012)

AB 2211 (Jones) – Coastal resources: California Coastal Act of 1976: goals and legislative findings and declarations. Requires that when there is a conflict between the California Coastal Act's coastal resources planning and management policies, those conflicts be resolved in a manner that balances the protection of significant coastal resources with the economic and social benefits provided by a proposed coastal development project to the community at large.

(Status: Failed passage in Assembly Natural Resources Committee)

AB 2595 (Hall) – Desalination. Creates a task force to make recommendations on improving the current seawater desalination facility permitting processes while maintaining current regulatory protections.

(Status: Held in Senate Appropriations Committee)

AJR 20 (Huffman) – Gulf of the Farallones and Cordell Bank National Marine Sanctuaries Boundary Modification and Protection Act. Urges the Congress of the United States to quickly pass the Gulf of the Farallones and Cordell Bank National Marine Sanctuaries Boundary Modification and Protection Act and the President of the United States to expeditiously sign the act into law.

(Status: Chaptered by the Secretary of State - Resolution Chapter 85, Statutes of 2012)

SB 468 (Kehoe) – Department of Transportation: north coast corridor project: high-occupancy toll lanes. Sets forth comprehensive requirements and accompanying authority for development of the North Coast Corridor Project in and near the Interstate 5 corridor in San Diego County.

(Status: Chaptered by the Secretary of State – Chapter 535, Statutes of 2011)

SJR 17 (Corbett) – Coastal resources: San Francisco Bay. Grants the Legislature's endorsement to the San Francisco Bay Restoration Act and urges the United States Congress to enact the Act promptly.

(Status: Chaptered by the Secretary of State – Resolution Chapter 76, Statutes of 2012)

ENERGY

AB 13 x1 (V. Manuel Pérez) – Energy: renewable resources: endangered species: environmental impact reports. Expands existing provisions, enacted to facilitate permitting of solar energy projects in a specified desert region, to include a broader range of renewable energy projects in the desert and, for specified provisions, other regions of the state. Establishes new provisions to support permitting of renewable energy projects in the San Joaquin Valley.

(Status: Chaptered by the Secretary of State – Chapter 10, Statutes of 2011-12, First Extraordinary Session)

AB 14 x1 (Skinner) – Energy: energy upgrade financing. Expands the purpose of the California Alternative Energy and Advanced Transportation Financing Authority's Property Assessed Clean Energy Program to permit the Authority to offer financial assistance to financial institutions for privately-issued loans for real property projects including energy and water efficiency improvements and renewable distributed generation.

(Status: Chaptered by the Secretary of State – Chapter 9, Statutes of 2011-12, First Extraordinary Session)

AB 306 (Gatto) – Energy: piezoelectric transducers: study. Requires the California Energy Commission (CEC) to conduct research on piezoelectric transducers; requires CEC, contingent on positive research results, to establish a pilot project employing the piezoelectric transducers; requires the California Department of Transportation's involvement in the research and pilot project if the pilot project is conducted in a facility under Caltrans' jurisdiction.

(Status: Vetoed by the Governor, October 8, 2011)

AB 523 (Valadao) – Ethanol: Alternative and Renewable Fuel and Vehicle Technology Program. Makes projects for the production of ethanol that is derived from corn ineligible for funding from the Alternative and Renewable Fuel and Vehicle Technology Program.

(Status: Chaptered by the Secretary of State - Chapter 183, Statutes of 2012)

AB 638 (Skinner) – Fuel resources: State Energy Resources Conservation and Development Commission. Establishes statewide targets for reducing petroleum and increasing alternative fuels. Requires the Air Resources Board and the California Energy Commission to take specified steps to attain the targets.
(Status: Held in Assembly Appropriations Committee)

AB 642 (Calderon) – Renewable energy: biomass: algae. Authorizes the Secretary of the Natural Resources Agency to establish a program to provide financial support for the development of commercial algae production in the area around the Salton Sea.
(Status: Held in Assembly Appropriations Committee)

AB 644 (Blumenfield) – Energy: renewable energy facility: siting. As passed by the Assembly, this bill required the California Energy Commission to (1) establish criteria for identifying closed disposal sites, brownfields, and degraded agricultural lands that have high potential for use as sites for renewable generation facilities; and (2) prepare a list of lands that meet these criteria. This bill was subsequently amended to address online education attendance.
(Status: Chaptered by the Secretary of State – Chapter 579, Statutes of 2012)

AB 723 (Bradford) – Energy: public goods charge. Extends for eight years, from January 1, 2012 to January 1, 2020, (a) collection of a public goods charge from electric utility customers to fund energy efficiency, renewable energy, and energy research and (b) authorization for the California Energy Commission to spend funds collected for renewable energy pursuant to its Renewable Energy Program.
(Status: Held in Senate Appropriations Committee)

AB 796 (Blumenfield) – Energy: clean energy economy. Requires the California Alternative Energy and Advanced Transportation Financing Authority to establish the Clean Energy Economy and Jobs Incentive Program to provide financial assistance to eligible California-based entities for the manufacturing of specified clean energy technologies until January 1, 2018.
(Status: Vetoed by Governor, September 27, 2012)

AB 850 (Gordon) – State buildings: efficiency. Revises existing energy efficiency planning requirements for state facilities to give the California Energy Commission lead responsibility, instead of the Department of General Services, and adds consideration of water conservation.
(Status: Held in Assembly Appropriations Committee)

AB 1073 (Fuentes) – Energy: solar thermal powerplants: conversion to solar photovoltaic technology. Permits the proposed Calico solar project in San Bernardino County, which was approved by the California Energy Commission (CEC) in 2010 as a solar thermal project, to re-file for approval by the CEC as a photovoltaic (non-thermal) project, rather than following the ordinary permitting process for photovoltaic powerplants under

current law (i.e., local and/or state agency review under the California Environmental Quality Act).

(Status: Chaptered by the Secretary of State - Chapter 14, Statutes of 2012)

AB 1150 (V. Manuel Pérez) – Self-generation incentive program. Extends funding and administration of the Self-Generation Incentive Program, authorizing the Public Utilities Commission to collect \$83 million per year through 2014 from electric utility ratepayers to fund payments to customer-owned distributed electricity generation projects.

(Status: Chaptered by the Secretary of State - Chapter 310, Statutes of 2011)

AB 1303 (Williams) – Renewable Energy Resources Program. As passed by the Assembly, extended for eight years, from January 1, 2012 to January 1, 2020, authorization for the California Energy Commission to spend funds collected for energy research, development and demonstration pursuant to its Public Interest Energy Research Program and renewable energy pursuant to its Renewable Energy Program.

(Status: Held in Senate Governance and Finance Committee)

AB 1314 (Wieckowski) - Air resources: Alternative and Renewable Fuel and Vehicle Technology Program. Creates efficiency measures for the California Energy Commission's (CEC) Alternative and Renewable Fuel and Vehicle Technology Program by (1) streamlining approvals for small projects and minor changes to project; (2) authorizing CEC to adopt guidelines for implementing block grant or incentive programs; and (3) allowing pre-approval startup costs to go towards non-state matching funds.

(Status: Chaptered by the Secretary of State – Chapter 487, Statutes of 2011)

AB 1391 (Bradford) – Electricity: net energy metering report. As passed by the Assembly, deleted an obsolete Public Utilities Commission reporting requirement regarding the costs and benefits of net energy metering.

(Status: Failed passage on Senate Floor)

AB 1771 (Valadao) – Renewable energy resources: hydroelectric generation.

Eliminates existing limitations applicable to hydroelectric facilities for purposes of eligibility for the Renewables Portfolio Standard, making any hydroelectric facility in the Western Electricity Coordinating Council (Western U.S., British Columbia, Alberta and Baja California) eligible without regard to size.

(Status: Failed passage in Assembly Natural Resources Committee)

AB 1850 (Calderon) – Energy: appliance efficiency. Specifies that battery charger labeling requirements adopted by the California Energy Commission do not become effective and prohibits the enforcement of those requirements if, no later than January 31, 2013, the United States Department of Energy issues a decision adopting a federal labeling requirement for battery chargers that becomes effective no later than July 1, 2013.

(Status: Held on the Senate Floor – Inactive File)

AB 1900 (Gatto) – Renewable energy resources: biomethane. Revises toxic compound standards and testing requirements for landfill gas to be sold to a gas utility for transportation in a common carrier pipeline. The bill requires the identification of potential contaminants in landfill gas that may pose a health or safety hazard; the determination of appropriate concentrations for those contaminants based on health protective levels and exposure scenarios; and related monitoring, testing, reporting and recordkeeping procedures. The bill requires the Public Utilities Commission to adopt new standards for landfill gas to permit access to utility pipelines while protecting human health and pipeline integrity.
(Status: Chaptered by the Secretary of State – Chapter 602, Statutes of 2012)

AB 2075 (Fong) – Energy: power plant certification. As passed by the Assembly, repealed Section 25502.3 of the Public Resources Code, which authorizes "facilities" (i.e. thermal powerplants) excluded from California Energy Commission (CEC) jurisdiction when the Warren-Alquist Act was enacted in 1974 to submit to CEC jurisdiction. Amended in the Senate to increase the capacity of fuel cell electrical generating facilities eligible for net energy metering tariff from 1 megawatt to 3 megawatts.
(Status: Failed passage in Senate Energy, Utilities and Commerce Committee)

AB 2161 (Achadjian) – Energy: renewable energy resources. Adds San Luis Obispo to the list of counties eligible to receive renewable energy planning grants from the California Energy Commission.
(Status: Chaptered by the Secretary of State - Chapter 250, Statutes of 2012)

AB 2187 (Bradford) – Renewable energy resources. Exempts renewable energy contracts entered into by electric service providers before January 14, 2011, rather than before June 1, 2010, from product content restrictions for purposes of meeting the Renewables Portfolio Standard requirements.
(Status: Chaptered by the Secretary of State – Chapter 604, Statutes of 2012)

AB 2196 (Chesbro) – Renewable energy resources. Clarifies the eligibility of "biomethane" from landfill and digester sources for the Renewables Portfolio Standard. Under the bill, biomethane delivered to a power plant via pipeline will be eligible only if specified environmental benefits can be confirmed. The bill closes a loophole in Energy Commission rules that allowed landfill gas from sources as far away as Pennsylvania to be claimed as California renewable energy. The bill will assure that biomethane sources must meet conditions comparable to solar, wind, and other renewable energy resources to be eligible for the RPS.
(Status: Chaptered by the Secretary of State – Chapter 605, Statutes of 2012)

AB 2339 (Williams) – Energy: geothermal technologies. Requires the California Energy Commission, in consultation with the Public Utilities Commission, the Air Resources Board, cities, counties, special districts, and other stakeholders, to evaluate policies to overcome barriers to the use of geothermal heat pump and geothermal ground loop technologies by July 1, 2013.
(Status: Chaptered by the Secretary of State – Chapter 608, Statutes of 2012)

AB 2355 (Gaines) – Energy: appliance efficiency: battery chargers. Specifies that energy efficiency requirements for non-USB battery chargers adopted on or before January 1, 2014 will become effective on that date.

(Status: Failed passage in Assembly Natural Resources Committee)

AB 2390 (Chesbro) – Electricity: biomass: incentive programs. Requires the California Energy Commission to provide incentives to producers and collectors of biomass material associated with forest fuel reduction and fire prevention activities.

(Status: Held in Senate Appropriations Committee)

AB 2408 (Skinner) – Energy: conservation. Repeals the requirement that activities undertaken by the California Energy Commission to develop a comprehensive program to achieve greater energy savings in existing residential and nonresidential buildings, formally known as the AB 758 (Skinner), Chapter 470, Statutes of 2009, the Comprehensive Energy Efficiency Program for Existing Buildings (AB 758 Program), be funded by the American Recovery and Reinvestment Act. Subsequently amended to relate to tax deductions.

(Status: Held on the Senate Floor)

AB 2409 (Allen) – Energy efficiency. Requires the California Energy Commission (CEC) to review emerging technology financing models used in other states to finance energy efficiency technology deployments and services that maximize private sector investment in California. The CEC would be authorized to establish and consult with an investment advisory group consisting of private and public investors.

(Status: Held in Senate Appropriations Committee)

SB 2 x1 (Simitian) – Energy: renewable energy resources. Increases California's Renewables Portfolio Standard goal from 20 percent by 2010 to 33 percent by 2020 and revises specified provisions of the existing RPS statutes.

(Status: Chaptered by the Secretary of State - Chapter 1, Statutes of 2011-12, First Extraordinary Session)

SB 23 (Simitian) – Energy: renewable energy resources. Extends for one year three Renewables Portfolio Standard compliance dates enacted by SB 2 X1 (Simitian) and makes related technical amendments.

(Status: Held on the Senate floor)

SB 35 (Padilla) – California Energy Research and Technology Act of 2011. As heard by the Assembly Natural Resources Committee, repealed the California Energy Commission's Public Interest Energy Research Program and Renewable Energy Program, as well as the "public goods charge" collected from electric utility customers which funds these programs and utility energy efficiency programs. Instead established the California Energy Research and Technology Program for the purpose of funding energy-related research, development, and demonstration, but provided no funding. Subsequently amended to add the California Health Benefit Exchange to the list of public assistance agencies required by the

National Voter Registration Act of 1993 (NVRA) to provide voter registration opportunities and codifies various other provisions of the NVRA.

(Status: Chaptered by the Secretary of State – Chapter 505, Statutes of 2012)

SB 454 (Pavley) – Energy efficiency standards. Authorizes the California Energy Commission to adopt an administrative enforcement process, including civil penalties, for violations of its appliance efficiency standards. Requires utility energy efficiency rebates to be provided only if work complies with applicable permitting and contractor licensing requirements.

(Status: Chaptered by the Secretary of State – Chapter 591, Statutes of 2011)

SB 489 (Wolk) – Electricity: net energy metering. Expands renewable energy technologies eligible for net metering from solar, wind, and biogas digester generators to any "renewable electrical generation facility," as defined.

(Status: Chaptered by the Secretary of State – Chapter 593, Statutes of 2011)

SB 679 (Pavley) – Energy: energy conservation projects: financial assistance: local governments and public institutions. Appropriates \$25 million to the Energy Conservation Assistance Account from \$50 million previously appropriated from the Renewable Resource Trust Fund to the California Alternative Energy and Advanced Transportation Financing Authority to support Property Assessed Clean Energy programs.

(Status: Chaptered by the Secretary of State - Chapter 597, Statutes of 2011)

SB 771 (Kehoe) – California Alternative Energy and Advanced Transportation Financing Authority. Specifies that landfill and digester gas turbines, engines, and microturbines may be considered renewable energy eligible for financial assistance under the California Alternative Energy and Advanced Transportation Financing Authority Act.

(Status: Chaptered by the Secretary of State – Chapter 598, Statutes of 2011)

SB 870 (Padilla) – California Energy Research and Technology program.

Establishes the California Energy Innovation Program for the purpose of funding energy-related research, development, and demonstration (RD&D), contingent on reauthorization of public goods charge funding for RD&D.

(Status: Held on the Assembly Floor)

SB 1122 (Rubio) – Energy: renewable biomass and biogas projects. Expands a feed-in tariff (FIT) program for small-scale renewable electric generation facilities to require statewide procurement of up to 250 megawatts of renewable energy from small biomass or biogas technologies that utilize low-emission technologies.

(Status: Chaptered by the Secretary of State - Chapter 612, Statutes of 2012)

SB 1130 (De León) – Energy: energy assessment: commercial buildings: retrofitting. Establishes the Nonresidential Building Energy Retrofit Financing Act of 2012, and requires the California Energy Commission to establish the Nonresidential Building Energy Retrofit Financing Program by July 1, 2013 to provide financial assistance through revenue bonds for owners of eligible buildings to implement energy efficiency improvements and renewable energy generation.

(Status: Held in the Assembly Appropriations Committee)

SB 1268 (Pavley) – Energy: energy conservation assistance. Extends the sunsets of two California Energy Commission programs that provide low-interest energy loans to local governments and schools - the Energy Conservation Assistance Account from 2013 to 2028 and the Local Jurisdiction Energy Assistance Account from 2016 to 2028.

(Status: Chaptered by the Secretary of State - Chapter 615, Statutes of 2012)

SB 1496 (Simitian) – Energy: State Energy Resources Conservation and Development Commission: natural gas. Requires the California Energy Commission (CEC) to conduct, update and publish specified assessments of liquefied natural gas (LNG). Imposes specified analytical requirements for an environmental impact report (EIR) for an onshore or offshore LNG terminal in California.

(Status: Held in Assembly Appropriations Committee)

FORESTRY AND FIRE PROTECTION

AB 163 (Jeffries) – Department of Forestry and Fire Protection: employment: criminal background checks. Requires the Department of Forestry and Fire Protection and the Board of Forestry to conduct a criminal background check prior to hiring an employee.
(Status: Failed passage in Assembly Natural Resources Committee)

AB 380 (Chesbro) – Resources: watersheds. Provides direction to the California Department of Forestry and Fire Protection and Board of Forestry when implementing pilot projects and developing guidelines required by regulations promulgated to protect and restore the riparian zone in watersheds with listed anadromous salmonids.
(Status: Held in Assembly Appropriations Committee)

AB 384 (Chesbro) – State forest land: Jackson Demonstration State Forest. Authorizes the City of Fort Bragg (City) and the County of Mendocino (County) to acquire up to 17 acres of the Jackson Demonstration State Forest to develop a solid waste transfer station set at fair market value. This transaction is part of a three-way land swap between the City and County, the Department of Forestry and Fire Protection, and the Department of Parks and Recreation.
(Status: Chaptered by the Secretary of State - Chapter 173, Statutes of 2011)

AB 1005 (Dickinson) – Forest practices: timber harvesting plan. Requires the Secretary of Natural Resources to convene a group of specific stakeholders to develop and produce a report to the Legislature on recommended changes to the state's timber harvest plan regulatory program.
(Status: Held in Assembly Appropriations Committee)

AB 1414 (Natural Resources Committee) – Forestry: timber harvesting. Amends the Z'berg-Nejedly Forest Practice Act of 1973 to make technical changes and to repeal outdated provisions.
(Status: Chaptered by the Secretary of State - Chapter 584, Statutes of 2011)

AB 1506 (Jeffries) – State responsibility areas: fire prevention fees. Repeals the fire prevention fee, which funds fire prevention activities in areas where the financial responsibility of preventing and suppressing fires is primarily the responsibility of the state.
(Status: Held in Assembly Appropriations Committee)

AB 2168 (Chesbro) – Forestry: timber harvesting plans. Requires the California Department of Forestry and Fire Protection to coordinate with a timber harvest plan's interdisciplinary review team to ensure that all necessary members of the team are present at the preharvest inspection, if such an inspection is needed.
(Status: Held in Senate Natural Resources and Wildlife Committee)

AB 2169 (Chesbro) – Property Acquisition Law: State Public Works Board.

Exempts the acquisition of conservation easements made pursuant to the California Forest Legacy Program Act from current law requiring that all real property be acquired for state agencies by the State Public Works Board. Clarifies that the Wildlife Conservation Board may acquire conservation easements on behalf of the Department of Forestry and Fire Protection pursuant to the Forest Legacy Program.

(Status: Chaptered by the Secretary of State - Chapter 252, Statutes of 2012)

AB 2170 (Chesbro) – Forestry: working forest management plan. Creates the "Working Forest Management Plan," which authorizes a long-term timber planning document for nonindustrial timberland owner with less than 15,000 acres of timberland.

(Status: Held in Senate Natural Resources and Wildlife Committee)

AB 2474 (Chesbro) – Fire prevention fee: state responsibility areas. Adjusts the fire prevention fee by taking into consideration any amount that an owner of a structure in a state responsibility area already pays for local fire service and the severity of the fire zone where the structure is located.

(Status: Held in Assembly Appropriations Committee)

AB 2544 (Gordon) – Forestry and fire protection: land purchases and property use. Clarifies and expands the Department of Forestry and Fire Protection's authority regarding land transactions for the purpose of qualifying for the Department of General Services review exemption.

(Status: Chaptered by the Secretary of State - Chapter 306, Statutes of 2012)

SB 455 (Pavley) – Forestry: timberlands: conversion mitigation. Requires timberland conversion projects to mitigate environmental and greenhouse gas impacts through reforestation and other specified forest related activities.

(Status: Held on the Senate Floor)

SB 1241 (Kehoe) – Land use: general plan: safety element: fire hazard impacts. Requires cities and counties to address fire risk for state responsibility areas and very high fire hazard severity zones in general plan updates and subdivision approvals, and requires the Office of Planning and Research to update the California Environmental Quality Act Guidelines and the General Plan Guidelines.

(Status: Chaptered by the Secretary of State - Chapter 311, Statutes of 2012)

SB 1541 (La Malfa) – Timber harvesting plans. Deletes the January 1, 2013 sunset date for the Forest Fire Prevention Exemption, which allows limited timber harvesting to decrease fuel continuity.

(Status: Chaptered by the Secretary of State – Chapter 312, Statutes of 2012)

LAND CONSERVATION

SB 436 (Kehoe) – Land use: mitigation lands: nonprofit organizations.

Authorizes a state or local agency to allow a qualified and approved nonprofit organization or special district to hold property and long-term stewardship funds to mitigate adverse impacts to natural resources caused by a permitted development project.

(Status: Chaptered by the Secretary of State – Chapter 590, Statutes of 2011)

SB 618 (Wolk) – Local government: solar-use easement. Authorizes a city or county and a landowner to rescind a Williamson Act contract on agricultural lands of limited agriculture value and enter into a solar-use easement that restricts the use of land to photovoltaic solar facilities.

(Status: Chaptered by the Secretary of State - Chapter 596, Statutes of 2011)

OIL AND GAS DEVELOPMENT

AB 591 (Wieckowski) – Oil and gas production: hydraulic fracturing. Requires operators of oil and natural gas wells to provide information on hydraulic fracturing to the Division of Oil, Gas, and Geothermal Resources, for publication on the Division's website.
(Status: Held in Assembly Appropriations Committee)

AB 1966 (Ma) – Natural resources: oil and gas: drilling. For oil and gas production related activities, requires the owner of mineral rights in real property to give the surface owner up to five days' notice for non-surface-disrupting activities and 30 days' notice for surface-disrupting activities prior to the first entry upon the property.
(Status: Chaptered by the Secretary of State - Chapter 542, Statutes of 2012)

OIL SPILLS

AB 1112 (Huffman) – Oil spill prevention and administrative fee: State Lands Commission. Requires the Office of Spill Prevention and Response to increase its monitoring and inspections of operations involving the transfer of oil between vessels; temporarily increases the Oil Spill Prevention and Administration Fund fee to support the state's oil spill prevention programs for three years; and requires the State Lands Commission, in consultation with the Department of Conservation, to provide statutory recommendations to the Legislature to ensure maximum safety and prevention of harm during offshore oil drilling.

(Status: Chaptered by the Secretary of State - Chapter 583, Statutes of 2011)

AB 1601 (Huffman) – Oil spill prevention: nontank vessel: certification of financial responsibility. Caps the biennial fee paid by nontank vessel owners at \$3,500 with an annual adjustment allowed for inflation.

(Status: Held in Senate Appropriations Committee)

AB 2005 (Garrick) – Oil spills: nontank vessels: contingency plans and financial responsibility. Requires, until January 1, 2014, the owner or operator of a nontank vessel within a specific range of gross tonnage that is not used for commercial purposes to submit evidence of financial responsibility, payment of the nontank vessel fee, graywater information, sewage information, and other vessel information at least 96 hours prior to the vessel's arrival in the marine waters of the state, and to submit other required documents within 14 days after the arrival of the vessel.

(Status: Chaptered by the Secretary of State - Chapter 543, Statutes of 2012)

SB 1192 (Evans) – Oil spill prevention and administrative fee. Provides additional funding mechanisms through the Oil Spill Prevention and Administration Fund to secure funding for the Oiled Wildlife Care Network, which, among other related things, rescues animals affected by oil spills.

(Status: Held in Assembly Appropriations Committee)

RECYCLING AND SOLID WASTE

AB 34 (Williams) – Solid waste compost facilities: odor. Limits enforcement of odor complaints against compost facilities to odors that can be verified to exceed "objective" odor standards established by the Department of Resources Recycling and Recovery (CalRecycle).

(Status: Held in Assembly Appropriations Committee)

AB 298 (Brownley) – Solid waste: single-use carryout bags. Prohibits retailers, as defined, from providing single use plastic bags to consumers beginning January 1, 2014. The bill permits stores to provide recycled paper bags until January 1, 2015. Stores included in the bill's requirements are required to make reusable bags available for sale and established requirements for reusable bags.

(Status: Held in Senate Appropriations Committee)

AB 341 (Chesbro) – Solid waste: diversion. Establishes a state policy goal that 75% of solid waste generated be diverted from landfill disposal by 2020. This bill also requires that all commercial facilities that generate more than four cubic yards of solid waste per week implement recycling programs.

(Status: Chaptered by the Secretary of State - Chapter 476, Statutes of 2011)

AB 525 (Gordon) – Solid waste: tire recycling. Authorizes CalRecycle to award grants from the California Tire Recycling Management Fund to cities, counties, and other local government agencies for the funding of public works projects that use waste tires. Sunsets the bill's provisions on June 30, 2015.

(Status: Chaptered by the Secretary of State - Chapter 573, Statutes of 2011)

AB 549 (Carter) – Recycling: electronic waste. Modifies the Electronic Waste Recycling Act of 2003 fraud prevention and audit functions within the Department of Resources Recycling and Recovery (CalRecycle). This bill clarifies that CalRecycle shall not pay an electronic waste recycling payment or recovery payment for covered electronic waste generated outside of the state and subsequently brought into the state; establishes a timeline for payments issued by CalRecycle after completing a review of a claim; expands CalRecycle's auditing authority; and, makes related changes.

(Status: Chaptered by the Secretary of State - Chapter 523, Statutes of 2012)

AB 712 (Williams) – Recycling: beverage containers. Prohibits, on and after 1, 2012, the Department of Resources Recycling and Recovery from providing the Beverage Container Recycling and Litter Reduction Act funds to a city, county, or city and county that prevents the siting or operation of a certified recycling center at a supermarket site.

(Status: Chaptered by the Secretary of State - Chapter 576, Statutes of 2011)

AB 794 (Wieckowski) – Solid waste: hazardous electronic waste. As passed by the Natural Resources Committee, this bill allowed the Department of Resources Recovery and Recycling to impose civil penalties against a covered electronic waste recycler or collector who makes a false statement or representation for purposes of compliance with the Electronic Waste Recycling Act. This bill was subsequently amended to address local education facility bonds.

(Status: Chaptered by the Secretary of State – Chapter 715, Statutes of 2012)

AB 818 (Blumenfeld) – Solid waste: multifamily dwellings. Requires an owner of a multifamily dwelling with five or more living units to arrange for recycling services that are appropriate and available for the dwelling except under specified circumstances.

(Status: Chaptered by the Secretary of State - Chapter 279, Statutes of 2011)

AB 837 (Nestande) – Solid waste: plastic food and beverage containers.

Requires a manufacturer or supplier making an environmental marketing claim relating to the recycled content of a plastic food container product to maintain specified information and documentation in support of that claim. This bill requires a manufacturer or supplier to furnish this information to any member of the public upon request or to provide the information on its website. This bill sunsets on January 1, 2018.

(Status: Chaptered by the Secretary of State - Chapter 525, Statutes of 2012)

AB 845 (Ma) – Solid waste: place of origin. Prohibits an ordinance enacted by a city or county, including an ordinance enacted by initiative by the voters of a city or county, from otherwise restricting or limiting the importation of solid waste into a privately owned solid waste facility based on place of origin. Specifies that the bill does not require a privately owned or operated solid waste facility to accept certain waste, does not allow a privately owned solid waste facility to abrogate certain agreements, does not prohibit a city, county, or regional agency from requiring a privately owned solid waste facility to guarantee permitted capacity to a host jurisdiction, and does not otherwise supersede or affect the land use authority of a city or county.

(Status: Chaptered by the Secretary of State - Chapter 526, Statutes of 2012)

AB 960 (Lowenthal) – Recycling: electronic waste. Requires exporters of covered electronic waste devices to demonstrate to the Department of Toxic Substances Control that the electronic waste will be handled in compliance with local laws where the waste is imported.

(Status: Held in Senate Appropriations Committee)

AB 1019 (John A. Pérez) – Solid waste: carpet stewardship. As passed by the Natural Resources Committee, required the Department of General Services, on or before January 1, 2014, to take the appropriate steps to ensure that postconsumer carpet removed from state buildings be managed in a manner that is consistent with state policy. This bill was subsequently amended to become a state government bill.

(Status: Chaptered by the Secretary of State - Chapter 137, Statutes of 2012)

AB 1149 (Gordon) – Beverage containers: recycling and litter reduction: funds. Extends the Department of Resources Recycling and Recovery's (CalRecycle) plastic market development program, which provides Bottle Bill funds to support recyclers and manufacturers using empty plastic beverage containers. Specifically, this bill extends the plastic market development program and funding authority from January 1, 2012 to January 1, 2017 and requires CalRecycle to consider specified factors when setting payment amounts.
(Status: Chaptered by the Secretary of State - Chapter 486, Statutes of 2011)

AB 1178 (Ma) – Solid waste: place of origin. Prohibits an ordinance enacted by a city or county, including an ordinance enacted by initiative by the voters of a city or county, from otherwise restricting or limiting the importation of solid waste into a privately owned solid waste facility based on place of origin. Specifies that the bill does not require a privately owned or operated solid waste facility to accept certain waste, does not allow a privately owned solid waste facility to abrogate certain agreements, does not prohibit a city, county, or regional agency from requiring a privately owned solid waste facility to guarantee permitted capacity to a host jurisdiction, and does not otherwise supersede or affect the land use authority of a city or county.
(Status: Held in Senate Environmental Quality Committee)

AB 1359 (Skinner) – Solid waste: beverage containers: fiberglass. As passed by the Natural Resources Committee, made numerous technical and clarifying changes to the Bottle Bill, including correcting code references and deleting obsolete provisions; deleted provisions that require the establishment of reporting periods and calculations for redemption rates for beverage containers; and, clarified that a beverage manufacturer may make a single annual payment of processing fees if the projected processing fees are less than \$15,000 for the calendar year, without regard to the refund value. Subsequently amended to relate to the Welfare and Institutions Code.
(Status: Chaptered by the Secretary of State - Chapter 468, Statutes of 2012)

AB 1647 (Gordon) – Solid waste: waste tires: injunction. Makes various revisions to the hearing and enforcement process for waste tire facility and waste tire hauling violations to streamline and strengthen enforcement against illegal tire storage facilities.
(Status: Chaptered by the Secretary of State - Chapter 534, Statutes of 2012)

AB 1834 (Brownley) – Recycling: reusable bags. Defines "reusable bag" for purposes of the At-Store Recycling Program Law and specifies that on and after July 1, 2013, the definition of what is a reusable bag under this bill will become operative. Between January 1, 2013 until June 30, 2013, the current At Store Recycling Program Law remains operative.
(Status: Held on the Senate Floor – Inactive File)

AB 1933 (Gordon) – Beverage containers: handling fees: enforcement. Strengthens tracking provisions for beverage containers transported into California. Temporarily increases handling fees paid to certified recycling centers until March 1, 2013, and makes related changes to the method for calculating handling fees.
(Status: Chaptered by the Secretary of State - Chapter 540, Statutes of 2012)

AB 2670 (Committee on Natural Resources) – Solid waste plans: recycling.

Requires the Department of Resources Recycling and Recovery (CalRecycle) to promulgate regulations to require large generators of organic waste to arrange for separate collection and recycling services for that material. Requires CalRecycle to phase out diversion credit for green material used as alternative daily or intermediate cover at a landfill by January 1, 2020. Further requires CalRecycle to conduct an analysis of the use of residual fines from the material recovery and compost facilities for potential use as alternative daily or intermediate cover at a landfill. Makes additional technical and clarifying changes to the Rigid Plastic Packaging Container Program.

(Status: Held in Senate Environmental Quality Committee)

SB 518 (Simitian) – Recycling: beverage containers. As passed by the Assembly Natural Resources Committee, deleted provisions in the California Beverage Container Recycling and Litter Reduction Act (Bottle Bill) that require the Department of Resources Recycling and Recovery (CalRecycle) to establish reporting periods for redemption rates and that require CalRecycle to determine redemption rates for specified types of beverage containers. Subsequently amended to establish a committee to advise and make recommendations to the Governor, Superintendent of Public Instruction, State Board of Education, and the Legislature on issues related to the California Longitudinal Pupil Achievement Data System.

(Status: Held in Assembly Inactive File)

SB 567 (DeSaulnier) – Recycling: plastic products. Expands the law concerning the sale of "biodegradable" or "compostable" plastic bags to apply to all plastic products, as defined, labeled as "compostable," "home compostable," or "marine degradable" unless they meet the American Society for Testing and Materials standard specifications, the OK Compost HOME certification, or a standard adopted by the Department of Resources Recycling and Recovery. This bill prohibits the sale of a plastic product that is labeled as "biodegradable," "degradable," "decomposable," or as otherwise specified.

(Status: Chaptered by the Secretary of State – Chapter 594, Statutes of 2011)

SB 568 (Lowenthal) – Recycling: polystyrene food containers. Prohibits a food vendor from dispensing prepared food to a customer in a polystyrene foam food container after January 1, 2016, (July 1, 2017, for school districts) unless the local government or school district adopts a recycling program that can recycle at least 60% of its polystyrene foam food containers.

(Status: Held on the Assembly Floor)

SB 833 (Vargas) – Solid waste: disposal facilities: San Diego County. Prohibits the construction or operation of a solid waste disposal facility in San Diego County if that facility meets both of the following conditions: (1) any portion of the disposal facility is located on or within 1,000 feet of the San Luis Rey River or an aquifer that is hydrologically connected to that river, and (2) the disposal facility is located on or within 1,000 feet of a site that is considered sacred or of spiritual or cultural importance to a tribe, as defined, and that is listed in the California Native American Heritage Commission Sacred Lands Inventory.
(Status: Vetoed by Governor, October 9, 2011)

SB 841 (Wolk) – Solid waste: enterprises: contracts. Prohibits a local government from enforcing an indemnity obligation against a solid waste enterprise for claims arising out of Proposition 218 or Proposition 26 violations.
(Status: Chaptered by the Secretary of State – Chapter 713- Statutes of 2011)

SB 1118 (Hancock) – Solid waste: used mattresses. Establishes the Mattress Recovery and Recycling Act, which requires manufacturers of mattresses sold in California to submit a mattress recovery and recycling plan to the Department of Resources Recovery and Recycling by April 1, 2014, implement the provisions of the plan, and achieve specified recycling goals.
(Status: Senate failed to concur in Assembly amendments)

SB 1219 (Wolk) – Recycling: plastic bags. Extends the "At-Store Recycling Program" for plastic bags to January 1, 2020, and repeals a preemption prohibiting local governments from implementing separate plastic bag recycling programs, additional auditing or reporting requirements, or from imposing a fee on plastic bags.
(Status: Chaptered by the Secretary of State - Chapter 384, Statutes of 2012)

SB 1359 (Simitian) – Solid waste: compost. As passed by the Natural Resources Committee, deleted the definition of compost in the Compost Market Program and replaced it with a reference to the definition of compost used in the Integrated Waste Management Act. Subsequently amended to relate to the California Breast Cancer Research Fund.
(Status: Chaptered by the Secretary of State – Chapter 615, Statutes of 2012)

SB 1547 (Simitian) – Recycling: beverage containers: enforcement. Requires the California Department of Resources Recycling and Recovery to exclude "other ineligible material" when conducting surveys to determine a commingled rate for beverage containers included in the California Beverage Container Recycling and Litter Reduction Act.
(Status: Vetoed by Governor, September 29, 2012)

STATE LANDS AND TIDELANDS

AB 418 (Ammiano) – Tidelands and submerged lands: City and County of San Francisco: Pier 70. Authorizes the State Lands Commission to approve and effectuate a land exchange involving public trust lands within the Pier 70 area in San Francisco for the purpose of facilitating the Port of San Francisco's redevelopment plans. Frees the public trust restrictions from Seawall Lot 330 in San Francisco and authorizes the transfer of the property to a private party.

(Status: Chaptered by the Secretary of State - Chapter 477, Statutes of 2011)

AB 442 (Silva) – Public lands: lease. Prohibits the State Lands Commission from charging rent for a littoral landowner's cantilevered deck that extends over state waterways.

(Status: Failed passage in Assembly Natural Resources Committee)

AB 752 (Brownley) – Tidelands and submerged lands: sea level action plan.

Requires certain trustees of granted public trust lands to prepare a sea level rise action plan to protect important economic infrastructure and environmental habitat from the effects of projected sea level rise.

(Status: Held in Senate Natural Resources and Wildlife Committee)

AB 982 (Skinner) – Energy: Solar Energy Parks Program. Requires the State Lands Commission (SLC) to enter into a memorandum of agreement (MOA) by April 1, 2012, with the United States Secretary of the Interior to facilitate land exchanges that consolidate state "school lands" in the California desert into contiguous holdings that are suitable for large-scale renewable energy-related projects. Requires SLC to submit a land exchange proposal to the federal government within 240 days of the execution of the MOA.

(Status: Chaptered by the Secretary of State - Chapter 485, Statutes of 2011)

AB 1054 (Skinner) – Public lands: oil and gas leases. Prevents a lessee on State Lands Commission land from relinquishing his or her duty to pay rent and hold insurance until the lease premises have been reclaimed or restored.

(Status: Failed passage on Senate Third Reading)

AB 1847 (Lowenthal) – City of Long Beach: grant of public trust lands. Grants, in trust, public trust lands known as the Bixby Park Public Trust Parcels, the Colorado Lagoon Public Trust Parcels, and the Marine Stadium Channel Public Trust Parcels to the City of Long Beach.

(Status: Chaptered by the Secretary of State - Chapter 118, Statutes of 2012)

AB 2082 (Atkins) – Public lands: State Lands Commission: violations.

Authorizes the State Lands Commission to impose administrative penalties against a person who constructs, places, maintains, owns, uses, or possesses a structure or facility on land that

is under the Commission's jurisdiction, and that is owned by the state, without first obtaining the necessary easements, leases, or permits from the Commission.

(Status: Chaptered by the Secretary of State - Chapter 247, Statutes of 2012)

AB 2620 (Achadjian) – Tidelands and submerged lands: granted public trust lands. Adds reporting requirements for local trustees of granted public trust lands, requires the State Lands Commission to increase its oversight of public trust lands, and requires the Commission to evaluate its current staffing needs through a workload analysis.

(Status: Chaptered by the Secretary of State - Chapter 206, Statutes of 2012)

AB 2649 (Ammiano) – Tidelands and submerged lands: City and County of San Francisco: seawall lots. Adds seawall lots 322-1 and 377 to the list of San Francisco seawall lots no longer needed for specified trust purposes, and authorizes the Port of San Francisco to lease those lots for nontrust purposes, as specified.

(Status: Chaptered by the Secretary of State – Chapter 757, Statutes of 2012)

SB 152 (Pavley) – Public lands: general leasing law: littoral landowners.

Repeals the law that prohibits the State Lands Commission from charging rent for private recreational piers constructed on state lands and requires the Commission to charge fair annual rent for these types of piers.

(Status: Chaptered by the Secretary of State – Chapter 585, Statutes of 2011)

SB 551 (DeSaulnier) – State property: tidelands transfer: City of Pittsburg.

Repeals the 2006 public trust grant made to the City of Pittsburg and makes a new grant that includes the lands from the 2006 grant as well as lands annexed to the City in 2009.

(Status: Chaptered by the Secretary of State – Chapter 422, Statutes of 2011)

SB 595 (Wolk) – Tidelands and submerged lands: removal of vessels. Provides the State Lands Commission with administrative authority to dispose of abandoned vessels located on state waterways.

(Status: Chaptered by the Secretary of State - Chapter 595, Statutes of 2011)

SB 860 (Natural Resources & Water Committee) – Tidelands and submerged lands: City and County of San Francisco: Hunters Point Naval Shipyard and Candlestick Point: mineral rights. Makes clean-up amendments to statutes

authorizing public trust land exchanges and grants for redevelopment projects at Hunters Point Naval Shipyard and Candlestick Point, Treasure Island, and the Naval Air Station Alameda.

(Status: Chaptered by the Secretary of State – Chapter 429, Statutes of 2011)

SB 1577 (Natural Resources & Water Committee) – Public trust lands: City of Newport Beach. Grant in trust, 10.3 acres of state public trust lands to the City of Newport Beach.

(Status: Chaptered by the Secretary of State - Chapter 286, Statutes of 2012)

SURFACE MINING

AB 566 (Galgiani) – Resources: surface mining. Requires the State Mining and Geology Board to provide information on local mineral deposits to local governments and metropolitan planning organizations within 30 days of a request for the information.
(Status: Chaptered by the Secretary of State - Chapter 218, Statutes of 2011)

AB 1609 (Lara) – Surface mining: determinations: appeals. Requires the "AB 3098 List" to include surface mining operations that are in compliance with an order addressing noncompliance with the Surface Mining and Reclamation Act and expands and alters the appeal process for surface mining operations removed or excluded from the list.
(Status: Held in Senate Natural Resources and Water Committee)

AB 2509 (Nielsen) – Surface mining and reclamation plans: exempted activities. Exempts activities related to the immediate restoration of lands affected by a natural disaster or flood from the Surface Mining and Reclamation Act without being subject to existing regulatory restrictions on the amount of mineral materials that can be exported for commercial purposes.
(Status: Chaptered by the Secretary of State - Chapter 177, Statutes of 2012)

SB 108 (Rubio) – Surface mining: idle mines. Amends the definition of an idle mine by taking a snapshot of a five-year period, rather than the life of the mine, to determine if production has been curtailed to the point where the interim management plan (IMP) requirements should apply. Allows a mining operation that became idle and that failed to get an approved IMP (and thus considered abandoned) prior to January 1, 2013 to be returned to idle status if an IMP is approved by July 1, 2013 and various requirements, as specified, are met.
(Status: Chaptered by the Secretary of State – Chapter 491, Statutes of 2011)

SB 133 (Wolk) – Natural resources: Cache Creek Resources Management Plan. Extends the sunset date for allowing the Cache Creek Resources Management Plan, in conjunction with a site specific plan, to serve as the functional equivalent of a mining reclamation plan from December 31, 2012 to December 31, 2017.
(Status: Chaptered by the Secretary of State – Chapter 145, Statutes of 2011)

SB 143 (Rubio) – Surface mining: idle mines. Limits the renewal of an idle surface mining operation's Interim Management Plan to one additional five-year renewal period at the expiration of the first five-year renewal period.
(Status: Chaptered by the Secretary of State - Chapter 324, Statutes of 2012)

SB 792 (Steinberg) – Surface mining: mineral resources management policies. Amends the content of a local government's mineral resources management policies, which is required by the Surface Mining and Reclamation Act, so that it assists in the management of land use that affects access to areas that contain mineral deposits of statewide and regional significance.
(Status: Chaptered by the Secretary of State – Chapter 345, Statutes of 2011)

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