

~ AIR QUALITY ~

AB 28 (Jeffries) – Natural gas engines: water movement: emissions limitation requirements. This bill would have prohibited air pollution control districts and air quality management districts from imposing specified emissions, testing, and reporting requirements for natural gas engines that are used in the movement of any type of water and that is owned, operated, or contracted for operation by a local government or special district.

(Status: Failed in Assembly Natural Resources Committee)

AB 453 (Garrick) – Gasoline: vapor recovery systems. This bill would have exempted gasoline service stations from penalties for failing to comply with enhanced vapor recovery regulations adopted by the Air Resources Board. The exemption applied to violations that occurred before April 1, 2010.

(Status: Held in Assembly Appropriations Committee)

AB 1085 (Mendoza) – State Air Resources Board: regulations. This bill requires the Air Resources Board (ARB) to publish information on technical, theoretical, and empirical study, report, or similar document, if any, upon which the agency relies in proposing the adoption, amendment, or repeal of a regulation prior to the comment period for any regulation proposed for adoption. This bill also requires ARB to release this information in aggregated form, where necessary, to protect proprietary, confidential, or otherwise legally protected business information.

(Status: Chaptered by the Secretary of State – Chapter 384, Statutes of 2009)

AB 1305 (V. Manuel Pérez) – Air pollution: imported electricity: mitigation fee. This bill would have imposed an import fee of \$0.001 per kilowatt hour on electricity from new power plants in Mexico to fund air pollution control in adjacent California air districts. The Air Resources Board would have been required to distribute the fee revenues proportionately to air districts impacted by emissions of air contaminants from the Mexican power plants.

(Status: Held in Assembly Utilities and Commerce Committee)

AB 1318 (V. Manuel Pérez) - South Coast Air Quality Management District: emission reduction credits: California Environmental Quality Act. This bill establishes special air pollution permitting procedures for one power plant in the South Coast Air Quality Management District (SCAQMD) in lieu of an unfavorable court ruling. The SCAQMD executive officer is required to supply credits to the SCAQMD's internal emission credit accounts, and transfer from the accounts, emission credits up to specified amounts to eligible electrical generating facilities meeting certain conditions. The executive officer is also required to credit and transfer emission credits for essential public service facilities.

(Status: Chaptered by the Secretary of State – Chapter 285, Statutes of 2009)

AB 1384 (Miller) – Gasoline: vapor recovery systems. This bill would have extended the deadline for compliance with enhanced vapor recovery regulations adopted by the Air Resources Board for one year (until April 1, 2010) for gasoline service stations owned or operated by a local government.

(Status: Failed in Assembly Natural Resources Committee)

AB 1395 (Torrico) – Inmates: incentive credits. As passed by this committee, this bill would have required Air Resources Board to publish all changes to draft regulations in a specified format, and to ensure that all public workshops are recorded and made available to the public. The bill was subsequently amended to relate to public safety.

(Status: Held in Senate Public Safety Committee)

AB 1672 (Jeffries) – State Air Resources Board: election of board members. This bill would have, as of January 1, 2013, required members of the Air Resources Board (ARB) to be elected by 11 districts established by the ARB. This bill would not have required a primary election and would have eliminated the existing general qualifications (i.e. demonstrated interest and proven ability in the field of air pollution control, understanding of the needs of the general public in connection with air pollution problems) and specific qualifications (i.e. automotive engineering, science, physician, and representatives of specified local air districts) currently applicable to ARB members.

(Status: Failed in Assembly Natural Resources Committee)

AB 1692 (Bill Berryhill) – General fund: fines. This bill would have required fines and penalties imposed by the Department of Toxic Substances Control, the Air Resources Board, and the State Water Resources Control Board to be deposited in the General Fund. This bill would also have exempted these funds from the requirement that the Legislature must authorize their expenditure.

(Status: Failed in Assembly Natural Resources Committee)

AB 2037 (V. Manuel Pérez) – Electricity: air pollution. This bill prohibits an electrical utility from entering into a long-term financial commitment with a new power plant, constructed after January 1, 2011, if it does not meet specified air pollution standards. This bill also requires that newly constructed operating electrical generation facilities, within or outside of California, that enter into a long-term financial commitment with a California utility, must be constructed to meet "best available control technology" requirements.

(Status: Chaptered by the Secretary of State – Chapter 422, Statutes of 2010)

AB 2299 (Blakeslee) - State Air Resources Board: rules and regulations: impacts analysis. This bill would have required ARB to prepare an analysis of "related impacts" for any rule proposed by the board. In addition, this bill would have authorized any person to request an external peer review of the ARB impacts analysis for any rule ARB determines has an economic impact of at least \$10 million, and would have required ARB to engage an external peer review if the requestor agrees to reimburse ARB for all costs of review.

(Status: Held in Assembly Appropriations Committee)

AB 2328 (Niello) - State Air Resources Board: membership: small business owner. This bill would have required that at least one member of the Air Resources Board be a current or past owner of a small business.

(Status: Failed in Senate Appropriations Committee)

AB 2469 (Bill Berryhill) - State Air Resources Board: dispute resolutions. This bill would have established a dispute resolution process where any person who is, or will be, in violation of any rule, regulation or order adopted by the Air Resources Board, may apply for a dispute resolution order that may be granted by a single hearing officer to provide any relief deemed appropriate by the hearing officer.

(Status: Held in Assembly Appropriations Committee)

SB 382 (Florez) – Agricultural burning: consistency with no burn days. This bill would have provided that a permit to burn agricultural waste within the San Joaquin Valley Unified Air Pollution Control District is not valid for any day the district prohibits the operation of a wood burning fireplace or heater.

(Status: Vetoed by the Governor, October 11, 2009)

SB 450 (Lowenthal) – Class size reduction: Long Beach Unified School District. As passed by this committee, this bill would have authorized the South Coast Air Quality Management District (SCAQMD), notwithstanding a superior court decision, to issue emission reduction credits to "essential public services" and exempt facilities or equipment, consistent with SCAQMD rules. The bill was subsequently amended to change the authority of the Superintendent of Public Instruction with regards to the Long Beach Unified School District.

(Status: Held on the Senate Floor)

SB 827 (Wright) - South Coast Air Quality Management District: CEQA: permits. This bill authorizes the South Coast Air Quality Management District (SCAQMD), notwithstanding a superior court decision, to issue emission reduction credits to "essential public services" and exempt facilities or equipment, consistent with SCAQMD rules. This is an urgency bill which sunsets on May 1, 2012.

(Status: Chaptered by the Secretary of State – Chapter 206, Statutes of 2009)

SB 959 (Ducheny) – Development: expedited permit review. This bill would have reestablished 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: Vetoed by Governor, September 29, 2010)

SB 1224 (Wright) – Air discharges. This bill authorizes an air district to adopt a rule or regulation that ensures district staff and resources are not used to investigate complaints alleging a nuisance odor violation that are determined to be repeated and unsubstantiated. If an air district adopts such a rule, requires it be submitted to the Assembly Committee on Natural Resources and the Senate Committee on Environmental Quality within 30 days. This bill sunsets on January 1, 2014.

(Status: Chaptered by the Secretary of State – Chapter 411, Statutes of 2010)

SB 1402 (Dutton) - State Air Resources Board: administrative and civil penalties. This bill requires the Air Resources Board to provide written explanation prior to imposing an administrative or civil penalty for a violation of air pollution law, to make these explanations available to the public, to annually report on specified administrative penalties imposed, and to publish any penalty policy pertaining to vehicular air pollution control.

(Status: Chaptered by the Secretary of State – Chapter 413, Statutes of 2010)

SB 1433 (Leno) – Air pollution penalties: inflation adjustments. This bill would have required the Air Resources Board (ARB) to prospectively adjust for inflation the maximum values for specific stationary source fines that are imposed by ARB and by local air districts beginning March 1, 2011. This inflation adjustment calculation would have been based on the California Consumer Price Index released during January of that year by the Department of Industrial Relations. (Status: Vetoed by the Governor, September 28, 2010)

~ CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) ~

AB 174 (Carter) – School district reorganization. This bill authorizes a county committee on school district organization to approve a petition to create one or more new school districts if each of the governing boards of the affected school districts consents to the petition and if the county superintendent of schools with jurisdiction over the affected school districts grants approval to the county. This bill also designates the county committee or the state Department of Education the lead agency for CEQA review of projects to reorganize school districts.

(Status: Chaptered by the Secretary of State – Chapter 314, Statutes of 2009)

AB 231 (Huber) – Environment: California Environmental Quality Act: overriding consideration.

As passed by this committee, this bill would have revised the extent and purpose of the Air Resources Board's authority to levy greenhouse gas emission fees pursuant to AB 32 and established a Trust Fund for the deposit of fee revenues. The bill was subsequently amended to authorize a lead agency, under California Environmental Quality Act, until January 1, 2016, to incorporate by reference on a finding of overriding consideration made in a prior environmental impact report for a later project if certain conditions are met, including if the lead agency determines that the later project's significant impacts on the environment are not greater than or different from those identified in the prior environmental impact report from which the project is tiered.

(Status: Chaptered by the Secretary of State – Chapter 432, Statutes of 2010)

AB 499 (Hill) – Environment: CEQA: determination: dispute. This bill would have revised CEQA judicial review procedures to clarify that only the recipients of a project approval identified by the lead agency are the real parties in interest that must be named by the plaintiff in an appeal of the lead agency's decision.

(Status: Vetoed by Governor, September 29, 2010)

AB 696 (Hagman) – California Environmental Quality Act: arbitration. This bill would have permitted an applicant and a lead agency to agree to resolve disputes arising from an environmental impact report through private arbitration, in lieu of retaining their right to seek judicial review before a public judge.

(Status: Failed in Assembly Natural Resources Committee)

AB 1321 (Eng) – The Advance Infrastructure Mitigation Program Act. This bill would have authorized the Natural Resources Agency to develop a program to mitigate the environmental impacts of infrastructure projects proposed by a public agency on a regional or statewide scale in advance of project approval. The program was not intended to supplant the requirements of CEQA or any other environmental law.

(Status: Held in Assembly Appropriations Committee)

AB 1581 (Torres) – California Environmental Quality Act: retail facilities: project review. As passed by this committee, this bill would have authorized local governments to utilize additional funding sources for participation in the Recycling Market Development Zone (RMDZ) program, and granted local governments the ability to rescind the designation of an RMDZ. The bill was subsequently amended to exempt the alteration of a vacant retail structure from CEQA review if the structure existed prior to January 1, 2008, is not more than 120,000 square feet in area, and meets certain other requirements.

(Status: Held on the Senate Floor)

AB 1704 (Jeffries) – Environment: CEQA: exemption. This bill would have exempted the installation of a new recycled water pipeline and replacement of an existing water pipeline of less than eight miles in length within a paved public street, highway, or right-of-way from CEQA review. This bill would also not have limited the obligation to conduct a study for a pipeline project, including a traffic study, pursuant to laws other than CEQA.

(Status: Failed in Assembly Natural Resources Committee)

AB 1805 (Calderon) – California Environmental Quality Act. This bill would have prohibited court review of a lead agency's certification of an environmental impact report (EIR) or adoption of a mitigated negative declaration, as well as a lead or responsible agency's project approval, for 125 projects to be selected by Business, Transportation and Housing Agency (BT&H) over a five-year period beginning in 2010. For a project to qualify for the exemption, the lead agency would have been required certify to BT&H that an EIR would be certified for the project within 12 months. BT&H's selection of projects would have been exempted from judicial review.

(Status: Held in Assembly Natural Resources Committee)

AB 1846 (V. Manuel Pérez) – Environment: expedited environmental review: climate change regulations. This bill amends CEQA to expand the authorized use of a "focused" environmental impact report (EIR) for installation of mandated pollution control equipment or of a pollution control project that reduce greenhouse gas (GHG) emissions to comply with the California Global Warming Solutions Act (AB 32).

(Status: Chaptered by the Secretary of State – Chapter 195, Statutes of 2010)

AB 2165 (Knight) – Environment: CEQA exemption: High Desert Health System Multi-Service Ambulatory Care Center. This bill would have established a CEQA exemption for the construction of a proposed health care facility in Lancaster, California known as the High Desert Health System Multi-Service Ambulatory Care Center.

(Status: Failed in Assembly Natural Resources Committee)

AB 2313 (Buchanan) - Greenhouse gas: emissions: significant effects: regional transportation plan. This bill would have required the Office of Planning and Research and the Secretary of the Natural Resources Agency to develop CEQA guidelines and standards for determining significant effects on the environment resulting from greenhouse gas emissions.

(Status: Held in Senate Environmental Quality Committee)

AB 2565 (Ammiano) – Environment: CEQA: notices. This bill authorizes public agencies to charge and collect a reasonable fee from members of the public for a copy of an environmental document that does not exceed the cost of reproducing the document. The document may be provided in an electronic format as provided under the Public Records Act. This bill defines "environmental document" to include an initial study, negative declaration, draft and final environmental impact report, among others.

(Status: Chaptered by the Secretary of State – Chapter 210, Statutes of 2010)

AB 2655 (Eng) - Natural resources: Advance Infrastructure Mitigation Program Act. This bill would have authorized the Natural Resources Agency to develop a program to mitigate the impacts of infrastructure projects proposed by a public agency on a regional or statewide scale in advance of project approval. This bill would have defined a "regional advance mitigation plan" (RAMP) to be a regional or statewide plan that estimates the potential future compensatory mitigation requirements for one or more planned infrastructure projects and identifies mitigation projects, sites, or credits that would fulfill some or all of those requirements. A RAMP must propose measures to avoid or minimize impacts, anticipate and mitigate these impacts, estimate greenhouse gas emission reductions, provide an endowment to manage or monitor lands acquired or protected, provide for the purchase of credits at mitigation banks or payment of mitigation fees, analyze the cost-effectiveness of mitigation alternatives, and evaluate performance.

(Status: Held in Assembly Appropriations Committee)

SB 605 (Ashburn) - California Environmental Quality Act: biogas pipelines: exemption. This bill expands an existing CEQA exemption applicable to liquid pipelines to include pipelines used to transport dairy biogas in Fresno, Kern, Kings, or Tulare counties that is derived from anaerobic digestion of dairy animal waste and meets compressed natural gas specifications adopted by the Air Resources Board. This bill will sunset on January 1, 2013.

(Status: Chaptered by the Secretary of State – Chapter 599, Statutes of 2009)

SB 1456 (Simitian) – Environmental quality: cumulative effects and mediation. This bill clarifies the circumstances under which cumulative effects are not required to be examined under CEQA and makes several revisions to mediation and judicial review procedures. According to this bill, a cumulative effect is not required to be examined in an environmental impact report or other CEQA document if a lead agency finds that it has been adequately addressed in a prior document, unless the lead agency finds that the incremental effects of the project are cumulatively considerable according to specified criteria. This bill also authorizes the Attorney General to request an expedited schedule for the resolution of any CEQA lawsuit. This bill also authorizes any person wishing to file a CEQA lawsuit to first request, within five business days, mediation with the lead agency and the real party in interest, and authorizes a party involved in a CEQA lawsuit to request the court impose a penalty on any party making a "frivolous" claim up to \$10,000, and, for an organization formed after the approval of a project to have standing to file a CEQA lawsuit, requires the organization to have had a member present the alleged grounds for noncompliance to the lead agency during the public comment period or public hearing on the project.

(Status: Chaptered by the Secretary of State – Chapter 496, Statutes of 2010)

SB 1464 (Simitian) – Land use planning. This bill would have authorized referral of a proposed action to adopt or substantially amend a general plan to an adjacent city or county to be conducted concurrently with the scoping meeting required by CEQA for a project of statewide, regional or area-wide significance. This bill would have also authorized the city or county to submit its comments on the proposed general plan action at the CEQA scoping meeting.
(*Status: Held on the Assembly Floor*)

~ CLIMATE CHANGE ~

AB 19 (Ruskin) – Greenhouse gas emissions: consumer product labeling. This bill would have required the Air Resources Board (ARB) to adopt a program for the voluntary assessment, verification, and labeling of the "carbon footprint" of consumer products. This bill would have defined "carbon footprint" as the total amount of greenhouse gas (GHG) emissions that occur as a result of a product's lifecycle, or as otherwise determined by the ARB, considering the GHG emissions associated with raw material extraction, production processing or manufacturing, transportation, distribution, consumer use, and disposal.

(Status: Held in Senate Appropriations Committee)

AB 118 (Logue) – California Global Warming Solutions Act of 2006 (AB 32). This bill would have suspended AB 32 until the state unemployment rate was 5.5 percent or lower for four consecutive quarters, and required AB 32 to be suspended any time in the future that unemployment rose above 5.5 percent for four consecutive quarters and until unemployment dropped below 5.5 percent.

(Status: Failed in Assembly Natural Resources Committee)

AB 376 (Nava) – Voluntary greenhouse gas emission. This bill would have required a person selling a greenhouse gas emission offsets for voluntary purposes to disclose specified information in advertising materials and ensure the offset had a unique serial number and was tracked by a registry.

(Status: Held in Assembly Appropriations Committee)

AB 478 (Chesbro) – Greenhouse gas emissions: solid waste. This bill would have required the Air Resources Board to consult with the California Department of Resources, Recycling, and Recovery when developing regulations related to the reduction of greenhouse gas emissions from solid waste reduction and recycling.

(Status: Held in Senate Appropriations Committee)

AB 1091 (Ruskin) – Natural resources: climate change. This bill would have required the Natural Resources Agency to coordinate with other state agencies to review projects that have been developed to address unavoidable climate change impacts, including those addressed by Executive Order S-13-08 and by any subsequent climate change adaptation planning. This coordination would have included identification of major infrastructure and multiagency projects required to address climate change adaptation to assure the resiliency of ecosystems and critical habitat, communication with state, federal, regional, and local agencies to identify synergies or conflicts between adaptation plans, and a process to evaluate the need for region-specific adaptation plans to maximize the protection of natural resources.

(Status: Held in Assembly Appropriations Committee)

AB 1373 (Lieu) – Advertising: grant deed copy services. As passed by this committee, this bill would have required the California Energy Commission, on or before December 1, 2011, to assess, in consultation with the State Air Resources Board, the potential to dramatically reduce the use and emissions of high global warming potential compounds in stationary refrigeration and in the air-

conditioning industry in California. The bill was subsequently amended involve the restriction of the activities of grant deed copy services.

(Status: Chaptered by the Secretary of State – Chapter 533, Statutes of 2010)

AB 1404 (De León) – California Global Warming Solutions Act of 2006: offsets. This bill would have limited the use of "compliance offsets," as defined, to 10% of the greenhouse gas (GHG) emission reductions expected from market mechanisms used to meet the GHG reduction goals of the Global Warming Solutions Act of 2006, and would have required the Air Resources Board, in consultation with local air districts and other stakeholders, to identify communities disproportionately impacted by air pollution.

(Status: Vetoed by the Governor, October 11, 2009)

AB 1405 (De León) – California Global Warming Solutions Act of 2006: California Climate Change Community Benefits Funds. This bill would have directed a minimum of 10% of revenues from the sale of compliance instruments for market-based compliance mechanisms pursuant to AB 32 (e.g., allowances in a cap and trade program) to a Community Benefits Fund to be awarded by the Secretary for Environmental Protection for projects that reduce greenhouse gas emissions, or mitigate direct health or environmental impacts of climate change, in the most impacted and disadvantaged communities

(Status: Vetoed by the Governor, September 30, 2010)

AB 1452 (Skinner) – State Air Resources Board: cement. This bill would have required the Air Resources Board to adopt limitations on greenhouse gas emissions resulting from the production of all cement sold in California, whether the cement is produced within or outside the state.

(Status: Held in Assembly Appropriations Committee)

AB 1530 (Skinner) – Tax administration: Franchise Tax Board: collection: restitution orders and other amounts. As passed by this committee, this bill would have required the Air Resources Board to adopt protocols for the evaluation, measurement and verification of any greenhouse gas reduction measure that relies on energy efficiency, in consultation with the Public Utilities Commission, the California Energy Commission, and energy efficiency experts. The bill was subsequently amended to relate to the Franchise Tax Board.

(Status: Chaptered by the Secretary of State – Chapter 359, Statutes of 2010)

AB 2311 (Mendoza) - California Global Warming Solutions Act of 2006: low-carbon fuel standard review. This bill would have imposed additional review and reporting requirements on the Air Resources Board for its Low Carbon Fuel Standard regulation including a complete a review of any regulation that established greenhouse gas emissions standards or requirements or carbon intensity requirements. The additional review would have involved a peer-reviewed and public process in order to plan the regulation compliance schedule to avoid unreasonable impacts on fuel supplies or prices, competitiveness of businesses, the economy, and small businesses.

(Status: Held in Assembly Appropriations Committee)

AB 2329 (Ruskin) - Environmental protection: greenhouse gas emissions: Climate Action Team.

This bill would have codified the Climate Action Team, which would be responsible for coordinating the state's climate change policy under the direction of the Secretary for

Environmental Protection to achieve the state's greenhouse gas emission reduction targets.
(Status: Failed on the Assembly Floor)

AB 2498 (Skinner) – Combined heat and power systems. As passed by this committee, this bill would have redefined combined heat and power systems to be systems that reduce emissions defined as greenhouse gases included in the Global Warming Solutions Act of 2006. The bill was subsequently amended to relate to taxation.
(Status: Held in Senate Revenue and Taxation Committee)

AB 2691 (Hall) - California Global Warming Solutions Act of 2006 (AB 32): fees. This bill would have prohibited any state agency, city, county, city and county, air district, or other political subdivision of the state from imposing a greenhouse gas (GHG) fee on any source of GHG emissions that is subject to either a market-based compliance mechanism or fee regulation under AB 32. This bill would also have overridden provisions of AB 32 preserving the authority of air districts and state entities.
(Status: Failed in Assembly Natural Resources Committee)

ACR 14 (Niello) - California Global Warming Solutions Act of 2006 (AB 32). This resolution would have required the Air Resources Board to perform a more accurate and complete economic analysis prior to proceeding with regulations to implement AB 32. This resolution also called upon the Governor to use his authority under AB 32 to adjust deadlines for the adoption of regulations.
(Status: Failed in Assembly Natural Resources Committee)

ACR 143 (Hagman) – Pollution: Environmental Protection Agency. This resolution would have urged the California Legislature to support federal Senate Joint Resolution 26 to prevent the United States Environmental Protection Agency from acting independently to regulate carbon dioxide as a pollutant.
(Status: Failed in Assembly Natural Resources Committee)

AJR 26 (Chesbro) – Climate change. This resolution makes various findings regarding the impacts of climate change on California's economy, natural resources, public health, public safety, and requests Congress to establish a comprehensive framework, including dedicated funding, for adapting our nation's wildlife, habitats, coasts, watersheds, rivers, and other natural resources and ecosystems to the impacts of climate change.
(Status: Chaptered by the Secretary of State – Resolution Chapter 114, Statutes of 2010)

SB 104 (Oropeza) - California Global Warming Solutions Act of 2006 (AB 32): nitrogen trifluoride. This bill adds nitrogen trifluoride to the list of greenhouse gases regulated by the Air Resources Board pursuant to AB 32.
(Status: Chaptered by the Secretary of State – Chapter 331, Statutes of 2009)

SB 1006 (Pavley) - Natural resources: climate change: Strategic Growth Council. This bill expands the list of applicants eligible for urban greening project funding available from the Strategic Growth Council to include special districts and joint powers authorities.
(Status: Chaptered by the Secretary of State – Chapter 632, Statutes of 2010)

SB 1328 (Lowenthal) - Greenhouse gas emissions: motor vehicle cabin temperature. This bill requires the California Air Resources Board to consider certain factors when adopting or amending regulations that reduce motor vehicle cabin temperature that subsequently reduce greenhouse gas (GHG) emissions relating to air-conditioning use, including vehicle temperature requirements and the maximum possible motor vehicle GHG emissions reduction.
(Status: Chaptered by the Secretary of State – Chapter 648, Statutes of 2010)

SB 1351 (Wright) – California Global Warming Solutions Act of 2006: State Air Resources Board regulations. This bill would have required the Air Resources Board to make specified items required for compliance with AB 32 regulations available to the public when the regulation is adopted or 60 days prior to the compliance date. The bill would have required publication of any implementation schedule required to comply with an AB 32 regulation at the time the regulation is adopted. The bill would have required publication of any reporting form, metric, compliance tool, or training required to comply with an AB 32 regulation at least 60 days before the compliance date.
(Status: Failed in Senate Environmental Quality Committee)

SJR 17 (Leno) – Climate change: ocean acidification: Arctic. This resolution declares that the California Legislature should remain committed to reducing greenhouse gas emissions to 1990 levels by 2020, and urges federal entities including the U.S. Environmental Protection Agency (EPA), the President, and Congress to become leaders in addressing global climate change, ocean acidification, and the reduction of global carbon dioxide concentrations.
(Status: Chaptered by the Secretary of State – Resolution Chapter 7, Statutes of 2010)

~ COASTAL RESOURCES~

AB 226 (Torrico) – County employees' retirement: compensation. As passed by this committee, this bill would have authorized the California Coastal Commission to administratively impose civil penalties in an enforcement case against anyone in violation of the Coastal Act of 1976. Penalties deposited into the Coastal Act Services Fund could have been used to enforce the Coastal Act and to provide services to local governments, permit applicants, and to the public, upon appropriation by the Legislature. The bill was subsequently amended to make clarifying amendments to certain county employee compensation funds.

(Status: Vetoed by Governor, September 30, 2010)

AB 291 (Saldaña) – Commercial fishing: lobster management. As passed by this committee, this bill would have prohibited any person subject to an enforcement action of the California Coastal Commission from submitting a coastal development permit application until the action had been resolved. The bill was subsequently amended to revise the prescribed dimensions of wire lobster traps, and to add provisions relating to the use of a wire to hold the escape gap of the trap in place.

(Status: Chaptered by the Secretary of State – Chapter 565, Statutes of 2010)

AB 2125 (Ruskin) – Coastal resources: marine spatial planning. This bill requires the Ocean Protection Council (OPC) to support the state's use and sharing of scientific and geospatial information for coastal and ocean-relevant decision-making, and requires OPC to consider marine spatial planning as a tool for achieving comprehensive management of the state's ocean resources. The OPC is also required to consider ecological characteristics such as habitat heterogeneity, species abundance, and biodiversity when formulating marine spatial planning strategies.

(Status: Chaptered by the Secretary of State – Chapter 544, Statutes of 2010)

AB 2719 (DeVore) – Oil and gas leases: state waters. This bill would have created the Interim Resources Management Board, comprised of the Secretary of the Natural Resources, the Secretary for Environmental Protection, and the Controller for the limited purpose of considering an oil or gas lease application on behalf of the state if the lease contains certain conditions.

(Status: Failed in Assembly Natural Resources Committee)

AJR 3 (Nava) – Offshore oil drilling. This resolution would have requested that Congress pass pending legislation to protect the Pacific Coast from any new offshore oil drilling and would have communicated the Legislature's opposition to the proposed expansion of oil and gas drilling off the Pacific Coast. This resolution also would have expressed opposition to any federal energy policies and legislation that would weaken California's state role in siting energy facilities on state lands.

(Status: Held on the Senate Floor)

SB 262 (Lowenthal) – California Coastal Commission: meeting. This bill would have required the California Coastal Commission to meet 10 times per year, instead of monthly, at a place convenient to the public.

(Status: Vetoed by Governor, October 11, 2009)

SJR 5 (Wiggins) - Gulf of the Farallones and Cordell Bank National Marine Sanctuaries Boundary Modification and Protection Act. This resolution urges Congress to quickly pass and the President to expeditiously sign the Act, which expands the boundaries of the Gulf of the Farallones National Marine Sanctuaries north and westward offshore from Marin, Sonoma and Mendocino Counties to approximately the edge of the outer continental shelf.
(*Status: Chaptered by the Secretary of State – Resolution Chapter 96, Statutes of 2009*)

~ ENERGY ~

AB 64 (Krekorian) – Energy: renewable energy resources: generation and transmission. This bill would have implemented renewable energy generation and transmission reforms to California's Renewables Portfolio Standard (RPS), revising and reenacting specified provisions of the existing RPS statutes. This bill also would have required various state agencies including the California Public Utilities Commission, the California Independent System Operator, the California Energy Commission, the Department of Fish and Game, as well as municipal and investor owned utilities, to work collaboratively on energy issues including transmission, environmental impact, and renewable energy procurement levels. This bill would not have become effective unless SB 14 (Simitian) was also enacted prior to January 1, 2010.
(Status: Vetoed by Governor, October 11, 2009)

AB 228 (Huffman) – Electricity: net energy metering. As passed by this committee, this bill would have encouraged accelerated adoption of minimum energy efficiency standards for outdoor lighting by the California Energy Commission. The bill was subsequently amended to expand the net energy metering participation cap from 5% to 6%, allocating the additional 1% to large commercial or industrial customers, but would have prohibited those customers from offsetting charges for transmission and distribution services. The amended bill would have also expanded the size of eligible wind and solar facilities to 5 MW.
(Status: Held in Senate Energy, Utilities and Communications Committee)

AB 698 (Skinner) – Utility property. This bill authorizes a staff director of the Public Utilities Commission to approve the disposal of a utility's property when the transaction is valued under \$5 million and the utility's application is not contested by any party. In the case that a transaction is subject to CEQA, when the PUC is not the lead agency and the lead agency has completed the appropriate CEQA review, the advice letter must be approved by a vote of commissioners, rather than by staff.
(Status: Chaptered by the Secretary of State – Chapter 370, Statutes of 2009)

AB 920 (Huffman) – Solar and wind distributed generation. This bill expands the current net-metering programs for wind and solar to allow net-metered customers to sell any excess electricity they produce over the course of a year to their electric utility at a rate set either by the Public Utilities Commission or by the publicly-owned utility. The rate shall be set to provide the customer-generator "just and reasonable" compensation for the surplus energy sales, while leaving other ratepayers unaffected. The utility retains ownership of the renewable energy credits (RECs) associated with any net surplus electricity it must purchase, while the customer will retain the REC associated with any electricity generated and consumed by the customer.
(Status: Chaptered by the Secretary of State – Chapter 376, Statutes of 2009)

AB 1035 (DeVore) – Energy: nuclear powerplant: certification. This bill would have exempted the first nuclear power plant to obtain an early site permit from the federal Nuclear Regulatory Commission from California Energy Commission power plant certification laws.
(Status: Failed in Assembly Natural Resources Committee)

AB 1106 (Fuentes) – Alternative and renewable fuel and vehicle technology. As passed by this committee, this bill would have revised the existing feed-in tariff program to eliminate the statewide cap and increased the individual facility size limit to 20 megawatts, and would have required the Public Utilities Commission, in consultation with the California Energy Commission (CEC), to develop feed-in tariffs for eligible renewable energy resources of more than 20 megawatts. This bill was subsequently amended to authorize the CEC to contract with small business financial development corporations to expend Alternative and Renewable Fuels and Vehicle Technology Program funds.

(Status: Chaptered by the Secretary of State – Chapter 356, Statutes of 2010)

AB 1348 (Blakeslee) – Electrical corporation procurement of electricity. This bill would have required the Public Utilities Commission (PUC) to require investor-owned utilities to prepare a fossil fuel procurement plan to satisfy its obligations under the Global Warming Solutions Act of 2006 (AB 32) including base load, peaking, and regulation fossil fuel generation resources. This bill also would have required the PUC to adopt criteria for the rank ordering and selection of the least emissions, least-cost and best-fit eligible fossil fuel resources to comply with AB 32 on a total cost basis with consideration of costs associated with necessary transmission investments and with ongoing utility greenhouse gas expenses resulting from operating fossil fuel generation resources.

(Status: Held in Senate Energy, Utilities and Communications Committee)

AB 1350 (Blakeslee) – Energy: regional mitigation. This bill would have authorized the California Energy Commission to coordinate with the Natural Resources Agency, the Wildlife Conservation Board, the Department of Fish and Game, and others to consider and implement regional mitigation measures, including those required by CEQA, for renewable energy projects developed pursuant to the Renewable Portfolio Standard.

(Status: Held in Senate Energy, Utilities and Communications Committee)

AB 1351 (Blakeslee) – Renewable energy resources. This bill amends current law that allows for incremental increases in electricity production from hydroelectric facilities to count toward a retail seller's Renewable Portfolio Standard obligation if the hydroelectric facilities are certified by the of the California State Water Resources Control Board or by the appropriate board in a state other than California.

(Status: Chaptered by the Secretary of State – Chapter 525, Statutes of 2009)

AB 1536 (Blakeslee) - Electricity: resource adequacy distributed generation program. This bill would have added energy storage systems with a capacity of up to 10 MW to the list of eligible technologies within the California Public Utilities Commission's Self-Generation Incentive Program. This bill would have capped funding for this program at \$83 million per year.

(Status: Held in Senate Energy, Utilities and Communications Committee)

AB 1873 (Huffman) – Property Assessed Clean Energy (PACE) bonds. This bill authorizes the State Treasurer, the California Public Employees Retirement System Board, and the State Compensation Insurance Fund to purchase bonds issued to finance the installation of distributed generation renewable energy sources as well as energy and water efficiency improvements through local PACE programs. This bill adds a new provision to the Joint Exercise of Powers Act

authorizing a joint powers authority (JPA) to purchase, and a local agency to sell the right, title, and interest in an assessment contract pursuant to an agreement between the JPA and the local agency.

(Status: Chaptered by the Secretary of State – Chapter 583, Statutes of 2010)

AB 1954 (Skinner) – Electrical Transmission: renewable energy resources. This bill authorizes the California Public Utilities Commission (PUC) to provide administrative pre-approval of utility costs for transmission lines that facilitate achieving the Renewables Portfolio Standard. This bill decreases the minimum quantity of nonrenewable fuels allowed for a renewable energy generator from 10% to 5%, if the PUC found that the higher quantity of nonrenewable fuel would increase the productivity of the fuel and reduce the variability of its output.

(Status: Chaptered by the Secretary of State – Chapter 460, Statutes of 2010)

AB 2014 (Torrico) – Income taxes: credits: energy efficient homes. This bill would have established a pilot program from 2010 until 2014 in specified counties where homeowners would be authorized to receive a tax credit for costs associated with a home energy audit and home improvements made pursuant to the audit, specifying that the credit be 50 percent of the qualified costs or \$1,500, whichever is less. The energy audit would have been required to be commissioned to comply with standards established by the California Energy Commission.

(Status: Held in Assembly Appropriations Committee)

AB 2132 (Carter) – Energy: renewable energy resources and energy improvements. This bill would have established that the portion of the Renewable Resources Trust Fund, generated from the Public Goods Charge, and administered by the California Energy Commission, may be used for energy improvements in existing buildings built prior to July 1, 1978, in addition to the development of emerging renewable energy technologies.

(Status: Held in Senate Appropriations Committee)

AB 2514 (Skinner) – Energy storage systems. This bill requires the Public Utilities Commission to determine appropriate targets for load serving entities to procure energy storage systems by 2015 and 2020, and requires publicly owned utilities to set their own targets for the procurement of energy storage and meet those respective targets by 2016 and 2021.

(Status: Chaptered by the Secretary of State – Chapter 469, Statutes 2010)

AB 2561 (Villines) - Energy: commission and department. This bill would have reformed the California Energy Commission, a state entity under the Resources Agency, into a cabinet-level Department of Energy, adding energy-related responsibilities previously performed by the Electricity Oversight Board and the Department of Community Services and Development.

(Status: Held in Senate Rules Committee)

AB 2724 (Blumenfeld) – Solar water heating. This bill expands the California Solar Initiative for any state agency to receive incentive payments for facilities sized up to five megawatts (MWs), with a statewide cap of 26 MWs, and a sunset date of January 1, 2013.

(Status: Chaptered by the Secretary of State – Chapter 474, Statutes of 2010)

AJR 30 (Salas) – Geothermal power projects: section 1603 grant. This resolution would have memorialized the President and Congress to request that the US Treasury Department clarify that "exploring," with respect geothermal power projects, does not constitute "physical work" for determining when construction commences for purposes of eligibility for a grant under Section 1603 of the American Recovery and Reinvestment Tax Act of 2009.
(Status: Held in Senate Energy, Utilities and Communications Committee)

SB 14 (Simitian) – Utilities: renewable energy resources. This bill would have increased California's Renewables Portfolio Standard to require all retail sellers of electricity and all publicly owned utilities to procure at least 33% of electricity delivered to their retail customers from renewable resources by 2020, and would have made changes to current renewable procurement rules and procedures for siting renewable generation and transmission.
(Status: Vetoed by Governor, October 11, 2009)

SB 32 (Negrete McLeod) - Renewable electric generation facilities. This bill expands the current feed-in-tariff (FIT) program to allow for renewable resources that are up to three megawatts (MWs) in capacity, and requires the California Public Utilities Commission to include the value of environmental compliance costs in the rate paid to generators under FIT until each utility meets its proportionate share of a statewide total cap of 750 MWs is reached, or until each utility has reached the caps on above market cost under the California Renewables Portfolio Standard. This bill provides that the price paid by investor owned utilities for electricity from an eligible facility shall be set so that ratepayers not participating in the program are indifferent to the tariff rate paid to the generators. This bill also requires all publicly owned electric utilities that serve more than 75,000 customers to create a program to purchase all electricity produced by eligible renewable generation that is less than three MWs.
(Status: Chaptered by the Secretary of State – Chapter 328, Statutes of 2009)

SB 376 (Simitian) - Energy: State Energy Resources Conservation and Development Commission: natural gas. This bill would have required the California Energy Commission to undertake several tasks regarding the development of liquefied natural gas (LNG) terminals in California including studying the potential need for LNG imports to meet the state's energy demand, creating a matrix on its website containing information regarding existing and proposed LNG terminal projects, and completing an Environmental Impact Report for LNG projects. This bill also would have required an analysis of alternative project technologies, of disproportionate human health or environmental effects on minority and low-income populations, and a life-cycle cost analysis of the impacts of greenhouse gas emissions.
(Status: Held in Assembly Appropriations Committee)

SB 412 (Kehoe) - Electricity: self-generation incentive program. This bill extends the sunset date of the self-generation incentive program through January 1, 2016, restricts the amount the California Public Utilities Commission (PUC) can direct the utilities to collect from the program, and expands the eligible resources to include all self-generation technologies the PUC determines will support the state's goals for the reduction of emissions of greenhouse gases.
(Status: Chaptered by the Secretary of State – Chapter 182, Statutes of 2009)

SB 581 (Leno) - Hetch Hetchy Water and Power: renewable generation. This bill allows the San Francisco Public Utilities Commission to designate all renewable electric generation, rather than only solar generation, facilities to be eligible for a unique arrangement with Pacific Gas and Electric Company in order to offset the City of San Francisco's municipal load. This bill also provides that the City owns the environmental attributes associated with electricity delivered under the program unless it contracts otherwise.

(Status: Chaptered by the Secretary of State – Chapter 598, Statutes of 2009)

SB 675 (Steinberg) - Partnership academies: Clean Technology and Renewable Energy Job Training, Career Technical Education, and Dropout Prevention Program. This bill would have established the Clean Technology and Renewable Energy Job Training, Career Technical Education, and Dropout Prevention Program by creating a grant program for California Partnership Academies (CPAs) that focus on clean technology and renewable energy businesses. This bill would have required the State Controller to annually allocate \$8 million dollars from the Energy Resources Program Account, upon appropriation by the Legislature, to the Superintendent of Public Instruction for local grants to school districts to be allocated using the same criteria for allocation of CPA funds.

(Status: Vetoed by Governor, September 30, 2010)

SB 722 (Simitian) – Utilities: renewable energy resources. This bill would have incrementally increased California's Renewables Portfolio Standard to require all retail sellers of electricity and all publicly owned utilities to procure at least 33% of electricity delivered to their retail customers from renewable resources by 2020.

(Status: Held on the Senate Floor)

SB 1198 (Huff) - Energy: State Energy Resources Conservation and Development Commission: regulations. This bill prohibits the California Energy Commission (CEC) updated television energy efficiency labeling regulations from taking effect or from being enforced until July 1, 2011. On July 1, 2011 the CEC's labeling regulations will only take effect if the U.S. Federal Trade Commission has not already issued a national television labeling regulation at that time.

(Status: Chaptered by the Secretary of State – Chapter 486, Statutes of 2010)

~ FORESTRY AND FIRE PROTECTION ~

AB 126 (Jeffries) – Department of Forestry and Fire Protection: employment: criminal background checks. This bill would have subjected an applicant for employment with the Department of Forestry and Fire Protection or the Board of Forestry to criminal background checks to determine whether the applicant was eligible for employment. The check would have included fingerprinting and state and federal conviction and arrest records. This bill would have required the applicant to cover the cost of the background check.

(Status: Held in Assembly Natural Resources Committee)

AB 135 (Jeffries) – State parks: California Citrus State Historic Park: operating agreement. As passed by this committee, this bill would have authorized the California Department of Forestry and Fire Protection to waive landowner cost share requirements for specified grant or loan programs when the funding source prohibits cost share requirements. The bill was subsequently amended to modify the authority of the City of Riverside with regards to the California Citrus State Historic Park.

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

AB 1066 (Mendoza) – Forest practices: timber harvesting plans. As passed by this committee, this bill extended the effective period of a timber harvesting plan (THP) from three years to ten years. This bill was subsequently amended to extend the effective period of a THP from three years to five years, and allow for subsequent extensions if certain criteria apply.

(Status: Chaptered by the Secretary of State – Chapter 269, Statutes of 2009)

AB 1252 (Portantino) – Forestry: timber harvesting plans. This bill would have required the California Department of Forestry (CDF), before July 1, 2010, to establish a uniform database on the Internet containing timber harvest plans (THPs) and nonindustrial timber management plans submitted to CDF. Before January 1, 2011, CDF would have required to post past THPs on the Internet to allow the public to search the database according to a geographical region, affected watershed, or other parameters that CDF determined useful.

(Status: Held in Assembly Appropriations Committee)

AB 1300 (Fletcher) – Fire protection: vegetation management: pilot program. This bill would have required the California Department of Forestry to establish a vegetation management pilot program to provide incentives for fire prevention vegetation management projects in selected communities by paying up to twenty dollars per ton for bone dry vegetation. The goals of the vegetation management pilot program were to: a) provide incentives for fire prevention in and around communities by making the material removed during vegetation management projects for fire prevention worth more to biomass facilities, thereby offsetting more of the cost of doing the work; and, b) to determine if a small incentive payment on the final disposition of the vegetation materials would statistically increase the amount of fire prevention vegetation management work done.

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

AB 1504 (Skinner) – Forest resources: carbon sequestration. This bill requires the California Department of Forestry and Fire Protection, in consultation with the Air Resources Board, by March 1, 2011, to assess the capacity of its forest and rangeland regulations to meet or exceed the state's greenhouse gas reduction goals, pursuant to the California Global Warming Solutions Act of 2006.

(Status: Chaptered by the Secretary of State – Chapter 534, Statutes of 2010)

AB 1669 (Jeffries) – Department of Forestry and Fire Protection (CDF): employment: criminal background checks. This bill would have, from January 1, 2012 through January 1, 2014, subjected applicant for employment with CDF or the Board of Forestry to criminal background checks to determine whether the applicant is eligible for employment. After January 1, 2014, background checks would have been required of both permanent and seasonal firefighter applicants.

(Status: Failed in Assembly Natural Resources Committee)

AB 2163 (Mendoza) – Forest practices: timber harvesting plans. This bill authorizes a maximum of four one-year extensions to timber harvesting plans, under specified circumstances, by the California Department of Forestry and Fire Protection in 2008 and 2009, of which work has commenced but has not yet been completed.

(Status: Chaptered by the Secretary of State – Chapter 376, Statutes of 2010)

AB 2301 (Logue) - Fire protection: public lands: defensible space. This bill would have authorized a state public lands management agency to establish a discretionary permitting and approval process to consider an application from a person subject to defensible space requirements to maintain defensible space on state public lands if that person's requirements encroach onto state public lands.

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

AB 2351 (Chesbro) - Forest resources: demonstration state forests: campgrounds: user fees. This bill authorizes the California Department of Forestry and Fire Protection (CDF) to assess recreational user fees for overnight camping and group activities on a demonstration state forest. These fees must be deposited in the Forest Resources Improvement Fund to reimburse CDF's costs of maintaining and improving campground facilities, associated recreational facilities, the natural environment, and access thereto.

(Status: Chaptered by the Secretary of State – Chapter 598, Statutes of 2010)

AB 2360 (Chesbro) - Forest resources: Forest Resources Improvement Fund (FRIF). This bill would have clarified the allowable uses of revenues and revenue-generating activities in the FRIF and would have diverted excess FRIF revenues from the General Fund (GF) to California Department of Forestry and Fire Protection (CDF) to support specified programs when GF does not sustain CDF's resource management budget.

(Status: Held in Assembly Appropriations Committee)

AB 2575 (Chesbro) – Resources: watersheds. This bill would have imposed conditions on the California Department of Forestry and Fire Protection and the Board of Forestry during its implementation of pilot projects that assess the cumulative impacts of timber harvest operations on a watershed including the goals of the restoration of fisheries and wildlife habitat, reducing the risk of wildfire, reducing sedimentation and soil loss, achieving long-term carbon sequestration, and restoring unique attributes of a given planning watershed.
(Status: Vetoed by Governor, September 30, 2010)

AB 2601 (Jeffries) – Firefighting. This bill would have annually appropriated \$45.6 million of revenue received by the state from the proposed Tranquillon Ridge offshore oil and gas project for firefighting purposes.
(Status: Failed in Assembly Natural Resources Committee)

SB 505 (Kehoe) – Local planning: fire hazard impacts. This bill would have required a local government located in areas at risk of wildfire to consider, by January 1, 2015, specified wildfire hazard and risks in its review of the safety element of its General Plan. This bill would have also required the Office of Planning and Research to update a fire planning report and to propose changes to the California Environmental Quality Act guidelines pertaining to fire risks. The Natural Resources Agency would have been required to adopt these changes.
(Status: Vetoed by Governor, October 11, 2009)

SB 1207 (Kehoe) - Land use: general plan: safety element: fire hazard impacts. This bill would have required a local government located in areas at risk of wildfire to consider, by January 1, 2015, specified wildfire hazard and risks in its review of the safety element of its General Plan. This bill also would have required the Office of Planning and Research to update a fire planning report and propose changes to CEQA guidelines pertaining to fire risks.
(Status: Vetoed by Governor, September 28, 2010)

SCR 75 (Hollingsworth) – Wildfires: United States Forest Services. This resolution declares that there exists an ongoing emergency due to the threat of wildfire, calls on the federal government to take immediate measures to prevent imminent catastrophic wildfires, and, together with local governments, requests that Governor Schwarzenegger advocate for the United States Forest Service's undertaking of fire prevention and maintenance work in the state's national forest lands.
(Status: Chaptered by the Secretary of State – Resolution Chapter 56, Statutes of 2010)

~ GREEN BUILDINGS ~

AB 210 (Hayashi) – Green building standards. This bill specifies that a local government may adopt green building standards that are reasonably necessary due to local climactic, geological, or topographical conditions.

(Status: Chaptered by the Secretary of State – Chapter 89, Statutes of 2009)

AB 212 (Saldaña) – Energy: building standards: zero net energy buildings. This bill would have required the California Energy Commission (CEC) to adopt standards requiring that all new residential construction be "zero net energy" buildings by 2020, or by a date determined by CEC on which photovoltaic technology would be cost effective.

(Status: Held in Assembly Appropriations Committee)

AB 433 (Ammiano) – Building standards: newly constructed buildings: ventilation systems. This bill would have required the Department of Housing and Community Development to develop standards for ventilation systems for new multifamily residential buildings (10 or more units) located within 500 feet of a roadway in areas exceeding a specified particulate matter level.

(Status: Held in Assembly Appropriations Committee)

AB 828 (Lieu) – Green building standards. This bill would have required the California Building Standards Commission (BSC), or any state agency proposing green building standards, to seek the input of specified state agencies and other organizations, as prescribed. This bill would also have authorized the California Energy Commission to develop, adopt and submit voluntary energy efficiency standards that exceed green building standards adopted by BSC.

(Status: Vetoed by Governor, October 11, 2009)

AB 1234 (Skinner) – State Capitol: modernization plan. This bill would have required the Department of General Services (DGS) to develop a Smart Capitol: Smart Building Modernization Plan and to implement the Plan by January 1, 2012. The Plan would have addressed advanced technologies, automation, wireless capabilities, and public demonstration and education. DGS would have been required to consult with the Historic State Capitol Commission and the Sacramento Municipal Utility District during implementation of the Plan.

(Status: Held in Assembly Appropriations Committee)

AB 1327 (Bass) – State Capitol Sustainability Task Force. This bill would have established the State Capitol Sustainability Task Force to coordinate, develop, and complete a state capitol sustainability initiative for State Capitol buildings and grounds in order to monitor and reduce greenhouse gas emissions, improve water and energy efficiency, incorporate renewable energy, increase fuel economy, improve waste diversion practices, promote environmentally preferable purchasing, and integrate sustainable practices. The bill would have also sought to develop public education materials on sustainability and to allow the Task Force to partner with utility companies, water districts, labor organizations, environmental groups, federal and local government, and private industry to develop green demonstration projects.

(Status: Held in Assembly Appropriations Committee)

AB 1496 (Skinner) – Contractors: energy efficiency measures. This bill would have established civil penalties for unlicensed contractors who fail to comply with energy efficiency standards, strengthened the regulation of licensed contractors, and directed the Contractors State License Board to report specified information regarding the regulation of contractors to the Legislature. (Status: Held in Assembly Appropriations Committee)

AB 2670 (John A. Pérez) – State Capitol Sustainability Task Force. This bill would have established the State Capitol Sustainability Task Force, consisting of the California State Assembly, the California State Senate, the Office of the Governor, and the Office of the Lieutenant Governor, to coordinate, develop, and complete a state capitol sustainability initiative for the State Capitol buildings and grounds. The Task Force would have worked to monitor and reduce greenhouse gas emissions, improve energy and water efficiency, incorporate renewable energy, increase the overall fuel economy and fuel diversity of the vehicle fleet, improve waste diversion practices, promote environmentally preferable purchasing, and integrate sustainable practices. The Task Force would also partner with utility companies, water districts, labor organizations, environmental groups, federal and local government, and the private industry to develop public education materials on sustainability and green demonstration projects. (Status: Vetoed by Governor, September 30, 2010)

AB 2679 (Eng) - Public buildings: energy and water: consumption reductions. This bill would have required incremental reductions in energy and water consumption in public buildings over time. In addition, this bill would have required, after January 1, 2030, that newly constructed state buildings whose operating costs are to be funded by the General Fund to have zero net energy consumption or be grid neutral. (Status: Held in Assembly Appropriations Committee)

~ LAND CONSERVATION ~

AB 13 (Salas) – Sacramento-San Joaquin Delta Conservancy. This bill would have created the Sacramento-San Joaquin Delta Conservancy within the Natural Resources Agency in order to restore, maintain, and enhance ecosystems including habitats, wildlife corridors, native species, and open space in the Sacramento-San Joaquin Delta region according to the ecosystem goals of the comprehensive Delta sustainability program.

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

AB 110 (Smyth) – Parks and open space: Rim of the Valley Trail Corridor boundary revisions. This bill expands the geographic scope within which the Santa Monica Mountains Conservancy may revise the boundaries of the Rim of the Valley Trail Corridor so that it may include areas in the vicinity of the City of Santa Clarita, instead of Placerita Canyon State Park.

(Status: Chaptered by the Secretary of State – Chapter 407, Statutes of 2009)

AB 642 (Huber) – Conservancies: Sacramento-San Joaquin Delta Conservancy. This bill would have created the Sacramento-San Joaquin Delta Conservancy within the Natural Resources Agency in order to create a comprehensive Delta program to sustain the ecosystem of the Sacramento-San Joaquin Delta and Suisun Marsh and to preserve and enhance agriculture and the economic viability of the area.

(Status: Failed in Assembly Natural Resources Committee)

AB 929 (Blakeslee) – Agricultural resources: grants. This bill would have authorized the Department of Conservation to award a grant for the acquisition of an agricultural conservation easement from a source other than the California Farmland Conservancy Program Fund if the easement meets certain criteria. For example, eligible conservation easements would protect values such as flood protection, wildlife habitat, and open space. This bill would also have established the Farm, Ranch, and Watershed Account within the Soil and Conservation Fund from which money would be awarded to provide grants.

(Status: Held in Senate Appropriations Committee)

AB 1115 (Fuentes) – Natural resources: outdoor recreation. This bill would have required that 40% of the Land and Water Conservation Fund monies received by the state from the federal government annually be made available through a competitive grant program for state agency projects of the Department of Parks and Recreation, the Wildlife Conservation Board or Department of Fish and Game, the Department of Water Resources, the Department of Boating and Waterways, and state conservancies for outdoor recreational projects pursuant to the California Outdoor Recreation Resources Plan Act.

(Status: Vetoed by Governor, October 11, 2009)

AB 1441 (Assembly Committee on Agriculture) – Agricultural land: Williamson Act: lot lines. This bill extends the sunset, from January 1, 2010 to January 1, 2011, of a provision that allows a city or county and a landowner to mutually agree to simultaneously rescind a Williamson Act contract and enter into a new contract to facilitate lot line adjustments.

(Status: Chaptered by the Secretary of State – Chapter 148, Statutes of 2009)

AB 1818 (Blumenfeld) – Santa Monica Mountains Conservancy: Los Angeles River Watershed Program. This bill would have created the Upper Los Angeles River and Watershed Program, and corresponding governing committee, to be administered by the Santa Monica Mountains Conservancy to address the resource protection, public recreation, water conservation, and water quality goals of the Los Angeles River watershed in a coordinated, comprehensive, and effective way.

(Status: Held in Assembly Appropriations Committee)

AB 2214 (Fuentes) - Public resources: Santa Monica Mountains Conservancy: Pacoima Wash. This bill would have required the Santa Monica Mountains Conservancy to develop a feasibility study for the Pacoima Wash that would have established objectives for the development of a greenbelt around the Pacoima Wash, expanding recreational opportunities, improving natural habitats, and exploring its boundaries.

(Status: Held in Senate Rules Committee)

AB 2353 (Logue) - Conservancies: reporting requirements. This bill would have required the California Tahoe Conservancy, the Sacramento-San Joaquin Delta Conservancy, the San Joaquin River Conservancy, the Baldwin Hills Conservancy, the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, the San Diego River Conservancy, and the Coachella Valley Mountain Conservancy to biennially report specified information including costs, funding, and easement acquiring activities to the Legislature and to the Secretary of the Natural Resources Agency.

(Status: Held in Assembly Appropriations Committee)

SB 309 (Ducheny) – Public resources: conservation corps. This bill would have given preference to California Conservation Corps membership to emancipated foster and at-risk youth.

(Status: Vetoed by Governor, September 29, 2010)

SB 671 (Runner) – Agricultural land: valuation. This bill authorizes an assessor to require a deposit from a landowner as a contingency in the event that payment of a cancellation fee does not necessarily result from the completion of a formal review. This bill does not limit the existing authority of a city or county to assess a fee to recover its reasonable costs of administering the contract cancellation process.

(Status: Chaptered by the Secretary of State – Chapter 358, Statutes of 2009)

SB 1142 (Wiggins) – Agricultural resources: grants. This bill authorizes the Director of the Department of Conservation (DOC) to award grants for the acquisition of agricultural conservation easements from a funding source other than the California Farmland Conservancy Program Fund under certain conditions, including the continuing agricultural use of the easement property, or if the easement will require that a subsequent easement or deed restriction placed on the easement property will be subordinate to the agricultural conservation easement and require approval of DOC.

(Status: Chaptered by the Secretary of State - Chapter 323, Statutes of 2010)

SB 1177 (Kehoe) – Agriculture: 22nd District Agricultural Association: greenway zone. This bill would have required the 22nd District to develop two sections of a greenway zone at the Del Mar Fairgrounds that must include extensions of the Coast to Crest Trail (CCT), in consultation with the Joint Powers Authority (JPA), the Department of Fish and Game, and the Department of Parks and Recreation. The maintenance of the CCT would have been the responsibility of the JPA. The intended purpose of the greenway zone was to protect, enhance, and restore the overall environmental quality of the San Dieguito River and adjacent wetlands, while being permanently dedicated to the use and enjoyment of the public.

(Status: Held in Assembly Agriculture Committee)

SB 1334 (Wolk) - Natural community conservation plans. This bill would have added to the list of findings the Department of Fish and Game (DFG) must make, based on substantial evidence, before approving a Natural Community Conservation Plan (NCCP). In addition, when finding that a NCCP has been developed consistent with a planning agreement, DFG would have also been required to make a finding that it had cooperated with a local agency with land use permit authority over the activities proposed in an NCCP.

(Status: Vetoed by Governor, September 29, 2010)

~ MINING AND GEOLOGY ~

AB 42 (Blakeslee) – Electricity: Pacific Gas & Electric Company: seismic fault. This bill would have required Pacific Gas and Electric Company to conduct seismic fault surveys and studies at the Diablo Canyon Nuclear Power Plant consistent with the recommendations of the California Energy Commission and the Seismic Safety Commission in order to maintain grid reliability and reduce cost impacts to ratepayers in the event of seismic activity.

(Status: Vetoed by Governor, October 11, 2009)

AB 2761 (Assembly Natural Resources Committee) - Natural resources. This bill clarifies that the State Geologist may enter into certain technical geologic contracts with governmental entities, including school districts and nongovernmental entities, to provide technical, analytic, and research services related to geologic hazards directly to those entities. This bill also deletes the requirement that the Attorney General must be the legal advisor for the Division of Oil, Gas and Geothermal Resources.

(Status: Chaptered by the Secretary of State – Chapter 271, Statutes of 2010)

SB 571 (Maldonado) – Geothermal resources. This bill extends the authority of the State Oil and Gas Supervisor (Supervisor) to deny approval of a well operator's new or expanded geothermal well operations if the operator fails to pay a civil penalty, comply with an order, or pay the required well fee. This bill also extends current authority of the Supervisor to include geothermal well operations.

(Status: Chaptered by the Secretary of State – Chapter 597, Statutes of 2009)

SB 624 (Romero) – State rock. This bill would have declared intent to remove serpentine as the State Rock and lithologic emblem, and removed the category of the state rock from the Government Code.

(Status: Held in Assembly Rules Committee)

SB 833 (Senate Committee on Natural Resources & Water) - Natural resources: mining: conservation lands: Native American historical sites: tidelands and submerged lands. This bill provides technical cleanup and clarification to previous legislation regarding mining, conservation, protection of Native American remains, Treasure Island, fire protection, and certified port master plans.

(Status: Chaptered by the Secretary of State – Chapter 208, Statutes of 2009)

~ OIL SPILL PREVENTION ~

AB 234 (Huffman) – Oil spill prevention and response: transfer of oil: State Lands Commission.

This bill would have required the administrator of Office of Spill Prevention and Response to adopt regulations that would require booms to be deployed prior to all oil transfer operations unless this pre-booming was determined not to be safe and effective. This bill also would have required the State Lands Commission, on or before March 1, 2011, to report to the Legislature on regulatory action and statutory recommendations to ensure maximum safety and prevention of harm during offshore drilling.

(Status: Vetoed by the Governor, September 30, 2010)

AB 2453 (Tran) - Oil and gas: operations: enforcement actions. This bill clarifies the judicial standard of review for an enforcement action of the State Oil and Gas Supervisor and expands procedural safeguards for an administrative appeal of an enforcement action, including the use of the Office of Administrative Hearings.

(Status: Chaptered by the Secretary of State – Chapter 264, Statutes of 2010)

AB 2739 (Blakeslee) – Oil spill prevention and response. This bill would have required the Office of Spill Prevention and Response administrator to conduct an assessment of the *SS Montebello* wreck in coordination with the National Oceanic and Atmospheric Administration and the US Coast Guard. If the assessment had indicated an imminent threat of oil release, the administrator would have requested federal reimbursement for the assessment. If there was no imminent threat, the administrator would have recommended preferred and alternate monitoring methods and the likely cost of each.

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

SB 550 (Florez) – Natural resources: oil and gas: drilling. This bill would have required a well operator to provide a surface rights owner with written notification and legal documentation of any underlying oil, mineral, or gas extraction operation agreement within 10 days of execution of the agreement.

(Status: Vetoed by the Governor, October 11, 2009)

~ RECYCLING AND SOLID WASTE~

AB 68 (Brownley) – Solid waste: single-use carryout bags. This bill would have established a statewide fee of 25 cents for single-use carryout bags of all types beginning in 2011. This bill would have allowed stores charging the fee to retain a portion to pay for implementation of the bill and for educational programs and donation of reusable bags to community groups, nonprofits, and similar entities, while the majority of the generated funds would be distributed to the Department of Resources, Recycling, and Recovery administration and enforcement purposes. The State Board of Equalization would have been responsible for adopting rules and regulations related to this bill, including provisions relating to fee collection, reporting, refunds, and appeals.

(Status: Held in Assembly Appropriations Committee)

AB 87 (Davis) – Single-use carryout bags: environmental effects: mitigation. This bill would have revised the existing in-store recycling program by establishing a statewide fee of 25 cents for single-use carryout bags, of all types, beginning in 2010. This bill would have allowed stores charging the fee to retain a portion to pay for implementation of the bill, while the majority of the generated funds would be distributed to the Department of Resources, Recycling, and Recovery for administration and enforcement purposes. The State Board of Equalization would have been responsible for adopting rules and regulations related to this bill, including provisions relating to fee collection, reporting, refunds, and appeals. This bill would also have repealed the January 1, 2013 sunset date on the existing in-store bag recycling program.

(Status: Held in Assembly Appropriations Committee)

AB 274 (Portantino) – Solid waste: landfills: closure plans. This bill creates the State Solid Waste Postclosure and Corrective Action Trust Fund, for the future cleanup of closed solid waste facilities, that will go into effect provided that more than 50% of the operators of solid waste facilities opt to participate in the program. The Fund requires each participating operator to pay a fee of \$0.12 per ton for each disposal site.

(Status: Chaptered by the Secretary of State – Chapter 318, Statutes of 2009)

AB 283 (Chesbro) – Solid waste: extended producer responsibility program. This bill would have enacted the California Product Stewardship Act of 2009 (Act). The Act requires the California Department of Resources, Recycling, and Recovery to administer a program to provide environmentally sound product stewardship protocols to foster "cradle-to-cradle" producer responsibility, where each product is developed for closed-loop systems in which every ingredient is safe and beneficial. The program would have involved the extension of the shared responsibility of producers and all entities involved in the product chain to reduce cradle-to-cradle impacts of a product and its packaging, with the primary responsibility placed on the producer who makes design and marketing decisions.

(Status: Held in Assembly Appropriations Committee)

AB 473 (Blumenfeld) – Solid waste: multifamily dwellings. This bill would have required, on and after July 1, 2010, an owner of a multifamily dwelling (of five or more units) to provide recycling services that are appropriate and available for the multifamily dwelling, are in accordance with the local agency's source reduction and recycling element, comply with existing requirements for adequate areas to collect and load recyclables, and comply with any state or local requirements governing solid waste agreements and services. This bill would have provided an exemption to some owners under specified circumstances.

(Status: Vetoed by Governor, October 11, 2009)

AB 479 (Chesbro) – Solid waste: diversion. This bill would have increased the solid waste diversion rate for local jurisdictions to 60% by 2015 and established a statewide diversion goal of 60% by 2015 and 75% by 2020 through source reduction, recycling, and composting. This bill would have also increased the state tipping fee on solid waste from \$1.40 per ton to \$3.90 per ton on January 1, 2010 in order to fund the expansion of source reduction and recycling programs and commercial recycling programs and to help communities reach the waste diversion goals.

(Status: Held in Senate Appropriations)

AB 737 (Chesbro) – Solid waste: diversion. This bill would have required the Department of Resources Recovery and Recycling to report to the Legislature, by January 1, 2013, on the current diversion rate in the state and potential strategies to increase the diversion rate to 75% and report information on the costs of the strategies identified in the report. This bill would have also required businesses and large state facilities that generate more than four cubic yards of solid waste per week to arrange for recycling services.

(Status: Vetoed by the Governor, September 28, 2010)

AB 903 (Chesbro) – Solid waste: state agency recycling: electronic waste. As passed by this committee, this bill would have required state agencies to include information on electronic waste reduction and disposal in their annual report to the California Department of Resources, Recycling, and Recovery (DRRR) relating to solid waste reduction. The bill was later amended and would have required manufacturers of compostable plastic bags to ensure that bags were readily identifiable, and to submit reports to DRRR showing that their bags meet specified certifications.

(Status: Held in Senate Appropriations Committee)

AB 907 (Chesbro) – California Oil Recycling Enhancement Act: rerefined oil. This bill would have increased the recycling fee on lubricating oil sold in the state from 4 cents per quart to 6 cents per quart with allowances for annual adjustment, increased the collection and recycling incentive payments awarded by the California Department of Resources Recycling and Recovery from a minimum of 4 cents per quart to 10 cents per quart, and would have made related changes to the California Used Oil Recycling and Enhancement Act.

(Status: Held on the Senate Floor)

AB 925 (Saldaña) – Recycling: single-use plastic beverage container caps. This bill would have prohibited a retailer from selling a single-use beverage container, as defined by the California Beverage Container Recycling and Litter Reduction Act, unless the cap is tethered to the container or contains an opening from which the beverage can be consumed while the cap remains in place.

(Status: Held on the Senate Floor)

AB 1004 (Portantino) – Solid waste: State Solid Waste Postclosure and Corrective Action Trust Fund. This bill extends the deadline for 50% of landfill operators to opt into participation in the Solid Waste Postclosure and Corrective Action Trust Fund from July 1, 2011 to January 1, 2012 and makes related technical and clarifying changes to the Trust Fund.

(Status: Chaptered by the Secretary of State – Chapter 417, Statutes of 2010)

AB 1150 (Gaines) – State government: integrated waste management board: abolishment. This bill would have abolished the California Integrated Waste Management Board and transfers all of its powers, duties, purposes, responsibilities, and jurisdiction to the Department of Conservation and to the Department of Toxic Substances Control.

(Status: Failed in Assembly Natural Resources Committee)

AB 1280 (Adams) – Child abuse sentencing: child becoming comatose or suffering paralysis. As passed by this committee, this bill would have exempted a video display device that is contained within a freezer, induction cooktop or range, beverage maker, and food steamer from the definition of a covered electronic device. The bill was subsequently amended to involve the sentencing of child abuse offenders when child abuse results in paralysis or a coma.

(Status: Chaptered by the Secretary of State – Chapter 300, Statutes of 2010)

AB 1343 (Huffman) – Solid waste: architectural paint. This bill establishes the architectural paint recovery program within the Department of Resources Recycling and Recovery, which requires a manufacturer of paint sold in California, individually or through a representative organization, to implement a recovery program "to undertake responsibility for the development and implementation of strategies" to reduce generation, promote reuse, and manage waste paint through the collection, transport, and processing of postconsumer paint.

(Status: Chaptered by the Secretary of State – Chapter 420, Statutes of 2010)

AB 1358 (Hill) – Vehicles: driving under the influence: Ignition Interlock device. As passed by this committee, this bill would have prohibited food vendors from dispensing polystyrene food containers, "nonrecyclable plastic food containers," and "nonrecycled content paper containers." The bill was subsequently amended to make technical changes to state law pertaining to ignition interlock devices on motor vehicles.

(Status: Chaptered by the Secretary of State – Chapter 651, Statutes of 2009)

AB 1981 (Hill) – Recycling: waste tires: fees. This bill would have exempted new car dealers from collecting the California tire fee for each new tire sold with a new or used vehicle, and instead would have allowed dealers to collect a "vehicle tire fee" of \$10.50 for every new vehicle sold before January 1, 2015, with a reduction of that fee to \$5.50 on and after that date. \$5.98 of the fee would have been deposited into the Tire Recycling Management Fund, and \$4.52 of the fee would have been deposited into the Air Pollution Control Fund until December 31, 2014.

(Status: Held in Senate Environmental Quality Committee)

AB 1998 (Brownley) – Recycling: plastic and paper carryout bags. This bill would have prohibited grocery stores and convenience stores from providing all single-use carryout bags to customers after 2012. A one-time appropriation of \$2 million would have been contributed from the Recycling Market Development Revolving Loan subaccount in the Integrated Waste

Management Account to the Department of Resources Recycling and Recovery to provide loans and grants to encourage plastic bag manufacturers to make bags with recycled content that meet the requirements for reusable bags.

(Status: Failed on the Senate Floor)

AB 2138 (Chesbro) – Recycling: food service packaging: carryout bags. This bill would have enacted the Plastic Ocean Pollution Reduction, Recycling, and Composting Act, which prohibits a food provider from distributing disposable food packaging, including take-out bags, unless the packaging is compostable or recyclable.

(Status: Held in Assembly Appropriations Committee)

AB 2139 (Chesbro) – Solid waste: product stewardship. This bill would have enacted the California Product Stewardship Act. The Act would have required the Department of Resources Recycling and Recovery to administer a program to develop product stewardship protocols to foster "cradle-to-cradle" producer responsibility for products. The Act was intended to provide sound product stewardship protocols that encourage producers to research alternatives during the product design and packaging phases to foster producer responsibility and reduce the end-of-life environmental impacts.

(Status: Failed on the Assembly Floor)

AB 2398 (John A. Pérez) – Product stewardship: carpet. This bill prohibits carpet producers and retailers from selling carpet in California unless the producer or a carpet stewardship organization has submitted a stewardship plan to the Department of Resources Recycling and Recovery (DRRR) with the goal of increasing the recycling of postconsumer carpet. This bill also requires DRRR and the Department of General Services (DGS), by January 1, 2014, to complete a study that examines the standard for carpet purchases by the state and recommend to the Governor and the Legislature any appropriate changes to that standard. When feasible, this bill also requires DGS to ensure that postconsumer carpet removed from state buildings be managed in accordance with the bill.

(Status: Chaptered by the Secretary of State – Chapter 681, Statutes of 2010)

AB 2611 (Ma) – Recycling: electronic waste. This bill would have increased the screen size for electronic devices currently included in the Electronic Waste Recycling Act from 4-inches diagonal (or 8 square inches) to 9 square inches (or a minimum of 4.25 inches diagonally).

(Status: Failed in Assembly Natural Resources Committee)

AB 2718 (Adams) – Recycling: beverage containers: recycling centers. This bill would have established a definition of "unserved zone" as a convenience zone where there is no operating certified recycling center for purposes of the California Beverage Container Recycling and Litter Reduction Act. This bill would also have required the Department of Resources Recycling and Recovery (DRRR) to pay handling fees to a dealer that is certified as a recycling center and is located in an unserved zone for redeemed beverage containers, and authorized DRRR to allow a certified recycling center to be open for less than 30 hours, but not less than 20 hours, per week if the center is located in an unserved convenience zone that has been unserved for at least six continuous months.

(Status: Held in Senate Appropriations Committee)

SB 25 (Padilla) – Solid waste. As heard, but not voted on in this committee, this bill would have specified that "renderer" did not include a person operating a solid waste facility licensed by the Department of Resources Recovery and Recycling (DRRR) that hauls, handles, or processes animal tissue for the purpose of obtaining data on pathogen reduction or other public health, animal health, safety, or environmental concerns. This bill also would have specified that "rendering" does not include recycling, processing, or conversion of animal tissue from the food service industry, grocery stores, or residential food scrap collection at a solid waste facility licensed by DRRR, or as part of a research composting operation for the purpose of obtaining data on pathogen reduction or other public health, animal health, safety, or environmental concerns.
(Status: Held in Assembly Natural Resources Committee)

SB 55 (Corbett) – The State Bar Act. As passed by this committee, this bill would have deleted an obsolete requirement that the Department of Conservation (DOC) calculate a redemption rate for beverage containers subject to the California Beverage Container Recycling and Litter Reduction Act, while retaining the requirement that DOC calculate the recycling rate for beverage containers. The bill was subsequently amended to revise the authority of the State Bar.
(Status: Chaptered by the Secretary of State – Chapter 2, Statutes of 2010)

SB 167 (Ducheny) – Solid waste: waste tires. This bill requires the Department of Resources Recovery and Recycling to include additional information relating to waste tires in the California-Mexico Border Region including education, infrastructure, mitigation, cleanup, prevention, reuse, and recycling projects in its five-year plan, and authorizes funds generated by the California tire fee to be used for related border activities.
(Status: Chaptered by the Secretary of State – Chapter 333, Statutes of 2009)

SB 228 (DeSaulnier) - Plastic bags: compostable plastic bags. This bill, beginning July 1, 2011, requires a manufacturer of a compostable plastic bag that meets an existing American Society for Testing and Materials standard to ensure that the bag is easily identifiable from other plastic bags, and prohibits a compostable bag sold or distributed in the state from displaying the chasing arrow resin identification code or any other recycling symbol.
(Status: Chaptered by the Secretary of State – Chapter 406, Statutes of 2010)

SB 230 (Cogdill) – Waste tire haulers: registration. This bill adds a provision to the list of exemptions from the tire hauler registration requirements that allows a local enforcement agency to grant an exemption to a person who is transporting tires that were illegally dumped if a police report has been filed and if the tires are being taken to an approved location.
(Status: Chaptered by the Secretary of State – Chapter 41, Statutes of 2009)

SB 390 (Kehoe) - Solid waste: recycling market development. This bill extends the sunset on California's Recycling Market Development Zone Program from July 1, 2011 to July 1, 2021, and makes related technical and clarifying changes.
(Status: Chaptered by the Secretary of State – Chapter 275, Statutes of 2010)

SB 402 (Wolk) - Recycling: California redemption value. This bill would have addressed the insolvency in the Bottle Bill by expanding the program, closing the loophole for large juice containers, moving the threshold for the 10 cent CRV from 24 ounces to 20 ounces, and accelerating the CRV payment to the Department of Conservation (DOC) from 90 to 60 days. This bill also would have authorized DOC to reduce the number of unserved supermarket-based recycling centers.

(Status: Vetoed by the Governor, October 11, 2009)

SB 546 (Lowenthal) – Used oil. This bill raises the fee paid by lubricating oil manufacturers from \$0.16 to \$0.24 per gallon, increases the incentives paid for recycling used oil, increases the testing requirements for used oil transporters, and requires a life cycle analysis of used oil.

(Status: Chaptered by the Secretary of State – Chapter 353, Statutes of 2009)

SB 579 (Lowenthal) – Used oil. This bill makes technical and clean-up amendments to the California Oil Recycling Enhancement Act.

(Status: Chaptered by the Secretary of State – Chapter 504, Statutes of 2010)

SB 832 (Senate Committee on Environmental Quality) - Resources: California Pollution Control Financing Authority: public lands: solid waste diversion. This bill corrects a drafting error in SB 1016 (Wiggins), Chapter 343, Statutes of 2008, by replacing the term “city and county” with “jurisdiction.” This bill also makes a technical change related to school lands and patents. Additionally, this bill defines “severely disadvantaged community” as a community with a median household income of less than 60 percent of the statewide median household income for the purposes of the State Water Pollution Control Revolving Fund.

(Status: Chaptered by the Secretary of State – Chapter 643, Statutes of 2009)

SB 1326 (Oropeza) - Solid waste: tires. This bill would have required a public entity that applies for a grant from the Local Government Waste Tire Cleanup or the Amnesty Event Grant Program to ask a local community conservation corps if it wishes to participate in the cleanup and to include related information in its grant application.

(Status: Held in Assembly Appropriations Committee)

SB 1401 (Simitian) – Beverage containers: redemption payments. This bill would have made clarifying and technical changes to AB 8X 7 (Committee on Budget), Chapter 5, Statutes of 2010, including requiring the status reports on the California Beverage Container Recycling Fund to include fund balances and be posted on the Department of Resources Recycling and Recovery's (DRRR) Internet Web site, and adjusting the timeline for the notifications and actions required after DRRR review of the Fund status.

(Status: Held on the Assembly Floor)

SB 1454 (DeSaulnier) – Recycling: plastic products. This bill would have repealed the existing separate requirements for "compostable" and "marine degradable" plastic bags and food packaging and replaced them with a uniform requirement for all plastic products. This bill additionally would have authorized the Department of Resources Recovery and Recycling to adopt an existing standard other than an American Society for Testing and Materials (ASTM) standard specification if the standard met or exceeded the (ASTM) standard in terms of stridency.
(Status: Vetoed by the Governor, September 28, 2010)

~ STATE LANDS AND TIDELANDS ~

AB 368 (Skinner) – State lands: oil, gas, and mineral leases. This bill would have delayed the effective date of a quitclaim deed filed to terminate all or a portion of any lease with the State Lands Commission until such time that the lessee reclaims or restores the lease premises as approved by the Commission and effective upon compliance with any existing abandonment or reclamation requirements.

(Status: Vetoed by the Governor, October 11, 2009)

AB 694 (Saldaña) – Tidelands and submerged lands: City of San Diego. This bill would have repealed Chapter 642 of the Statutes of 1929 which removed the "tidelands" designation on all land shoreward of the bulkhead in City of San Diego and declared them to be free from all public trusts and restrictions. This repeal would have been construed to overturn or otherwise nullify the decision in *United States of America v. 15.320 Acres of Land*, U.S. Dist. Lexis 21875 or any title settlement agreement entered into by the State of California acting by and through the State Lands Commission.

(Status: Vetoed by the Governor, October 11, 2009)

AB 1513 (Evans) – State lands: wilderness areas. This bill would have required the Secretary of Resources and the State Lands Commission to review state-owned roadless areas under their respective jurisdictions and report to the Legislature on their suitability for preservation as wilderness.

(Status: Held in Assembly Appropriations Committee)

AB 1520 (Evans) – Statewide Watershed Program. This bill would have established a Statewide Watershed Program as a voluntary program in the Department of Conservation to provide assistance and funding to local community-based efforts in the conservation, protection, and restoration of the state's watersheds.

(Status: Held in Assembly Appropriations Committee)

AB 2179 (Monning) - Tidelands and submerged lands: City of Santa Cruz and City of Long Beach. This bill grants to the Cities of Santa Cruz and Long Beach all the right, title, and interest of the state in certain public trust lands. "Volleyball Parcel," "West Lawn Parcel," and "Trestle Easement" are granted to the City of Santa Cruz, while "Southern Parcel" and "Street Parcel" are granted to the City of Long Beach.

(Status: Chaptered by the Secretary of State – Chapter 377, Statutes of 2010)

AB 2598 (Brownley) – Tidelands and submerged lands: sea level action plan. This bill would have required local government agencies that have been granted public trust lands to develop a sea level action plan to the Natural Resources Agency, the Governor's Office of Planning and Research or its successor, and the State Lands Commission that include maps showing the areas that may be affected by sea level rise that may occur in 2050 and 2100 and the potential impacts of a 100-year storm event, an estimate of the financial cost of the impact of sea level rise on granted public trust lands, including, but not limited to, both the potential cost of repair of damage to and value of lost use of improvements, land, and the anticipated cost to prevent or mitigate potential damage, strategies to prevent or mitigate damage to existing development and infrastructure, and design standards that would avoid impacts to new development and infrastructure.
(Status: Held in Senate Appropriations Committee)

AB 2664 (Chesbro) – Public lands: State Lands Commission: violations. This bill would have prohibited certain activities on state lands under the State Lands Commission's (SLC) jurisdiction without an applicable easement, lease, or permit, including constructing, placing, maintaining, owning, using, or possessing a structure or facility on land under SLC's jurisdiction, would have subjected a violator of this provision to penalties, and would have authorized the SLC to pursue administrative action to obtain related legal remedies.
(Status: Vetoed by the Governor, September 25, 2010)

SB 428 (Kehoe) – Tide and submerged lands: San Diego. This bill amends a 1931 grant of tidelands and submerged lands to the City of San Diego by authorizing the lands to be used as a "marine mammal park for the enjoyment and educational benefit of children" in addition to a bathing pool for children, parkway, and playground, among other things.
(Status: Chaptered by the Secretary of State – Chapter 19, Statutes of 2009)

SB 459 (Wolk) - Tidelands and submerged lands: removal of vessels. This bill would have streamlined the authority of the State Lands Commission (SLC) to remove and dispose of abandoned vessels by eliminating a requirement that the SLC dispose of a vessel through court action and by exempting these actions from the California Environmental Quality Act or any other law or regulation governing the disposal of property by a state agency.
(Status: Vetoed by the Governor, October 11, 2009)

SB 1350 (Kehoe) – Public lands: records and uses. This bill exempts the State Lands Commission (SLC) from reporting information regarding public trust lands to the Department of General Services (DGS) and requires the SLC to provide certain information regarding non-public trust lands and school trust lands to DGS including their location, size, and current uses.
(Status: Chaptered by the Secretary of State – Chapter 330, Statutes of 2010)

SB 1488 (Senate Committee on Natural Resources and Water) – State lands: tidelands and submerged lands. This bill specifically excludes Brown's Island from the public trust lands granted to the City of Pittsburg and requires the California State Lands Commission to conduct a survey of the City's public trust lands by January 1, 2013 and establishes that the Land Bank Fund may be used to create access to public trust lands in addition to the land's management and improvement.
(Status: Chaptered by the Secretary of State – Chapter 159, Statutes of 2010)

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