

PRIORITY LEGISLATION ACTED ON IN 1999

AB 18 (Keeley) Villaraigosa-Keeley Safe Neighborhood Parks, Clean Water, and Coastal Protection Bond Act of 2000

AB 18 would authorize the issuance of bonds in the amount of \$2,000,000,000 for the acquisition, development, improvement, rehabilitation, restoration, enhancement, and protection of park, recreational, cultural, historical, fish and wildlife, lake, riparian, reservoir, river, and coastal resources. This bill would require the Secretary of State to submit the bond act to the voters at the November 7, 2000 statewide general election.

Introduced 12/07/98
Last Amend 08/25/99
Status Signed by Governor. Chaptered by Secretary of State - Chapter 461, Statutes of 1999
Staff Involvement None
Comm. Position SUPPORT

AB 64 (Ducheny) Public Beach Restoration Act

AB 64 would establish the California Public Beach Restoration Program, to be administered by the Department of Boating and Waterways, for specified public beach enhancement, restoration, and nourishment purposes. The bill would require the Department and the State Coastal Conservancy to jointly prepare and submit to the Legislature, not later than January 1, 2002, a report detailing the restoration, nourishment, and enhancement activities undertaken through the program, evaluating the need for public beach restoration projects, the effectiveness of the program in addressing that need, and ways to increase natural sediment.

Introduced 12/07/98
Last Amend 07/02/99
Status Signed by Governor. Chaptered by Secretary of State - Chapter 798, Statutes of 1999
Staff Involvement None
Comm. Position SUPPORT

AB 75 (Strom-Martin) State Agency Recycling

AB 75 would require each state agency on or before March 15, 2000, to develop and adopt, in consultation with the California Integrated Waste Management Board, an integrated waste management program. It would also require each state agency and each large state facility to divert at least 25% of their solid waste generated from landfill or transformation facilities by January 1, 2001, and at least 50% by January 1, 2002. The bill would authorize the board to establish a source reduction, recycling, and composting requirement that would be an alternative to the 50% reduction required by the bill.

Introduced 12/07/98
Last Amend 08/17/99
Status Signed by Governor. Chaptered by Secretary of State - Chapter 764, Statutes of 1999
Staff Involvement None

AB 492 (Wayne) Coastal Resources: Public Access

AB 492 would prohibit state land that is located between the first public road and the sea, or that the commission has formally designated as part of the California Coastal Trail, from being transferred or sold to any private entity, unless the state retains a permanent property interest in the land adequate to provide public access to or along the sea. The prohibition would not apply if the private entity is a nonprofit organization that exists for the purposes of preserving lands for public use and enjoyment, or if the Department of Parks and Recreation or the Coastal Conservancy makes specified findings at a noticed public hearing relating to the transfer or sale of the property.

Introduced 02/18/99
Last Amend 08/16/99
Status Signed by Governor. Chaptered by Secretary of State - Chapter 822, Statutes of 1999
Staff Involvement Worked with author to draft amendments
Comm. Position SUPPORT

AB 538 (Wayne) Public Beaches: Bacteriological Standards

AB 538 would require the local permitting authority or appropriate California regional water quality control board, in cooperation with the local health officer, whenever testing reveals that the waters adjacent to a public beach fail to meet those bacteriological standards on 3 testing dates within a four-week period, or on 75% or more of the aggregate tests conducted within a 4-week period, or in certain other described circumstances, to investigate and identify the geographical sources and biological origins of the bacteriological contamination. The bill would require the regional boards to report annually to the State Water Resources Control Board, the department, and the general public on the results of any investigation and subsequent actions performed pursuant to those provisions.

Introduced 02/18/99

Last Amend 08/17/99

Status Signed by Governor. Chaptered by Secretary of State - Chapter 488, Statutes of 1999.

Staff Involvement None

AB 604 (Jackson) Nonpoint Source Pollution

AB 604 would require the State Water Resources Control Board, on or before January 1, 2002, in consultation with the Commission, the State Department of Health Services, and any other state agencies with authority over nonpoint source pollution, to establish a program strategy and implementation plan and performance goals for targeted management measures and for the remaining management measures, on or before January 1, 2000, or other dates as specified. The bill would make the implementation of these provisions contingent upon a determination by the Department of Finance that there are sufficient federal or state funds available for use by the state board to carry out those requirements. (See attached Legislation)

Introduced 02/19/99

Last Amend 08/18/99

Status Vetoed by Governor

Staff Involvement Worked with author on technical amendments

Comm. Position SUPPORT

AB 703 (Lempert) Ballast Water Discharges

This bill would require the water board, and, if determined to be appropriate by the board, the regional boards, to carry out a ballast water discharge management program in consultation with the Department of Fish and Game, the State Lands Commission, and the United States Coast Guard. The bill, on and after January 1, 2000, and until December 31, 2001, would prohibit a person from discharging ballast water that was initially loaded from coastal waters outside the Pacific Coast Region into the waters of the state, or into waters that may impact the waters of the states. The bill would provide that any person discharging ballast water in violation of this division prescribed requirements may be liable civilly.

Introduced 02/24/99

Last Amend 08/18/99

Status Signed by Governor. Chaptered by Secretary of State - Chapter 849, Statutes of 1999

Staff Involvement None

AB 848 (Kuehl) Coastal Development Permits: Temporary, Nonrecurring Movie and Television Sets

In order to expedite the processing of an application for a coastal development permit for a motion picture, television, or commercial production project in the coastal zone, AB 848 would allow the governing body of a local government with a certified local coastal program to designate the Commission as the appropriate authority to process and issue a coastal development permit for a temporary, nonrecurring location set, if the production activity, including preparation, construction, filming, and set removal at the site will not exceed 190 days. AB 848 would authorize the executive director of the Commission to schedule for a public hearing and possible action, an appeal of a coastal development permit issued by a local government for a temporary motion picture production project that does not initially comply with all applicable coastal development permit procedural requirements, but that is anticipated to comply fully with those procedural requirements by the time the matter is before the commission on appeal.

Introduced 02/24/99
Last Amend 07/06/99
Status Signed by Governor. Chaptered by Secretary of State - Chapter 491, Statutes of 1999
Staff Involvement Worked with the author on amendments

AB 989 (Lowenthal) Coastal Development: Notice of Violation

AB 989 would permit the executive director of the commission to file notice of a violation of the Coastal Act if the executive director has determined that real property has been developed in violation of the act. The bill would require a public hearing to be held if the owner submits a timely objection to the filing of the notice of violation, and would require the issuance of a clearance letter if the Commission finds that no violation has occurred. If the Commission determines that a violation has occurred, the bill would require the recordation of the notice of violation with the county recorder in which the real property is located. AB 989 would require the executive director, within 30 days after the final resolution of a violation, to record a notice of rescission with the county recorder indicating that the notice of violation is no longer valid. (See attached Legislation)

Introduced 02/25/99
Last Amend 04/12/99
Status Vetoed by Governor
Staff Involvement Worked with author to draft legislation
Comm. Position SUPPORT

AB 993 (Shelley) Marine Resources: Marine Life Protection Act

AB 993 enacts the Marine Life Protection Act in order to establish coherent guidelines and purposes for California's marine protected areas. The Fish and Game Commission shall adopt a master plan that guides the adoption and implementation of the Marine Life Protection Program established by the bill. The bill would require the Department of Fish and Game to convene a master plan team to advise and assist in the preparation of a master plan, as specified.

Introduced 02/25/99
Last Amend 09/10/99
Status Signed by Governor. Chaptered by Secretary of State - Chapter 1015, Statutes of 1999
Staff Involvement Worked with author on amendments
Comm. Position SUPPORT

AB 1293 (Mazzoni) Coastal Protection: Public Education Programs

AB 1293 would require that the Commission's public education program also include outreach to special groups such as the boating community, and incorporate information on the prevention and reduction of nonpoint source pollution. The bill would provide that, because the actions of people throughout a watershed impact the coast and the ocean, the geographic extent of the commission's education and outreach program shall not be limited to outreach conducted only in the coastal zone. This bill would also authorize the Department of Boating and Waterways to establish a program to provide environmental education to the boating public, with the objective of preventing and reducing boating-related pollution. (See attached Legislation)

Introduced 2/26/99
Last Amend 08/19/99

Status

Staff Involvement

Comm. Position

Vetoed by governor

Worked with author to draft legislation

SUPPORT

SJR 2 (Alpert) Offshore Oil Leases

This measure would request that President Clinton extend the moratorium on federal offshore leases to certain leases awarded prior to the moratorium or to terminate those leases.

Introduced 01/07/99
Last Amend 07/12/99
Status Signed by Governor. Chaptered by Secretary of State. Res. Chapter 86, Statutes of 1999.
Staff Involvement None

SB 48 (Sher) Public Records: Disclosure

SB 48 would allow any person who has been denied access by a state or local government to a public record to appeal that denial to the Attorney General within 20 days of the date of denial and in cases where the agency fails to provide any response. The bill would recommend the Attorney General issue a decision on the appeal within 20 days of the date of the request. If the Attorney General finds that an agency's decision to refuse disclosure was not justified under the California Public Records Act, this bill would allow the Superior Court, in its discretion, to impose a fine on the agency of not less than \$100 for each day that access to the public record was delayed, but not to exceed a total of \$10,000.

Introduced 12/07/98
Last Amend 08/18/99
Status Vetoed by Governor
Staff Involvement Worked with author on amendments

SB 110 (Peace) Energy Conservation, Power Facility and Site Certification, Notice of Intention

SB 110 would eliminate the requirement that electric utilities' 5- and 12-year forecasts established by the Energy Commission serve as the basis for the planning and certification of electric transmission and thermal power plant facilities. Various changes with respect to the information required in an Application for Certification and in the commission's written decision concerning the application are made by this bill. The bill would require the Secretary of the Resources Agency, by January 1, 2001, to review the facility certification program to determine whether that program meets specified criteria for state regulatory programs under the CEQA.

Introduced 12/15/98
Last Amend 08/19/99
Status Signed by Governor. Chaptered by Secretary of State. Chapter 581, Statutes of 1999
Staff Involvement Worked with the author on amendments

SB 227 (Alpert) Water Quality: Nonpoint Source Pollution

SB 227 would require the state board, on or before January 1, 2001 and in consultation with the regional boards, to prepare, implement and enforce of a detailed program for the purposes of implementing the state's nonpoint source management plan pursuant to Sections 303 and 319 of the Clean Water Act, Section 6217 of the federal Coastal Zone Act Reauthorization Amendments of 1990. The state board would be required, commencing on or before February 1, 2001, and in consultation with the commission, to prepare and submit a nonpoint source pollution control management report with prescribed components. (See attached Legislation)

Introduced 01/25/99
Status Signed by Governor. Chaptered by Secretary of State. Chapter 560, Statutes of 1999.
Staff Involvement Worked with author to draft legislation
Comm. Position SUPPORT

SB 243 (McPherson) Recreational Property: Development Fees

SB 243 would require the State Board of Control to allow a claim for reasonable attorney's fees incurred by an owner of any interest in real property or a public entity as a defendant in a civil action seeking to restrict or prevent public access through the property if the owner or public entity gives permission to the public to enter the property pursuant to a specified agreement. The bill would limit the total sum of the claim for attorney's fees to \$200,000 per fiscal year. This bill would also require that moneys in the Coastal Access Account derived from the filing fees be continuously

appropriated without regard to fiscal year to, and expended by, the Coastal Conservancy for grants to public agencies and private nonprofit entities or organizations.

Introduced	01/26/99
Last Amend	08/17/99
Status	Signed by Governor. Chaptered by Secretary of State, Chapter 775, Statutes of 1999
Staff Involvement	Worked with author on amendments
Comm. Position	SUPPORT

SB 1065 (Bowen) Public Records: Electronic Format

SB 1065 would require any agency that has information that constitutes an identifiable public record in an electronic format to make that information available in an electronic format, when requested by any person. The bill would require the agency to make the information available in any electronic format in which it holds the information.

Introduced	02/26/99
Last Amend	04/27/99
Status	Vetoed by Governor
Staff Involvement	None