

CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000
SAN FRANCISCO, CA 94105-2219
VOICE AND TDD (415) 904-5200
FAX (415) 904-5400

**W-33**

April 13, 2005

TO: Coastal Commissioners and Interested Public

FROM: Peter M. Douglas, Executive Director
Sarah Christie, Legislative Coordinator

SUBJECT: LEGISLATIVE REPORT FOR April 2005

CONTENTS: This report provides summaries and status of bills that affect the Coastal Commission and California's Coastal Program as well as bills that staff has identified as coastal related legislation.

Note: This information can be accessed through the Commission's World Wide Web Homepage at www.coastal.ca.gov

Legislative Calendar

May 20	Last day for policy committees to meet prior to June 6
May 27	Last day for fiscal committees to hear and report first house bills to the floor
June 3	Last day for Senate, Assembly to pass first house bills
June 15	Budget bill must be passed by midnight
July 8	Last day for policy committees to meet and report second house bills
July 15	Summer recess begins on adjournment
Aug. 15	Legislature reconvenes
Aug. 26	Last day for fiscal committees to meet and report second house bills
Aug. 29	Floor session only. No committees may meet through September 9.
Sept. 9	Last day to pass any non-urgency bill

Please contact Sarah Christie, Legislative Coordinator, at (916) 445-6067 with any questions on the material contained in this report.

PRIORITY LEGISLATION

AB 17 (Koretz) Coastal Resources: beaches: prohibiting smoking

This bill would prohibit the smoking of any tobacco-related product on any state beach, as defined, within the coastal zone or within the jurisdiction of BCDC. Penalty for infraction would be \$100. This bill also allows the Department of Parks and Recreation, or any relevant state agency or department, to post signs advising the public of the smoking prohibition.

Introduced 12/06/04
Status Passed Assembly Natural Resources Committee; Referred to Governmental Organization Committee
Last Amended 02/23/05

AB 771 (Saldana) Coastal resources, legislative intent

This bill states that it is the intent of the Legislature to enact legislation that would require the California Coastal Commission to conduct any formal discussions pertaining to litigation or enforcement, restoration orders or cease and desist orders, in a public hearing. Alternatively, if these matters are discussed in closed session, the Commission would be required to publicly notice the proceedings

Introduced 02/18/05
Status Assembly Natural Resources Committee

AB 1165 (Bogh)

This bill would require that any agency with a regulatory program certified pursuant to CEQA, that must make a decision on an energy facility or site, to use the final staff assessment that describes the projects analyzes the environmental impacts, and discusses alternatives, prepared by the State Energy Resources Conservation and Development Commissions, in the same manner as it would use an EIR or negative declaration prepared by a lead agency.

Introduced 02/18/05
Status Assembly Natural Resources Committee, set for hearing 4/18/05

AB 1168 (Saldana) Drinking water standards, boron contamination

This bill would require the Office of Environmental Health Hazard Assessment to perform a risk assessment on the public health hazards of Boron in drinking water, set a public health goal by January 1, 2007, and to adopt standards for Boron in drinking water by January 1, 2008.

Introduced 02/22/05
Status Assembly Environmental Safety and Toxic Material Committee, set for hearing 4/12/05

AB 1524 (Laird) Coastal resources: property dedications

This bill would require the State Coastal Conservancy to accept any Offer to Dedicate a conservation or open space easement within 90 days of its expiration date, if no other accepting entity can be found. This bill would also exempt the SCC acceptance process from General Services review.

Introduced 02/22/05
Status Assembly Natural Resources Committee, set for hearing 4/12/05

AB 1557 (Karnette) California Coastal Commission

This bill would require the Coastal Commission to notify the Resources Agency within 10 days of receiving evidence of recordation of any Offer to Dedicate real property for public access to or along the coast.

Introduced 02/22/05
Status Assembly Natural Resources Committee, set for hearing 4/11/05

AJR 8 (Canciamilla)

This resolution would urge the Congress of the United States to ratify a treaty on the reduction of sulfur levels in marine fuels, and urge the US Environmental Protection Agency to create a Sulfur Emission Control Area.

Introduced 02/15/05
Last Amended 03/07/05
Status Assembly Environmental Safety and Toxic Materials Committee, set for hearing 4/12/05.

SB 153 (Chesbro) California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2006

This bill would authorize \$2,750,000,000 in General Obligation bonds for the purpose of financing the acquisition, development and preservation of parks, coastal, recreational, cultural and agricultural lands, and other clean air and water projects as specified.

Introduced 02/15/05
Last Amended 03/29/05
Status Re-referred to Senate Natural Resources and Wildlife Committee.

SB 241 (Margett) Coastal resources, development standards

This bill would make a technical, non-substantive change to Section 30250 of the Coastal Act.

Introduced 02/15/05
Status Rules Committee for assignment.

SB 306 (Campbell) Property transactions: Sunset Ridge Park

This bill would permit the director of the Department of Parks and Recreation to lease the property known as Sunset Ridge Park to the City of Newport Beach, without monetary remuneration, for a period not to exceed 25 years.

Introduced 02/16/05
Status Passed Senate Natural Resources and Wildlife Committee.

SB 426 (Simitian) Renewable energy

This bill would make a technical, non-substantive change to Section 26011.6 of the Public Resources Code, pertaining to alternative energy and advanced transportation financing.

Introduced 02/17/05
Status Senate Energy & Utilities Committee, set for hearing 4/19/05.

SB 427 (Hollingsworth) CEQA: exemption: Caltrans

This bill would exempt the California Department of Transportation from the California Environmental Quality Act for the construction of any overpass, underpass or offramp that is built on an existing Caltrans right-of-way.

Introduced 02/17/05
Status Senate Environmental Quality Committee, set for hearing 4/18/05.

SB 575 (Torlakson) Housing development projects

This bill would revise the conditions under which a local agency may approve, deny, or approve with conditions, a housing project for very low, low, or moderate income households, including farm worker housing. Under existing law, a local agency may deny a housing project, as defined, if its housing element is in substantial compliance with state law, and is meeting its share of regional housing needs. This bill would delete that provision. Existing law specifies that noting in the relevant sections of the statute exempts local governments from complying with the Coastal Act.

Introduced 02/18/05
Last Amended 03/29/05
Status Referred to Senate Transportation and Housing Committee, and Senate Judiciary Committee

SB 606 (Kehoe) Lifeguards

This bill would require the Department of Parks and Recreation to fill positions with the “lifeguard” classification as full-time, year round personnel whenever feasible.

Introduced 02/15/05
Status Senate Natural Resources and Wildlife Committee, set for hearing 4/12/05.

SB 658 (Kuehl) State Coastal Conservancy: local grants

This bill would establish the Coastal Environment Motor Vehicle Mitigation Program, which would authorize the State Coastal Conservancy (SCC) to request that the Department of Motor Vehicles collect up to \$6 per vehicle registration fee for vehicles registered in participating jurisdictions. The bill would authorize the SCC to disburse grants to participating jurisdictions for projects that mitigate, reduce, remediate or prevent environmental impacts from motor vehicles and their associated infrastructure.

Introduced 02/22/05
Last Amended 03/29/05
Status Passed Senate Natural Resources and Wildlife Committee.

SB 695 (Kehoe) Conservation easement registry

This bill states that it is the intent of the Legislature to create a central, public registry of conservation easements for the purpose of monitoring conservation easements.

Introduced 02/23/05
Last Amended 03/29/05
Status Senate Natural Resources and Wildlife Committee, set for hearing 4/12/05

SB 742 (Chesbro) Tidelands: City of Eureka

This bill would eliminate the existing requirement for the City of Eureka to make annual payments to the State Controller from funds deposited into the Humboldt Bay Fund, for state tidelands and submerged lands held in trust by the city.

Introduced 02/15/05
Status Passed Senate Natural Resources and Wildlife Committee. Referred to Appropriations Committee.

SB 768 (Simitian) Marine finfish aquaculture

This bill would prohibit any person from engaging in finfish aquaculture without a permit from the Fish and Game Commission. It would also require that and final programmatic EIR prepared for a coastal marine finfish aquaculture project and approved by the Fish and Game Commission ensure that marine finfish aquaculture is managed in a sustainable manner.

Introduced 02/22/05
Last Amended 03/31/05
Status Passed Senate Natural Resources and Wildlife Committee.

SB 771 (Simitian) Ocean going ships

This bill would extend the ban on onboard incineration on cruise ships to all ocean-going vessels. This bill would also extend the regulations pertaining to discharges of sewage, sewage sludge, gray water, oily bilge water, hazardous wastes and other wastes from cruise ships to all ocean-going vessels in marine sanctuaries.

Introduced 02/22/05
Last Amended 03/29/05
Status Re-referred to Senate Environmental Quality Committee.

SB 929 (Kehoe) California Coastal Act: lobbyists

This bill would add Section 30329.1 to the California Coastal Act, requiring any lobbyist, as defined, who participates in the Commission's actions to comply with the disclosure requirements of the Political Reform Act (Government Code Section 82000 et seq.) This would require any lobbyist doing business with the Commission to register as a lobbyist with the Secretary of State, and disclose all payments and all expenditures.

Introduced 02/22/05
Last Amended 03/29/05
Status Rules Committee for assignment.

SB 956 (Simitian) Transient Occupancy Tax

This bill would clarify that local governments may collect transient occupancy tax from a living or lodging space in a hotel, inn, tourist home or house, motel or other lodging space.

Introduced 02/22/05
Status Rules Committee for assignment.

SB 960 (Simitian) Tidelands: exchange: City of Santa Cruz

This bill would make it easier for certain private parties to file "quiet title" actions on disputed tidelands and submerged lands within the City of Santa Cruz.

Introduced 02/22/05
Status Rules Committee for assignment.