

**CALIFORNIA COASTAL COMMISSION**

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**W-31**

February 8, 2012

TO: Coastal Commissioners and Interested Public

FROM: Charles F. Lester, Executive Director  
 Sarah Christie, Legislative Coordinator

SUBJECT: LEGISLATIVE REPORT FOR FEBRUARY, 2012

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: Information contained in this report is accurate as of 01/25/12. Changes in the status of some bills may have occurred between the date this report was prepared and the presentation date.**<sup>1</sup> The Governor has 30 days from the date of passage to sign or veto enrolled bills. Current status of any bill may be checked by visiting the California Senate Homepage at [www.senate.ca.gov](http://www.senate.ca.gov). This report can also be accessed through the Commission's World Wide Web Homepage at [www.coastal.ca.gov](http://www.coastal.ca.gov)

## 2012 Legislative Calendar

Jan 1	Statutes take effect
Jan 4	Legislature reconvenes
Jan 10	Budget must be submitted by Governor
Jan 27	Last day to submit bill requests to Legislative Counsel
Feb 24	Last day for bill introduction
March 29	Spring Recess begins
April 9	Legislature reconvenes
April 27	Last day for Policy Committees to hear and report 1 <sup>st</sup> House fiscal bills to the Floor
May 11	Last day for Policy Committees to hear and report 1 <sup>st</sup> House non-fiscal bills to the Floor
May 18	Last day for Policy Committees to meet prior to June 7
May 25	Last day for Fiscal Committees to hear and report 1 <sup>st</sup> House fiscal bills to the Floor
May 29-June 4	Floor Session only. No committees may meet
June 1	Last day to pass bills from house of origin
June 4	Committee meetings may resume
June 15	Budget must be passed by midnight
June 28	Last day for a legislative measure to qualify for the November General Election ballot
July 6	Last day for Policy Committees to hear and report bills to the Floor from the second house
July 6	Summer Recess begins at the end of session if Budget Bill has been enacted
Aug 6	Legislature reconvenes
Aug 17	Last day for Fiscal Committees to meet and report bills to the Floor
Aug 20-31	Floor session only. No committees may meet
Aug 24	Last day to amend bills on the Floor
Aug 31	Last day for any bill to be passed. Interim Recess begins on adjournment of session

## **PRIORITY LEGISLATION**

### **AB 206 (Harkey), Coastal resources: fireworks displays**

This bill would provide that a fireworks display conducted by a public entity does not constitute “development” as defined by the Coastal Act. *Amendments on 3/24 expand the bill to exempt fireworks displays from CEQA, replace the term “public entity” with the term “municipal fireworks display,” and define it as follows: “a public display of fireworks conducted, organized, or sponsored by a city or county.”*

Introduced 01/27/11  
Status Held in Assembly Natural Resources Committee  
Last Amended 03/24/11  
**Commission position Oppose**

### **AB 482 (Williams) Ventura Port District: dredging contracts**

This bill would authorize the Port of Ventura to bypass the competitive bidding process for dredging projects, provided that it contracts with a contractor who has been selected through the Federal competitive bidding process, and is currently engaged in a project that is already underway in the County of Ventura, provided that the District makes written findings that this would result in a cost savings for the District. Amendments of 1/13/12 add an urgency clause. If signed, this statute will take effect immediately.

Introduced 02/15/11  
Status Senate Rules Committee  
Last Amended 01/13/12

### **AB 484 (Alejo) Land use: natural resources: transfer of long term management funds**

This bill would authorize funds set aside for the long-term management of any lands or easements conveyed to a nonprofit organization to also be conveyed directly to the nonprofit organization. The bill also provides that the funds shall revert to the state or local public agency if the nonprofit ceases operations, is dissolved, becomes insolvent or fails to perform its duties. *Amendments of 5/27 allow the state to contract with a third party to review qualifications of a non-profit, to review reports, and/or to evaluate land management practices.*

Introduced 02/10/11  
Last Amended 05/27/11  
Status Senate Natural Resources and Wildlife Committee, hearing cancelled at request of author. This is a 2-year bill.

**AB 752 (Brownley) Tidelands and submerged lands: sea level action plans**

This bill would require local trustees of granted public tidelands (county, city or special districts) who receive at least \$250,000 per year in gross public trust revenues to prepare sea level action plans by July 1, 2013. The bill would also encourage, but not require, all other local trustees of granted public tidelands to prepare sea level action plans. The plans must include an assessment of impacts based on a range of sea level rise potentials, including fiscal impacts public lands, as well adaptation strategies for those impacts. The sea level rise plans shall be adopted after at least one public hearing, and submitted to the State Lands Commission.

Introduced 02/17/11  
Last Amended 05/27/11  
Status Senate Natural Resources and Wildlife Committee, hearing cancelled at request of author. This is a 2-year bill.

**AB 1336 (Fletcher) Coastal resources: local coastal plans**

This is a spot bill.

Introduced 02/18/11  
Status Assembly Rules Committee.

**SB 1 (Kehoe) 22<sup>nd</sup> Agricultural Association: Del Mar Racetrack: sale of state property**

As introduced, this bill would divide the 22<sup>nd</sup> Ag District in San Diego County into two separate entities. The newly created Agricultural District 22a would be comprised of the Del Mar Racetrack and Fair Grounds. The bill would authorize the Department of General Services to sell the assets of District 22a to the City of Del Mar, at which time Agricultural District 22a would be dissolved. *Amendments of 01/10/12 would delete a provision in the Food and Agriculture Code that dissolves the State Race Track Leasing Commission. The result of this amendment would be the permanent establishment of the State Race Track Leasing Commission. This is the body that leases the Del Mar Race Track from the 22<sup>nd</sup> Ag District.*

Introduced 12/06/10  
Last Amended 01/04/12  
Status Assembly First Reading.

**SB 366 (Calderon, Pavley) Regulations: agency review**

This bill would require all state agencies, including the Coastal Commission, within 180 days of enactment of the bill, to review and revise/repeal all regulations that are considered duplicative, overlapping, inconsistent or out of date. All agencies, including the Commission, would have to report to the Legislature and the Governor on any actions taken to address this requirement. This bill would also create the “Streamlined Permit Review Team” consisting of the Secretary of Business, Transportation and Housing, the Secretary for Environmental Protection and the Secretary for Natural Resources. Upon request of any applicant, the SPRT would be convene all applicable permitting agencies with jurisdiction over an application, to coordinate actions on permits, eliminate delays, reduce paperwork, and ensure that agencies take action in the earliest feasible timeframe. The bill creates time limits for agencies to review and act on applications. If those timelines are not met, the projects would be deemed approved by operation of law.

Introduced 02/15/11  
Status Senate G.O. Committee, hearing postponed by Committee.

**SB 568 (Lowenthal) Recycling: polystyrene food containers**

This bill would prohibit any food vendor, after January 1, 2016, from dispensing prepared food to a customer in a polystyrene foam food container. The measure would not apply to correctional facilities, school districts, or food vendors selling freshly cut meat. *Amendments taken on 5/23 and 5/15 would allow a school district or local government to dispense food in a polystyrene container if the applicable governing board elects to adopt a policy or ordinance elects to implement a verifiable recycling program for polystyrene foam food containers, effective July 1, 2017.*

Introduced 02/17/11  
Last Amended 07/12/11  
Status Assembly Inactive File. This is a 2-year bill.  
**Commission Position Support**

**SB 584 (Evans) Oil spill prevention and administration fee**

This bill would authorize the Legislature to appropriate funds from the Oil Spill Prevention and Administration Fund (OSPAPF) for the purpose of covering costs incurred by the Oiled Wildlife Care Network.

Introduced 02/17/11  
Status Held in Appropriations Committee, Suspense File

**SB 588 (Evans) Coastal Commission: enforcement**

This bill would authorize the Coastal Commission to collect administrative civil penalties up to \$50,000 per violation. The bill would require that any penalties collected for violation of the Coastal Account be deposited into the Coastal Act Services Fund.

Introduced 02/17/11  
Status Held in Senate Judiciary Committee. This is a 2-year bill.  
**Commission position Support**

**SB 973 (Vargas) Environmental quality: California environment**

This bill would exempt certain types of “limited duration” events from the California Environmental Quality Act (CEQA). Such events include recreational tournament, sporting event, youth tournament, racing or walking event, fireworks display, holiday celebration, concert, military appreciation event, block party, wedding, job fair, festival and parade, street fair, beach and neighborhood cleanup, farmers' market, art market, or other similar event lasting 48 hours or less.

Introduced	01/19/12
Status	Senate Rules Committee