

**CALIFORNIA COASTAL COMMISSION**

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August 11, 2003

**TO:** Coastal Commissioners and Interested Public

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

**SUBJECT:** **LEGISLATIVE REPORT FOR August Commission Meeting 2003**

**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](http://www.coastal.ca.gov)

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

**LEGISLATIVE CALENDAR**

April 10	Spring Recess begins upon adjournment
April 21	Legislature reconvenes from Spring Recess
May 2	Last day for policy committees to hear and report fiscal bills
May 9	Last day for policy committees to report non-fiscal bills to Floor
May 30	Last day for fiscal committees to hear and report fiscal bills to the Floor
June 6	Last day for bills to pass House of Origin
June 15	Budget Bill must be passed by midnight
July 11	Last day for policy committees to meet and report all bills from first house
July 18	Summer recess begins upon adjournment
August 18	Legislature reconvenes
August 29	Last day for fiscal committees to report fiscal bills from first house to the Floor
Sept. 1-12	Floor session only. No committees may meet
Sept 12	Interim recess begins upon adjournment

**AB 204 (Nation) Motor Vehicles**

This bill would authorize the Coastal Conservancy to establish the Transportation Fund for Clean Water Subaccount, for the acquisition of open space, and the protection, restoration, and enhancement of streams, creeks, wetlands and watersheds. The bill would impose a fee of up to \$4, to be collected by the Department of Motor Vehicles, upon the registration or renewal of registration of every motor vehicle registered in the county of Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, Santa Clara, Solano, or Sonoma for purposes of funding the account, should at least three of those counties choose to participate in the program. Ten percent of the funds collected would go to the Regional Water Quality Control Board to fund transportation-related water quality projects.

Introduced	01/28/03
Status	Failed to meet Legislative deadline, 2-year bill
Last Amended	03/20/03

**AB 260 (Jackson) Litter**

This bill declares that Caltrans is devoting insufficient attention to litter cleanup on state highways in environmentally sensitive areas, and would require the department to assign a high priority, *within its existing maintenance and litter removal program*, to litter cleanup along state highway segments adjoining streams, rivers, beaches, the ocean, and other environmentally sensitive areas.

Introduced	02/04/03
Status	Passed Assembly Transportation Committee, Passed Assembly Natural Resources Committee, Passed Assembly Appropriations Committee, Passed Assembly Floor, Passed Senate Transportation
Last Amended	06/02/03
Commission Position	Support

**AB 314 (Kehoe) Desalination Facilities**

This bill declare that it shall be the established policy of this state that the development of desalination projects by or for public entities should be eligible for assistance and funding on an equal basis with projects for water supply reliability and efficiency, and should comply with all applicable environmental laws.

Introduced	02/07/03
Status	Passed Assembly Water Parks and Wildlife Committee, Passed Assembly Appropriations Committee, Passed Assembly Floor, Passed Senate Ag & Water
Last Amended	06/23/03

**AB 586 (Koretz) Litter and Marine Debris**

This bill would impose a 2-cent fee on retailers who provide disposable plastic bags or cups made from less than 40% recycled material, and require that commercial establishments that encourage smoking outside their facilities provide ashtrays for cigarette butts. The fees would be divided between the Coastal Commission, Department of Parks and Recreation, Department of Conservation, CalTrans, for the purpose of providing grants to local governments and non-profit organizations for project related to recycling, litter control and reducing marine debris and litter.

Introduced	02/18/03
Status	Failed to meet Legislative deadline. 2-year bill.
Last Amended	04/22/03

**AB 1517 (Plescia) Stormwater**

This bill states that it is the intent of the Legislature to utilize science based, results oriented, cost-effective water quality programs that draw upon the strengths of municipalities and reduce duplication of state and local agencies when implementing stormwater permits.

Introduced	02/21/03
Status	Failed to meet Legislative deadline. 2-year bill.
Last Amended	04/07/03

**AB 1548 (Pavley) Environmental Education**

See AB 907, above.

**SB 18 (Burton) Sacred Sites**

This is a spot bill relating to the protection of Native American sacred sites.

Introduced	12/02/02
Status	Passed Senate NR&W, Passed Senate Appropriations Committee, Passed Senate Floor

**SB 68 (Alpert) Water Quality: San Diego Bay**

This bill would establish the San Diego Bay Advisory Committee for Ecological Assessment. The bill would require the committee to prepare a report relating to the water quality and regulation of the San Diego Bay. The bill would require the committee to submit the report to the Legislature, the San Diego Regional Water Quality Control Board, the state board, and the California Coastal Commission. Representatives to the committee may be appointed by the Governor, the San Diego Board of Supervisors, the US Navy, the San Diego City Council, the San Diego Port Tenants Association, the Industrial Environmental Association, the San Diego Unified Port District, the San Diego Convention and Visitors Bureau, Scripps Institute of Oceanography, the City of San Diego Metropolitan Wastewater Department, the State Water Resources Control Board, the San Diego Regional Water Quality Control Board and the California Coastal Commission.

Introduced	01/17/03
Status	Passed Senate E.Q., Passed Senate Appropriations, Passed Senate Floor, Passed ES&TM
Last Amended	06/26/03

**SB 196 (Kuehl) Regional Boards: Membership**

This bill would amend the Porter Cologne Act to *reduce the number of appointments serving on Regional Water Quality Control Boards from 9 to 7, and require that they possess specified qualifications.*

Introduced	02/13/03
Status	Passed Senate E.Q., Passed Senate Floor, Passed Assembly WP&W
Last Amended	06/26/03

**SB 445 (Kuehl) Coastal Access: State Coastal Conservancy**

Existing law requires the State Coastal Conservancy to open at least three public accessways per year. This bill would modify that requirement by stating that this requirement only applies to the extent funds are available. The bill also shifts responsibilities previously assigned to the Director of the Commission to the Executive Directors of both the Commission and the Conservancy. These responsibilities include:

- Proof of non-profit eligibility
- Approval of a management plan
- Determination of whether the accessway is being managed properly for purposes of reclaiming or reassigning the interest in the property

Introduced	02/20/03
Status	Passed Senate NR&W, Passed Senate Appropriations, Passed Senate Floor, Passed Assembly Natural Resources
Last Amended	05/20/03

**SB 619 (Duchenev) Housing**

As amended, the relevant section of this bill would amend Section 30604 of the Coastal Act to encourage low and moderate income housing, and prevent the Commission and issuing agencies from requiring measures that reduce residential densities of low and moderate income housing project below the density sought by an applicant if that density is within the permitted density established by local zoning, unless a finding is made that the density sought by the applicant cannot feasibly be accommodated on the site in a manner that is in conformity with Chapter 3 (commencing with Section 30200) or the certified local coastal program. The bill also makes legislative findings that efficient land use is in fact protective of coastal resources.

Introduced	02/20/03
Status	Passed Senate H&CD, Passed Senate Natural Resources, Passed Senate Floor, Passed Assembly Judiciary
Last Amended	06/23/03

**Commission Position: Neutral.**

**SB 681 (Morrow) Coastal Commission: Permits**

This bill would prohibit coastal development permit conditions that require environmental mitigations for repairing or maintaining seawalls.

Introduced	02/21/03
Status	Failed to meet Legislative deadlines. 2-year bill.

**Commission Position: Oppose**

**SB 744 (Dunn) Housing**

This bill would create the Housing Accountability Committee, consisting of 5 members appointed as specified, to hear appeals of local government decisions that deny or condition affordable housing projects. It would exempt conditions or mitigation measures imposed pursuant to a coastal development permit.

Introduced	02/21/03
Status	Passed Senate Housing, Passed Senate Appropriations. 2-year bill.
Last Amended	06/03/03