

CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000
 SAN FRANCISCO, CA 94105-2219
 VOICE (415) 904-5200
 FAX (415) 904-5400
 TDD (415) 597-5885



W8

March 3, 2008

TO: Coastal Commissioners and Interested Public

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

SUBJECT: LEGISLATIVE REPORT FOR MARCH 2008

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 2/21/08. Changes in the status of some bills may have occurred between the date this report was prepared and the presentation date.¹ Current status of any bill may be checked by visiting the California Senate Homepage at www.senate.ca.gov. This report can also be accessed through the Commission's World Wide Web Homepage at www.coastal.ca.gov

Legislative Calendar

Feb. 22	Last day for bills to be introduced
March 13	Spring Recess begins upon adjournment
March 24	Legislature reconvenes
April 18	Last day for Policy Committees to hear and report 1 st House fiscal bills to the Floor
May 2	Last day for Policy Committees to hear and report 1 st House nonfiscal bills to the Floor
May 16	Last day for Policy Committees to meet prior to June 2
May 23	Last day for Fiscal Committees to hear and report fiscal bills to the Floor
May 27-30	Floor Session only. No committees may meet
May 30	Last day to pass bills from house of origin
June 2	Committee meetings may resume
June 3	Statewide Primary Election
June 15	Budget must be passed by midnight
June 27	Last day for Policy Committees to hear and report bills to the Floor from the second house
July 3	Summer Recess begins at the end of session if Budget Bill has been enacted
Aug. 4	Legislature reconvenes
Aug. 15	Last day for Fiscal Committees to meet and report bills to the Floor
Aug. 18-31	Last day to amend bills on the Floor
Aug. 31	Last day for any bill to be passed. Final Recess begins on adjournment of session
Sept. 30	Last day for Governor to sign or veto bills passed by the Legislature before Sept. 1

¹ Terms used in this report relating to bill status. 1) "On Suspense" means bill is held in Appropriations because of potential costs to state agency. Bills usually heard by Appropriations near Fiscal Committee Deadline in June. 2) "Held in committee" means bill was not heard in the policy committee this year. 3) "Failed passage" means a bill was heard by policy committee but failed to get a majority vote. Reconsideration can be granted by the committee.

PRIORITY LEGISLATION

AB 141 (Saldaña) Water quality: California Baja-California border region

This bill would declare that it is the intent of the Legislature to enact legislation to improve water quality in the state's California-Baja California border region.

Introduced 01/17/07
Status Died at Desk

AB 719 (Devore) Energy: electrical generation: zero carbon dioxide emissions

This bill would repeal the ban on new nuclear power generating facilities in California.

Introduced 02/22/07
Status In Committee. Hearing cancelled at request of author

AB 837 (Levine) Oil and gas leases

This bill would prohibit the State Lands Commission (SLC) from issuing any new leases or lease extensions for the extraction of oil and gas from existing platforms in the Santa Barbara Channel, unless the SLC determines that issuing or extending a lease would not result in spillage or seepage of oil, or destruction of aesthetic values. The practical effect of this legislation is precluding future slant drilling from Platform Holly.

Introduced 02/22/07
Last Amended 09/07/07
Status Senate NR&W Committee.

AB 1066 (Laird) Coastal resources; local coastal planning

This bill would require the Governor's Office of Planning and Research (OPR) to develop guidelines, in consultation with the Coastal Commission, relating to planning for sea level rise for local governments to use when updating their general plans. The bill would require the Ocean Protection Council to convene and inter-agency task force, which would include the Coastal Commission, to gather existing information on sea level rise projections to inform the OPR guidelines.

Introduced 02/23/07
Last Amended 07/03/07
Status Senate Appropriations Committee, Suspense File.

AB 1074 (Houston) California State Conservation Permit

This bill would require the Secretary of the Resources Agency to establish the California State Conservation Permit, with a permit specific to each of the 7 regions of the Department of Fish and Game. The permit would apply to projects by private landowners to implement conservation measures that enhance and restore wildlife habitat, improve water quality and quantity, or protect endangered or threatened species; that complies with the Natural Resources Conservation Service's Conservation Practice Standards and Specifications; and that uses funds from specified federal programs.

Introduced 02/23/07
Last Amended 05/08/07
Status Senate Natural Resources and Water Committee.

AB 1338 (Huffman) Public resources: local coastal programs: nonpoint source pollution

This bill would require local governments to include an element on reducing nonpoint source pollution, when preparing or amending an LCP for Commission certification.

Introduced 02/23/07
Last Amended 08/21/07
Status Senate Natural Resources and Water Committee.
Commission Position Support

AB 1457 (Huffman) State Parks and Roads

This bill would prohibit the construction of roads through State parks, unless the Director makes certain findings as specified. It also contains a provision for civil suits against any public agency that violates the requirements of the bill.

Introduced 02/23/07
Last Amended 01/07/08
Status Failed passage, Assembly Water, Parks and Wildlife Committee.

AB 1776 (Devore) Energy: nuclear powerplants

This bill would repeal the current prohibition against building new nuclear power facilities in the state. This bill would allow new nuclear power facilities to be built, providing they are not located in active seismic areas. This bill would prohibit new nuclear power facilities with ocean outfalls for once-through-cooling within 5 miles of a designated Area of Special Biological Significance (ASBS). This bill would require the Energy Commission to consider dry-cask storage as an appropriate method of storage for radioactive nuclear waste.

Introduced 01/14/08
Last Amended 02/19/08
Status Assembly Natural Resources Committee.

AB 2031 (Hancock) Oil spill prevention and response

This bill would amend the Lempert-Keene Oil Spill Prevention and Response Act to require the OSPR administrator to train and certify a local emergency responder designated as a "local spill response manager" by a local government with jurisdiction over or directly adjacent to marine waters. The bill would require the administrator to authorize a local spill response manager to train and certify volunteers to work under his or her direction. This bill would require the OSPR administrator to offer grants to a local governments with jurisdiction over or directly adjacent to marine waters to provide oil spill response and cleanup equipment. This bill would also require the Office of Emergency Services to notify appropriate local government agencies when an oil spill has occurred.

Introduced 02/15/07
Status Assembly First Reading.

AB 2032 (Hancock) Oil spill prevention and response

This bill would amend the Lempert-Keene Oil Spill Prevention and Response Act to regulate any vessel that carries oil in a single tank with a capacity of greater than 50,000 gallons. The bill would increase the limit on the Oil Spill Response Trust Fund, which is funded through a uniform fee on specified vessels, from \$109,750,000 to \$200,000,000, adjusted annually for inflation.

Introduced 02/23/07
Status Assembly First Reading.

SB 412 (Simitian) State Energy Resources Conservation and Development Commission: LNG terminals

This bill would require the CEC to conduct an LNG Needs Assessment Study to be completed by November 1, 2008. The study shall include an assessment of future demand and supply, as well as a determination whether it is feasible to meet California's future natural gas needs without construction LNG terminals. It directs the CEC, in consultation with relevant state and federal agencies (including the CCC) to evaluate every proposed LNG project.

Introduced 02/21/07
Last Amended 08/20/07
Status Senate Rules Committee.
Commission Position Support

SB 821 (Kuehl) Land use: water supply planning

This bill would require the California Research Bureau, by July 1, 2008, to provide a report to the Legislature covering the 2004, 2005, and 2006 calendar years that includes information relating to how existing water subdivision planning law is addressing the provision of adequate water supplies for proposed residential developments.

Introduced 02/23/07
Last Amended 05/01/07
Status Assembly Appropriations Committee.

SB 1056 (Migden) Oil spill prevention and response

This bill would amend the Lempert-Keene-Seastrand Oil Spill Prevention and Response Act to require the Office of Emergency Services to notify the counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, and Sonoma, and the City and County of San Francisco of any oil spill occurring within the jurisdiction of the Bay conservation and Development Commission (BCDC). It also sets standards for response time at 2 hours or less, and requires the state to reimburse local jurisdictions for associated costs.

Introduced 01/07/08
Status Senate Rules Committee.

SB 1295 (Duchenev)

This bill would amend Section 30625 (a) eliminate the ability of Coastal Commissioners to appeal coastal development permits.

Introduced 02/19/08
Status Senate First Reading.

SCR 71 (Yee)

This resolution would designate a portion of State Highway 1 in San Mateo County as Tom Lantos Tunnel at Devil's Slide. The resolution would also request Caltrans, upon receiving adequate funding in the form of private donations, to erect signs to that effect.

Introduced 01/23/08
Status Senate Rules Committee.

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