

LEGISLATIVE SUMMARY REPORT



Department of
Toxic Substances
Control

2013 Legislative Year

A compilation of legislation from the first half of the 2013-2014
Legislative Session tracked by the Department of Toxic Substances Control

State of California

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Introduction

This report summarizes bills considered by the California State Legislature during the first year of the 2011-12 Legislative Session that directly or indirectly affect the Department of Toxic Substances Control (DTSC).

Bills noted as "Chaptered" were passed by the Legislature and signed by the Governor. Bills noted as "Vetoed" were passed by the Legislature but were rejected by the Governor (veto messages are included at the end of this report). Bills listed as "2 year" were tabled for the first year of the current legislative session, either because they did not meet their deadlines or because the author wants more time to work on them. The 2-year bills may be taken up at the beginning of the next legislative year within the current legislative session.

The report lists the bills in numerical order and by subject area. All signed bills, except for urgency, tax levy, election, and appropriation measures, which take effect upon the date of signing, take effect on January 1, 2012. Occasionally, different legislation amends the same section of law. In most of these instances, the language from the bill that was chaptered last (the higher chapter number) takes precedent and becomes the law.

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Copies of the bills can be obtained from the Bill Room at the State Capitol. Bills, current law, and bill-related documents can also be viewed on the California Legislative Counsel's Internet site (<http://www.leginfo.ca.gov>).

*DTSC's 2013 Legislative Summary can also be viewed on DTSC's Internet website:
<http://www.dtsc.ca.gov>*

Acronyms

AB	Assembly Bill
ACA	Assembly Constitutional Amendment
ARB	Air Resources Board
APA	Administrative Procedure Act
BDOs	Boards, Departments and Offices within Cal/EPA
BOE	Board of Equalization
Cal/EPA	California Environmental Protection Agency
CalRecycle	California Department of Resources Recycling and Recovery
CEQA	California Environmental Quality Act
CUPA	Certified Unified Program Agency
DOF	Department of Finance
DGS	Department of General Services
DPH	Department of Public Health
DPR	Department of Pesticide Regulation
DTSC	Department of Toxic Substances Control
EIR	Environmental Impact Report
OAL	Office of Administrative Law
OEHHA	Office of Environmental Health Hazard Assessment
OPR	Office of Planning and Research
PERS	Public Employees' Retirement System
RWQCB	Regional Water Quality Control Board
SB	Senate Bill
SJR	Senate Joint Resolution
SPB	State Personnel Board
State	State of California
SWRCB	State Water Resources Control Board
US EPA	United States Environmental Protection Agency
UST	Underground Storage Tank

ASSEMBLY BILLS

AB 7 (Wieckowski) Oil and gas: hydraulic fracturing.

This bill would require the operator of a well, prior to drilling, re-drilling, or deepening operations, to submit proof to the state Oil and Gas Supervisor that the applicable regional water quality control board has approved the disposal method and location of wastewater disposal for the well.

STATUS: 2-Year, Assembly Floor

AB 12 (Cooley) State government: Administrative Procedure Act: standardized regulatory impact analyses.

This bill would have required the Department of Finance and the Office of Administrative Law to annually review the standardized regulatory impact analyses for adherence to the regulations adopted by DTSC.

STATUS: Vetoed

AB 14 (Lowenthal) State freight plan.

This bill requires the Transportation Agency to prepare a state freight plan with specified elements to govern the immediate and long-range planning activities and capital investments of the state with respect to the movement of freight.

STATUS: Chapter 223

AB 26 (Bonilla) California Global Warming Solutions Act of 2006: Greenhouse Gas Reduction Fund.

Would specify that moneys from the Greenhouse Gas Reduction Fund are public funds, and would require that these moneys only be made available for work at a refinery if the work is related to complying with a market-based compliance mechanism to reduce greenhouse gas emissions, as specified.

STATUS: 2-Year, Senate Committee on Labor and Industrial Relations

AB 28 (V. Manuel Pérez) Economic development: Enterprise Zones.

This bill would revise various definitions for purposes of the Enterprise Zone Act and modify specified requirements for designating and administering enterprise zones and geographically-targeted economic development areas, collectively.

STATUS: 2-Year, Assembly Committee on Jobs, Economic Development, and the Economy

AB 37 (Perea) Unemployment insurance: Reporting requirements: Status of funds.

This bill was a gut and amend, and originally, for certain projects and upon a project applicant's request, would have authorized a lead agency to prepare concurrently with the administrative process the record of proceedings that would be used in a judicial challenge to an agency's action or decision under the California Environmental Quality Act (CEQA). As amended, this bill would require the Employment Development Department, whenever the Unemployment Fund indicates a negative balance, to include in the fund status report the estimated cost impact on employers from the changes in a specified federal tax credit, as well as the estimated amount the state is expected to pay in interest charges.

STATUS: 2-Year, Senate Committee on Labor and Industrial Relations

AB 52 (Gatto) Native Americans: California Environmental Quality Act.

This bill would specify a project having potential to cause a substantial adverse change in the significance of a tribal resource, as defined, to be a project that may have a significant effect on the environment.

STATUS: 2-Year, Senate Committee on Environmental Quality

AB 120 (Committee on Environmental Safety and Toxic Materials) Underground storage tanks: school districts.

This bill requires the State Water Resources Control Board to waive the underground storage tank permit requirement for claims reimbursed from the School District Account in the Underground Storage Tank Cleanup Fund under specified circumstances.

STATUS: Chapter 632

AB 127 (Skinner) Fire safety: fire retardants: building insulation.

This bill requires the State Fire Marshal, in consultation with the Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal Insulation, to review the flammability standards for building insulation materials, including whether the flammability standards for some insulation materials can only be met with the addition of chemical flame retardants.

STATUS: Chapter 579

AB 145 (Perea) State Water Resources Control Board: drinking water.

This bill would transfer to the State Water Resources Control Board the various duties and responsibilities imposed on DPH by the California Safe Drinking Water Act.

STATUS: 2-Year, Senate Committee on Appropriations Suspense File

AB 158 (Levine) Solid waste: single-use carryout bags.

This bill would expand an existing requirement for an operator of a store, which, beginning July 1, 2016, will include convenience food stores, food marts, and certain other specified stores.

The store operator will be required to establish an at-store recycling program that allows customers to return clean plastic carryout bags to that store for recycling.

STATUS: 2-Year, Assembly Committee on Appropriations Suspense File

AB 227 (Gatto) Proposition 65: Enforcement.

This bill, under the Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65), amends requirements for a person filing an enforcement action in the public interest for certain specified exposures, and additionally limits the recovery of certain payments or reimbursements, under specified circumstances.

STATUS: Chapter 581

AB 229 (John A. Pérez) Local government: infrastructure and revitalization financing districts.

The bill would authorize a revitalization financing district to finance projects in redevelopment project areas, former redevelopment project areas, and former military bases.

STATUS: 2-Year, Assembly Concurrence

AB 243 (Dickinson) Local government: infrastructure and revitalization financing districts.

This bill would authorize the creation of an infrastructure and revitalization financing district, as defined, and the issuance of debt with 55% voter approval. The bill would authorize a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases.

STATUS: 2-Year, Assembly Concurrence

AB 288 (Levine) Oil and gas: hydraulic fracturing.

This bill would require the State Oil and Gas Supervisor to supervise the drilling, operation, maintenance, and abandonment of wells so as to permit the owners or operators of the wells to utilize all safe methods and practices, as specified, and would authorize the supervisor to allow these owners and operators to utilize all methods and practices to increase the ultimate recovery of underground hydrocarbons, if the supervisor makes certain determinations.

STATUS: 2-Year, Assembly Floor

AB 324 (Bloom) Glass beads: lead and arsenic.

This bill revises the laboratory process for determining the amount of arsenic or lead in glass beads, and authorizes DTSC to require any person who manufactures, sells, or offers for sale glass beads in California to provide to the department specified information about the manufacturer or supplier of those glass beads. The bill also extends the existing prohibitions on lead and arsenic in glass beads, and above-described requirements, to be effective until January 1, 2020.

STATUS: Chapter 230

AB 341 (Dickinson) Green building standards.

This bill requires the California Building Standards Commission and state agencies that propose green building standards to allow for input by other state agencies that have expertise in green building subject areas. The bill specifies that the process by which these other state agencies submit suggested changes for consideration to be adopted as administrative regulations.

STATUS: Chapter 585

AB 358 (Holden) Lead hazard evaluation.

This bill would authorize DPH to update the regulations on lead hazard evaluation methods in order to incorporate the Guidelines for the Evaluation and Control of Lead-Based Paint Hazards in Housing, as published in 2012 by the federal Department of Housing and Urban Development, and the recommendations of U.S. EPA for paint test kits for renovation projects.

STATUS: 2-Year, Senate Committee on Appropriations

AB 376 (Donnelly) Regulations: notice.

This bill would require a state agency enforcing a regulation promulgated on or after January 1, 2014, to notify a business that is required to comply with that regulation of the existence of the regulation 30 days before its effective date.

STATUS: 2-Year, Assembly Committee on Accountability and Administrative Review

AB 380 (Dickinson) California Environmental Quality Act: notice requirements.

This bill would require an environmental impact report (EIR) and a mitigated negative declaration on a project to be filed with both the Office of Planning and Research and the county clerk, and to be posted by the county clerk for public review.

STATUS: 2-Year, Senate Committee on Environmental Quality

AB 403 (Stone) Solid waste: home-generated sharps.

This bill would require a producer of home-generated sharps, or a stewardship organization designated by the producer, to submit a home-generated sharps stewardship plan by April 1, 2015, to the Department of Resources Recycling and Recovery (CalRecycle).

STATUS: 2-Year, Assembly Committee on Appropriations

AB 427 (Mullin) Electrical corporations: uneconomic cost recovery: bottoming cycle waste heat recovery.

This bill was a gut and amend which originally would have specified that a successor agency or successor housing entity may implement cleanup of hazardous substances pursuant to the Polanco Redevelopment Act, with regard to enforceable obligations, including brownfield cleanup. As amended, this bill would include the production of electricity using bottom cycle waste heat recovery, as defined, as changes in fuel switching, which would therefore constitute changes in usage occurring in the normal course of business.

STATUS: 2-Year, Assembly Committee on Utilities and Commerce

AB 440 (Gatto) Hazardous materials: releases: local agency cleanup.

This bill authorizes a local agency (a county, city, or housing authority) to take any action, similar to that under the Polanco Redevelopment Act, to remedy or remove a release of hazardous materials on or under a "blighted property" within a "blighted area". The bill outlines notification, designation, and public participation requirements to commence these actions. The bill also distinctly outlines a process for the resolution of disputes regarding property already under voluntary cleanup agreements overseen by DTSC or the State Water Resources Control Board. Finally, the bill immunizes the local agency that remedies or removes a hazardous material release from liability under specified state laws, if the action is in accordance with an approved cleanup plan.

STATUS: Chapter 588

AB 468 (Chesbro) Insurance: Disaster Management, Preparedness, and Assistance Surcharge.

This bill was a gut and amend, which originally would have made conforming changes to the Electronic Waste Recycling Act of 2003, with reference to CalRecycle. As amended, this bill would repeal the fire prevention fee under emergency regulations, adopted by the State Board and Forestry and Fire Protection in 2011.

STATUS: 2-Year, Assembly Committee on Natural Resources

AB 488 (Williams) Recycling: household batteries.

This bill would require, by January 1, 2015, a producer or a household battery stewardship organization, on behalf of one or more producers of a household battery, to submit to CalRecycle for review and approval a household battery stewardship plan, which would be required to include specified elements.

STATUS: 2-Year, Assembly Committee on Appropriations

AB 501 (Nazarian) Vehicles.

This bill clarifies that sellers of brake pads and motor vehicles containing prohibited materials may continue to sell their existing products until the end of 2023, for the purpose of depleting inventory. Additionally, the bill allows motor vehicle dealers to continue to sell brake pads not meeting the 2014 standard for new brake pads, as long as they were installed on a vehicle before it was acquired by the dealer.

STATUS: Chapter 392

AB 515 (Dickinson) Environmental quality: California Environmental Quality Act: judicial review.

This bill would establish a CEQA compliance division of the superior court in a county in which the Attorney General maintains an office and would vest the division with original jurisdiction over actions of proceedings brought pursuant to CEQA and joined matters related to land use and environmental laws. The bill would require the Judicial Council to adopt rules for establishing, among other things, protocol to govern the administration and efficient operation of the division, so that those judges assigned to the division will be able to hear and quickly resolve those actions or proceedings.

STATUS: 2-Year, Assembly Committee on Judiciary

AB 527 (Gaines) California Global Warming Solutions Act of 2006: Western Climate Initiative, Incorporated.

This bill was a gut and amend that originally would have made technical, non-substantive changes to the provisions of the California Public Records Act. As amended, this bill would have repealed the exemption of the Western Climate Initiative, Inc. and its appointees from the Bagley-Keene Open Meeting Act when performing their duties, and would require a contract between the state and the Western Climate Initiative, Inc., to be subject to an audit by the California State Auditor.

STATUS: Vetoed

AB 543 (Campos) California Environmental Quality Act: translation.

This bill would require a lead agency to translate certain notices required by CEQA and a summary of any negative declaration, mitigated negative declaration, or environmental impact report when a significant group of non-English-speaking people comprises a specified portion of the lead agency's jurisdiction.

STATUS: 2-Year, Senate Committee on Environmental Quality

AB 577 (Nazarian) Vehicles: illegal disposal.

Current law prohibits a person This bill would make technical, non-substantive changes to the existing prohibition from throwing or depositing in any area various types of garbage, a substance likely to injure or kill wild or domestic animal or plant life or damage traffic, or noisome, nauseous, or offensive matter.

STATUS: 2-Year, Assembly Rules Committee

AB 587 (Fox) Economic development: enterprise zones.

This bill would make a technical, non-substantive change to the Enterprise Zone Act.

STATUS: 2-Year, Assembly Rules Committee

AB 597 (Dahle) Hazardous materials: chemicals of concern.

This bill would prohibit DTSC from taking a regulatory response under the Safer Consumer Products Program until an unspecified number of days after the date that the department submits a notice to the consumer product manufacturer, the consumer product distributor, and the consumer product retailer of the proposed action.

STATUS: 2-Year, Assembly Committee on Environmental Safety and Toxic Materials

AB 649 (Nazarian) Oil and gas: hydraulic fracturing.

This bill would define "hydraulic fracturing" in oil and gas operations and would prohibit hydraulic fracturing, as well as the use of clean freshwater for purposes of hydraulic fracturing, on any oil or gas well, if the well is located within 4,000 feet from a home, public building, school, surface waters, underground source of drinking water, or any other sensitive human or environmental resource in the state from an aquifer, until the completion of a report, as specified, and a determination is made that hydraulic fracturing can be conducted without a risk to the public health, welfare, environment, or the economy of the state.

STATUS: 2-Year, Assembly Committee on Appropriations Suspense File

AB 650 (Nazarian) State government: general services: Natural Gas Services Program.

This bill was a gut and amend, which originally would have made non-substantive changes to the State Contract Act, prescribing the procedures and requirements applicable to various state agency contracts, pertaining to which emergency work or remedial measures related to the accidental or unplanned release of toxic substances. As amended, this bill requires agencies that are in the executive branch of state government, except the Department of Water Resources, to use the Natural Gas Services Program for noncore gas purchases of natural gas.

STATUS: Chapter 615

AB 653 (V. Manuel Pérez) Economic development.

This bill would create the California Innovation Hub Program (iHub Program) within GO-Biz to establish regional offices that would provide support to assist entrepreneurs for local and in-state job retention, creation, and future expansion. This bill would authorize GO-Biz, in collaboration with the Department of General Services, to identify unoccupied and underutilized real property owned or leased by the state, and use that real property to support the iHub Program, as specified.

STATUS: 2-Year, Assembly Committee on Appropriations Suspense File

AB 667 (Hernández, Roger) Land use: development project review: superstores.

This bill would require a city, county, or city and county, including a charter city, prior to approving or disapproving a proposed development project that would permit the construction of a superstore retailer, or where a superstore would be the recipient of over \$100,000 in financial assistance, to cause an economic impact report to be prepared, as specified, to be paid for by the project applicant, and that includes specified assessments and projections.

STATUS: 2-Year, Senate Committee on Governance and Finance

AB 669 (Stone) Oil and gas: drilling.

This bill would require a well operator, prior to drilling, re-drilling, or deepening operations, to submit proof to the state Oil and Gas Supervisor that the applicable regional water quality control board has approved the disposal method and location of wastewater disposal for the well.

STATUS: 2-Year, Assembly Floor

AB 686 (Quirk) Hazardous waste: pharmaceutical facilities.

This bill would require DTSC to develop recommendations for standards and guidelines for the operation of onsite waste management and recycling of hazardous waste at facilities engaged in pharmaceutical manufacturing or pharmaceutical process development. DTSC would be required to submit a report to the Legislature on those recommendations, including any recommended statutory and regulatory actions needed to assure the safe and efficient management of waste from pharmaceutical manufacturing or pharmaceutical process development activities.

STATUS: 2-Year, Senate Committee on Environmental Quality

AB 687 (Hernández, Roger) Electricity.

This bill would require the Public Utilities Commission, when authorizing additional direct transactions for retail nonresidential end-use customers, to provide the highest priority to acquire electric services from other providers to entities treating and remediating groundwater that a federal, state, or local agency identifies as contaminated if either the treatment or remediation is on a site listed as a Superfund site by U.S. EPA and is located in a disadvantaged community or severely disadvantaged community, as defined, or the entity is a public drinking water system serving a disadvantaged or severely disadvantaged community.

STATUS: 2-Year, Senate Committee on Appropriations Suspense File

AB 690 (Campos) Jobs and education financing districts: voter approval.

This bill would revise and recast the provisions governing infrastructure financing districts and instead provide for the creation of jobs and education financing districts without voter approval, and would make various conforming changes. The bill would also authorize a district to implement hazardous cleanup pursuant to the Polanco Redevelopment Act, as specified.

STATUS: 2-Year, Assembly Committee on Local Government

AB 703 (Hall) Peace officers: firearms.

This bill was a gut and amend which originally would have made non-substantive changes to the provision requiring the office to evaluate and specify data to be included in the Toxics Information Clearinghouse. As amended, this bill authorizes a law enforcement agency to revoke or deny an endorsement or certificate to carry a concealed weapon issued to a retired reserve peace officer when the conduct of an officer compromises public safety.

STATUS: Chapter 267

AB 756 (Melendez) California Environmental Quality Act: judicial review: public works projects.

CEQA establishes a procedure for the preparation and certification of the record of proceedings upon the filing of an action or proceeding challenging a lead agency's action on the grounds of noncompliance with CEQA. This bill would also apply these provisions to a public works project, defined to mean an infrastructure project carried out by the city, county, or state government or contracted out to a private entity by the local or state government.

STATUS: 2-Year, Assembly Committee on Judiciary

AB 764 (Linder) Human Remains.

This bill would, until January 1, 2020, establish a pilot program that would authorize the the Cemetery and Funeral Bureau within the Department of Consumer Affairs. to issue a limited crematory license to no more than five hydrolysis facilities, subject to specified requirements.

STATUS: 2-Year, Senate Committee on Environmental Quality

AB 811 (Lowenthal) Excavations: regional notification center system: contractor certification.

The bill will require statewide information provided by operators and excavators to be compiled and made available in an annual report by regional notification centers and posted on the Internet Web sites of those regional notification centers.

STATUS: Chapter 250

AB 841 (Torres) Junk dealers and recyclers: nonferrous materials: payment.

This bill would have allowed junk dealers or recyclers to make a payment for nonferrous materials only by check mailed to the seller's address.

STATUS: Vetoed

AB 866 (Linder) Regulations.

This bill would define a "major regulation" as a regulation that the agency determines has an expected economic impact on California business enterprises and individuals in an amount exceeding \$15,000,000.

STATUS: 2-Year, Assembly Committee on Accountability and Administrative Review

AB 887 (Allen) State government: regulations: economic analysis.

This bill would make technical, non-substantive changes to the Administrative Procedure Act with respect to the Office of Administrative Law's review of proposed regulations.

STATUS: 2-Year, Assembly Rules Committee

AB 905 (Ting) Real property: environmental fee covenants.

This bill would provide for the recording of an Environmental Fee Covenant, as specified, that is, among other things, imposed for no more than 50 years in connection with the installation on the property of equipment or improvements that are intended to promote, among other things, energy efficiency and the reduction of the consumption of water or other natural resources.

STATUS: 2-Year, Assembly Committee on Judiciary

AB 906 (Pan) Personal services contracts.

This bill prohibits the execution of proposed personal services contracts permissible under specified conditions, without regard to cost savings, until the state agency proposing to execute the contract has notified all organizations that represent state employees who perform the type of work to be contracted.

STATUS: Chapter 744

AB 909 (Gray) Metal theft and related recycling crimes.

This bill would have, beginning January 1, 2015, required the Department of Justice (DOJ) to establish a Metal Theft Task Force Program to provide grants to applicant regional task forces for the purpose of providing local law enforcement and district attorneys with the tools necessary to successfully interdict the commission of metal theft and related metal recycling crimes. The bill would also have established the Metal Theft Task Force Fund, to be administered by DOJ, and, upon appropriation by the Legislature, would make moneys in the fund available for the program.

STATUS: Vetoed

AB 953 (Ammiano) California Environmental Quality Act.

This bill would require the lead agency to include in the environmental impact report a detailed statement on any significant effects that may result from locating a proposed project near, or attracting people to, existing or reasonably foreseeable natural hazards or adverse environmental conditions.

STATUS: 2-Year, Assembly Floor

AB 963 (Levine) State contracts: request for proposal: procedures.

This bill would amend the state agency contracting process to require a bidder's record of environmentally preferable purchasing to be a factor in awarding a contract under a request for proposal.

STATUS: 2-Year, Assembly Committee on Appropriations Suspense File

AB 965 (Brown) State government: small business certification.

This bill would express the intent of the Legislature to enact legislation that would create a statewide small business certification system.

STATUS: 2-Year, Assembly Rules Committee

AB 966 (Bonta) Local government.

This bill would state the intent of the Legislature to enact legislation that would amend the Government Code.

STATUS: 2-Year, Assembly Rules Committee

AB 981 (Bloom) Redevelopment dissolution.

This bill would authorize a dissolved redevelopment agency to designate the use of, and commit, indebtedness obligation proceeds that were issued prior to June 28, 2011.

STATUS: 2-Year, Assembly Committee on Appropriations Suspense File

AB 982 (Williams) Oil and gas: hydraulic fracturing.

This bill would define "hydraulic fracturing" and would require any notice of intent to drill, rework, or deepen a well where hydraulic fracturing will occur to include a groundwater monitoring plan for review and approval by the appropriate regional water quality control board.

STATUS: 2-Year, Assembly Committee on Appropriations Suspense File

AB 1001 (Gordon) Hazardous materials: packaging: exemptions.

This bill would extend an exemption from the The Toxics in Packaging Prevention Act, which prohibits the sale or offering for promotional purposes in this state a package or packaging component that includes specified regulated metals. This bill would extend this exemption to manufacturers whose products are found to contain specified regulated metals, only if those substances are unintentionally present in the packaging or packaging component due to the use of recycled content, until. Finally, the bill would require manufacturer or supplier of packaging using this exemption to coordinate with DTSC to develop a study measuring the content and leaching of regulated metals from the packaging seeking the exemption, and to report their findings to DTSC.

STATUS: 2-Year, Senate Committee on Environmental Quality

AB 1017 (Gomez) Incoming telephone calls: messages.

This bill would modify existing requirements for state agencies to answer incoming telephone calls on any public line, and additionally require the state agency to enable a caller to leave a message, and would require that the message be returned within three business days, or 72 hours, whichever is earlier.

STATUS: 2-Year, Assembly Committee on Business, Professions, and Consumer Protection

AB 1022 (Eggman) Electronic waste: CRT glass market development payments.

This bill would require CalRecycle, in consultation with DTSC, to make cathode ray tube (CRT) glass market development payments to a CRT glass processor, a CRT glass manufacturer, or an electronic waste recycler, as specified.

STATUS: 2-Year, Senate Committee on Appropriations Suspense File

AB 1026 (Quirk) Toxic chemicals: listing.

This bill would specify that the substances included in the Proposition 65 list that are identified as hazardous for purposes of the occupational safety and health laws may only be included if there is sufficient evidence that the referenced substance is known to cause cancer or reproductive toxicity.

STATUS: 2-Year, Assembly Committee on Environmental Safety and Toxic Materials

AB 1043 (Chau) Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006: groundwater contamination.

This bill would allow local agencies that have been awarded funds from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Act of 2006 (Proposition 84) by DPH for groundwater projects to retain money recovered from responsible parties and continue to re-invest recovered funds in additional groundwater cleanup activities.

STATUS: 2-Year, Senate Committee on Natural Resources and Water

AB 1060 (Fox) Energy Resources Conservation and Development Commission.

This bill was a gut and amend which originally would have additionally exempted, from the filing fees imposed on projects that are subject to CEQA, a project being carried out or implemented by a branch of the United States Armed Forces. As amended, this bill will reappropriate specified funds from the Renewable Resource Trust Fund to the Energy Commission for specified purposes.

STATUS: Chapter 621

AB 1105 (Hueso) Administrative practices.

This bill would require an initial statement of reasons for any regulation that is a building standard to include the estimated cost of compliance, the potential benefits of the regulation, and the related assumptions used in determining that estimate.

STATUS: 2-Year, Assembly Committee on Accountability and Administrative Review

AB 1106 (Waldron) Public entities: liability.

As introduced, this bill was a spot bill on general government practices. As it was gutted and amended, this bill would specify procedures to follow when an injury occurs in a correctional facility.

STATUS: 2-Year, Assembly Committee on Judiciary

AB 1126 (Gordon) Solid waste: engineered municipal solid waste (EMSW) conversion.

This bill defines the terms "EMSW conversion" and "EMSW conversion facility," and makes conforming changes to existing definitions with regard to those operations and facilities. The bill additionally excludes EMSW conversion from the definition of transformation.

STATUS: Chapter 411

AB 1165 (Skinner) Occupational safety and health: violations.

This bill would have provided that an appeal of a citation or notice, as specified, that is classified and cited as a serious violation, repeat serious violation, willful serious violation, or failure to abate shall not stay abatement dates and requirements.

STATUS: Vetoed

AB 1190 (Bloom) Hazardous waste: transportation.

This bill would exempt a generator who is a public utility, local publicly owned utility, or municipal utility district from the limit of 1,600 gallons for the transportation of hazardous wastewater in a single shipment. This bill would allow the transportation of up to 5,000 gallons of hazardous wastewater from the dewatering of a utility vault in an emergency situation, as defined. This bill would also prohibit the consolidation of hazardous waste from multiple sites.

STATUS: 2-Year, Senate Assembly on Environmental Quality

AB 1207 (Brown) Community development.

This bill would make technical, non-substantive changes to The Community Redevelopment Law regarding the causes of blight.

STATUS: 2-Year, Assembly Rules Committee

AB 1210 (Brown) Enterprise zones.

This bill would make a technical, non-substantive change to the Enterprise Zone Act provides for the designation of zones according to specified criteria, pursuant to which certain entities within each zone may receive regulatory, tax, and other incentives for economic and employment development and private investment.

STATUS: 2-Year, Assembly Rules Committee

AB 1212 (Levine) Public contracts: bids: "or equal" materials or service.

This bill would prohibit public works contract bid specifications from requiring a bidder to provide data substantiating a request for a substitution of "an equal" item prior to the bid or proposal submission deadline.

STATUS: 2-Year, Assembly Committee on Accountability and Administrative Review

AB 1219 (Morrell) Administrative Procedure Act: adverse economic impact. 2-Year

This bill would make technical, non-substantive changes to the procedure for the adoption, amendment, or repeal of regulations by state agencies.

STATUS: 2-Year, Assembly Rules Committee

AB 1222 (Bloom) Public employees' retirement: collective bargaining: transit workers: transportation.

This bill was a gut and amend; an earlier version of the bill would have made changes to the fees associated with used oil recycling. As chaptered, this bill exempts from the Public Employees' Pension Reform Act public employees whose collective bargaining rights are subject to specified provisions of federal law until a specified federal district court decision, or until January 1, 2015, whichever is sooner.

STATUS: Chapter 527

AB 1242 (Melendez) Enterprise zones. 2-Year

This bill would make technical, non-substantive changes to the Enterprise Zone Act, pertaining to economic development areas throughout the state, including enterprise zones, targeted tax areas, local agency military base recovery areas, and manufacturing enhancement areas.

STATUS: 2-Year, Assembly Rules Committee

AB 1267 (Hall) Tribal gaming: compact ratification.

This bill ratifies the amendment to the tribal-state gaming compact entered into between the State of California and the Shingle Springs Band of Miwok Indians, executed on November 15, 2012. Additionally, this bill will provide that, in deference to tribal sovereignty, certain actions may not be deemed projects for purposes of CEQA.

STATUS: Chapter 6

AB 1301 (Bloom) Oil and gas: hydraulic fracturing.

This bill would define "hydraulic fracturing" and would prohibit hydraulic fracturing in oil and gas operations until the Legislature enacts subsequent legislation that determines whether and under what conditions hydraulic fracturing may be conducted while protecting the public health and safety and the natural resources of the state.

STATUS: 2-Year, Assembly Committee on Appropriations Suspense File

AB 1302 (Hagman) Environmental quality: the Sustainable Environmental Protection Act.

This bill would enact the Sustainable Environmental Protection Act and would specify the environmental review required pursuant to CEQA for projects related to specified environmental topical areas.

STATUS: 2-Year, Assembly Natural Resources Committee

AB 1320 (Bloom) Redevelopment: allocation of property tax: passthrough payments.

This bill would provide that a specified amount of ad valorem property tax revenues allocated to a school entity, defined with reference to former passthrough payments made by a redevelopment agency, will not be included as ad valorem property tax revenues counted against the revenue limit for that entity.

STATUS: 2-Year, Assembly Committee on Local Government

AB 1323 (Mitchell) Oil and gas: hydraulic fracturing.

This bill would define "hydraulic fracturing" in oil and gas operations and would prohibit hydraulic fracturing until the date that regulations adopted by the Division of Oil, Gas, and Geothermal Resources regulating hydraulic fracturing take effect.

STATUS: 2-Year, Assembly Floor

AB 1329 (V. Manuel Pérez) Hazardous waste.

This bill requires DTSC to prioritize an enforcement action affecting communities that have been identified by Cal/EPA as being the most impacted environmental justice communities.

STATUS: Chapter 598

AB 1330 (John A. Pérez) Environmental justice.

This bill would require Cal/EPA, on or before January 1, 2015, to establish a list of environmental justice communities identifying the top 15% of communities in the state, based on census tracts, that are disproportionately impacted by environmental hazards. The bill would also establish the Green Zone Trust Fund, into which specified fines and penalties would be paid, to fund Green Zone Environmental Projects that are environmentally beneficial to environmental justice communities.

STATUS: 2-Year, Senate Floor

AB 1365 (John A. Pérez) State and local agency reports: Legislative Counsel.

The bill removes the requirement that the Legislative Counsel delete obsolete reports from their list of agency reports, and also removes the requirement that the Legislative Counsel provide the list to each Member of the Legislature. Instead, the bill requires that the Legislative Counsel annually provide to each Member of the Legislature a hyperlink whereby the list of reports can be accessed.

STATUS: Chapter 192

AB 1375 (Chau) California Global Warming Solutions Act of 2006: market-based compliance mechanisms: Clean Technology Investment Account.

This bill would create the Clean Technology Investment Account within the Greenhouse Gas Reduction Fund and would require the Legislature to annually appropriate moneys from the Greenhouse Gas Reduction Fund into the Clean Technology Investment Account. This bill would make those moneys available to the state board for the purposes of accelerating the development, demonstration, and deployment of clean technologies that will reduce greenhouse gas emissions and foster job creation in the state.

STATUS: 2-Year, Assembly Committee on Appropriations

AB 1383 (Hernández, Roger) Hazardous waste: permitting.

This bill would define the term "significant noncomplier" and would require DTSC to develop and maintain a searchable database that contains certain information regarding hazardous waste facilities permits, including information regarding significant noncompliers, for certain hazardous waste facilities.

STATUS: 2-Year, Senate Committee on Environmental Quality

AB 1415 (Committee on Accountability and Administrative Rev) Administrative procedures: regulations: determinations: judicial review.

The Administrative Procedure Act allows an interested person to obtain judicial review of a given determination by filing a written petition with the court within 30 days of the date of its publication. This bill would extend that filing time to 45 days.

STATUS: 2-Year, Senate Floor

SENATE BILLS

SB 1 (Steinberg) Sustainable Communities Investment Authority.

This bill would authorize certain public entities of a Sustainable Communities Investment Area to form a Sustainable Communities Investment Authority to carry out the Community Redevelopment Law in a specified manner.

STATUS: 2-Year, Senate Floor

SB 4 (Pavley) Oil and gas: well stimulation .

This bill requires the Division of Oil, Gas, and Geothermal Resources (DOGGR) to adopt rules and regulations for the process of hydraulic fracturing, along with other well stimulation techniques, by January 1, 2015, in consultation with DTSC, CARB, the State Water Resources Control Board, CalRecycle, and any local air or water boards with jurisdiction over where hydraulic fracturing takes place. This bill requires DTSC to enter into a formal agreement with DOGGR that delineates respective authority, responsibility, and notification and reporting requirements associated with well stimulation techniques. DOGGR is required to post these agreements, along with all hydraulic fracturing fluid composition information, online.

STATUS: Chapter 313

SB 34 (Calderon) Greenhouse gas: carbon capture and storage.

This bill would, upon the adoption by CARB of a final methodology for carbon capture and storage projects seeking to demonstrate geologic sequestration of greenhouse gases, require DOGGR to regulate carbon dioxide enhanced oil recovery projects that seek to demonstrate carbon sequestration for the reduction of greenhouse gas emissions.

STATUS: 2-Year, Senate Committee on Appropriations Suspense File

SB 123 (Corbett) Environmental and land use court.

This bill would require the Judicial Council to direct the creation of an environmental and land use division within two or more superior courts within each of the appellate districts of the state to process civil proceedings brought pursuant to CEQA or in specified subject areas, including air quality, biological resources, climate change, hazards and hazardous materials, land use planning, and water quality.

STATUS: 2-Year, Senate Committee on Appropriations Suspense File

SB 133 (DeSaulnier) Redevelopment.

This bill would require each redevelopment agency to include additional information relating to any major audit violations, as defined, any corrections to those violations, and planning and general administrative expenses of the Low and Moderate Income Housing Fund.

STATUS: 2-Year, Senate Floor

SB 152 (Roth) Licensed professionals: engineers: geologists: geophysicists.

This bill amends the Professional Engineers Act to delete the provisions allowing for a temporary authorization to practice as an engineer, and makes additional conforming changes.

STATUS: Chapter 178

SB 176 (Galgiani) Administrative procedures.

This bill would make consultation with interested persons, prior to initiating a formal rulemaking process, mandatory rather than discretionary, for state agencies that adopt regulations.

STATUS: 2-Year, Assembly Committee on Appropriations Suspense File

SB 193 (Monning) Hazard evaluation system and information service.

This bill would provide that when there is new scientific or medical information and the Chief of the Hazard Evaluation System and Information Service (HESIS), in consultation with the Chief of the Division of Environmental and Occupational Disease Control in the Department of Public Health, makes a specified determination, chemical manufacturers, formulators, suppliers, distributors, importers, and their agents would be required to provide to HESIS the names and addresses of their customers who have purchased specified chemicals or commercial products containing those chemicals, and certain other information related to those shipments, upon written request of HESIS, for every product the final destination of which may be a place of employment in California.

STATUS: 2-Year, Assembly Committee on Appropriations

SB 228 (Knight) Enterprise zones.

This bill would make technical, non-substantive changes to statutes governing Enterprise Zones.

STATUS: 2-Year, Senate Committee on Rules

SB 339 (Cannella) Counties: disposition of real property.

This bill was a gut and amend. This bill originally would have made technical, non-substantive changes to The Military Base Reuse Authority Act, which authorizes counties and cities to establish a military base reuse authority to prepare, adopt, finance, and implement a plan for the future use and development of the territory occupied by the military base. As amended, this bill would authorize a county to sell or enter into a lease, concession, or managerial contract involving a specified area of county property that the county acquired from the federal government due to the closure of a former military base, as specified.

STATUS: 2-Year, Assembly Committee on Local Government

SB 359 (Corbett) Vehicles: retirement and replacement.

This bill was a gut and amend which originally would have made a technical, non-substantive change in CEQA notice provisions. As chaptered, this bill requires the State Controller to transfer specified funds, as a loan, to ARB, to enhance air quality protection.

STATUS: Chapter 415

SB 369 (De León) State claims.

This bill makes an appropriation from various funds to the Executive Officer of the California Victim Compensation and Government Claims Board to pay claims accepted by the board.

STATUS: Chapter 314

SB 395 (Jackson) Hazardous waste: wells.

This bill would delete the exclusion of regulated wells from the definition of "injection well," thereby subjecting those wells to the requirements imposed upon injection wells. The bill would also require a generator of produced water to test the produced water in order to determine whether it is hazardous waste within the meaning of specified provisions.

STATUS: 2-Year, Senate Floor

SB 399 (Wright) California Prompt Payment Act.

This bill would have specified that contracts for emergency work or remedial measures are subject to the California Prompt Payment Act, and would include a contractor performing emergency work or remedial measures related to the accidental or unplanned release of toxic substances within the list of entities entitled to the late payment penalty of 10% above the United States Prime Rate.

STATUS: Vetoed

SB 405 (Padilla) Solid waste: single-use carryout bags.

This bill would require a reusable grocery bag that a store is required to sell on and after July 1, 2016, to meet specified requirements. A violation of that requirement and the requirements that would be imposed upon grocery bag producers to submit certain laboratory test results would be subject to an administrative civil penalty assessed by CalRecycle.

STATUS: 2-Year, Senate Floor

SB 412 (Anderson) Sales and use taxes: exemption: aerospace products manufacturing: research and development.

This bill would exempt from sales and use taxes, from January 1, 2014 to January 1, 2019, the gross receipts from the sale of, and the storage, use, or other consumption of, qualified tangible personal property purchased for use by a qualified person in the aerospace products and parts manufacturing industry for specified uses, such as recycling.

STATUS: 2-Year, Senate Committee on Appropriations Suspense File

SB 429 (Hernandez) San Gabriel Basin Water Quality Authority Act.

This bill extends the sunset date for the San Gabriel Basin Water Quality Authority Act, from July 1, 2017 to July 30, 2030.

STATUS: Chapter 214

SB 436 (Jackson) Port Hueneme Beach shoreline protection.

This bill was a gut and amend which originally would have made changes to CEQA regarding public notice. As chaptered,, this bill appropriates \$1,000,000 from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund to the State Coastal Conservancy for a grant to the City of Port Hueneme.

STATUS: Chapter 416

SB 442 (Wyland) State Board of Equalization: erroneous charges.

This bill conforms the special taxes, including those pertaining to hazardous substances, at the Board of Equalization (BOE) to all other taxes, and provides that reimbursement claims to the BOE shall be filed within 90 days from the date the bank and third-party charges were incurred by the taxpayer.

STATUS: Chapter 253

SB 470 (Wright) Community development: economic opportunity.

This bill creates a process for a city, county, or city and county to sell or lease properties that are returned to them as part of the long-range property management plan of a former redevelopment agency, for the purpose of economic development. Earlier versions of this bill would have also established provisions for local agencies to address contaminated properties, similar to what former redevelopment agencies had under the Polanco Act. Those provisions were amended out before the bill was chaptered.

STATUS: Chapter 659

SB 483 (Jackson) Hazardous materials: business and area plans.

This bill updates the area and business plan requirements for hazardous materials management to clarify requirements for inspection programs and to include onsite inspections of businesses in their evaluations. The bill also makes changes to the program's statewide information management system by allowing the electronic submission of business and area plans. Lastly, the bill requires the unified program agency to provide access for agencies that have certain shared responsibilities to information currently housed in the statewide information management system.

STATUS: Chapter 419

SB 485 (Calderon) Weighmasters: junk dealers and recyclers.

This bill requires the Department of Food and Agriculture to require a recycler or junk dealer who is an applicant for a new weighmaster license or a renewal of a weighmaster license to furnish specified additional information on the application.

STATUS: Chapter 518

SB 498 (Lara) Hazardous materials: green chemistry.

This bill would exclude from the definition of consumer products, for purposes of DTSC's Safer Consumer Products regulation, a motor vehicle with a gross vehicle weight rating of less than 14,000 pounds, and that motor vehicle's component or replacement parts.

STATUS: 2-Year, Senate Committee on Environmental Quality

SB 586 (Wyland) Hazardous waste.

This bill would make a non-substantive change to provisions regarding DTSC's authorization to administer a state program pursuant to the federal Resource Conservation and Recovery Act.

STATUS: 2-Year, Senate Committee on Rules

SB 617 (Evans) California Environmental Quality Act.

This bill would require specified notices pertaining to CEQA to be filed with both the Office of Planning and Research and the county clerk, and to be posted by the county clerk for public review.

STATUS: 2-Year, Senate Floor

SB 633 (Pavley) CEQA.

This bill would authorize the Office of Planning and Research to draft revisions to the CEQA Guidelines to include a class of projects involving minor, temporary uses of land and public gatherings that have been determined not to have a significant effect on the environment, and that shall be exempt from CEQA.

STATUS: 2-Year, Assembly Committee on Appropriations

SB 650 (Lieu) Toxic chemicals: exposure.

This bill would require the Attorney General to post notices of alleged violations pertaining to Proposition 65 on its Internet Web site.

STATUS: 2-year, Senate Committee on Judiciary

SB 658 (Correa) Orange County Water District Act: investigation, cleanup, and liability.

This bill would specify that a person who is responsible for contamination or pollution, or a threat of contamination or pollution, is not only responsible for reasonable costs actually incurred in cleaning up, containing, or abating the effects of the contamination or pollution, but also to be liable for the costs actually incurred in investigating the contamination or pollution.

STATUS: 2-Year, Senate Floor

SB 679 (Berryhill) Licensees: reporting requirements.

This bill revises requirements for a licensee to report to the Board for Professional Engineers and Land Surveyors.

STATUS: Chapter 471

SB 691 (Hancock) Nonvehicular air pollution control: penalties.

This bill would make a person who violates the prohibition from discharging from non-vehicular sources air contaminants or other materials that cause injury, or other harm, as specified, liable for a civil penalty of up to \$100,000, as specified, if the violation results from a discharge from a stationary source, as specified,, the discharge results in a severe disruption to the community, the discharge contains or includes one or more toxic air contaminants, and 100 or more people are exposed to the discharge . This liability would not apply if the violation is caused by unforeseen criminal acts, acts of war, acts of terrorism, or civil unrest.

STATUS: 2-Year, Assembly Floor

SB 727 (Jackson) Medical waste: pharmaceutical product stewardship program.

This bill would require a producer of a pharmaceutical sold in the state, individually or through a stewardship organization, to submit a product stewardship plan that would provide for collection, transportation, and processing of home generated pharmaceutical waste, on or before January 1, 2015, to the Department of Resources Recycling and Recovery.

STATUS: 2-Year, Senate Committee on Environmental Quality

SB 731 (Steinberg) Environment: California Environmental Quality Act.

The bill would require the Office of Planning and Research to prepare and submit to the Secretary of the Natural Resources Agency, and the secretary to certify and adopt, revisions to the guidelines for the implementation of CEQA establishing thresholds of significance for noise and transportation impacts of projects within transit priority areas.

STATUS: 2-Year, Assembly Committee on Local Government

SB 739 (Calderon) Environmental quality.

This bill would make a technical, non-substantive change to the definition of "local agency," for purposes of CEQA.

STATUS: 2-Year, Senate Committee on Rules

SB 742 (Nielsen) Defendants.

This bill was a gut and amend, which originally would have made a technical, non-substantive change to the procedures for the adoption, amendment, or repeal of regulations by state agencies. As amended, this bill would provide that any person who willfully removes or disables an electronic monitoring or supervising device, including a GPS or other monitoring device, affixed to his or her person or the person of another, as specified, is guilty of a public offense.

STATUS: 2-Year, Senate Committee on Public Safety

SB 747 (DeSaulnier) Public Health Impact Report.

This bill would require the State Department of Public Health to require the manufacturer or a group of manufacturers of a contributing product to create, for approval by the department, a public health impact report containing specified information, including a list of adverse public health impacts and a mitigation plan for those impacts.

STATUS: 2-Year, Senate Committee on Health

SB 754 (Evans) California Environmental Quality Act.

This bill would authorize a person meeting specified requirements to bring an action or proceeding to enforce the implementation of the mitigation measures specified in a reporting and monitoring program adopted pursuant to CEQA, if a project applicant fails to implement those measures.

STATUS: 2-Year, Senate Committee on Appropriations Suspense File

SB 757 (Berryhill) Junk dealers and recyclers.

This bill would make conforming changes to authorize a junk dealer or recycler buying newspaper or beverage containers to accept, as valid seller identification, a passport from any country or a Matricula Consular issued by Mexico.

STATUS: 2-Year, Assembly Floor

SB 777 (Calderon) Public safety: fireworks.

This bill would require the State Fire Marshal, by January 1, 2015, to establish and have operational regional collection centers for the purpose of receiving seized safe and sane and federally approved fireworks. The bill would authorize the State Fire Marshal to permit a state licensed fireworks importer and exporter or wholesaler to purchase any fireworks the State Fire

Marshal, DTSC, and a recognized 3rd-party testing entity, as defined, deem to be commercially viable, from the State Fire Marshal. The bill would require any revenue received from the sale to belong to the seizing local authority and would authorize the State Fire Marshal to enter into a revenue sharing agreement with that local authority, as provided.

STATUS: 2-Year, Assembly Committee on Governmental Organization

SB 783 (De León) The California Clean Water, Safe Urban Parks, and Environmental Health Investment Act of 2014.

This bill would make specific findings and declarations and would declare the intent of the Legislature to enact legislation that would improve the economy, the natural environment, and increase and improve access opportunities to physical fitness.

STATUS: 2-Year, Senate Committee on Rules

SB 787 (Berryhill) Environmental quality: the Sustainable Environmental Protection Act.

This bill would specify the environmental review required pursuant to CEQA for projects related to specified environmental topical areas.

STATUS: 2-Year, Senate Committee on Environmental Quality

SB 802 (Evans) Oil and gas: trade secrets.

This bill would require the Division of Oil, Gas, and Geothermal Resources (DOGGR) within the Department of Conservation to regulate oil and gas operations in conformance with the provisions of the Uniform Trade Secrets Act.

STATUS: 2-Year, Senate Committee on Natural Resources and Water

SB 812 (De León) Hazardous waste: facilities permitting.

This bill would increase, from 30 to 60 days, the time in which DTSC is required to review an application for a hazardous waste facility permit and notify the applicant whether the application is complete.

STATUS: 2-Year, Senate Committee on Environmental Quality

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VETO MESSAGES

To the Members of the California State Assembly:

I am returning **Assembly Bill 527** without my signature. This bill requires various transparency and accountability actions of the Western Climate Initiative, Incorporated (WCI, Inc.), a multi-jurisdictional body providing services that support the State's Cap-and-Trade program. This bill is unnecessary as WCI, Inc. already meets the open meeting, public records and auditing requirements of this bill. In order to ensure continued transparency, I have signed SB 726 that will provide ongoing accountability without the risk of frivolous litigation presented by this measure.

Sincerely,

Edmund G. Brown, Jr.

To the Members of the California State Assembly:

I am returning **Assembly Bill 841** without my signature. This bill would require a junk dealer or recycler to make payments for the purchase of metal materials only through checks mailed to the seller. The theft of nonferrous metals has reached epidemic proportions not only in California, but across the United States. In an effort to combat this problem, I signed four bills last year to prevent more theft. Existing law requires that a seller wait three days before receiving payment for metal materials, a written record of the transaction, the name, driver's license number, license plate number, thumbprint of the seller, and a photograph or video of the seller and the material being sold. How much more do you need? What's really missing today is robust enforcement of our laws. SB 485, which I have signed, shall help do that. For these reasons I am unable to sign this bill.

Sincerely,

Edmund G. Brown, Jr.

To the Members of the California State Assembly:

I am returning **Assembly Bill 909** without my signature. This bill requires the Department of Justice to establish the Metal Theft Task Force Program to provide grants to local law enforcement agencies and prosecutors to enforce metal theft and related recycling laws. This bill creates a new enforcement effort without identifying a funding source. Today I signed SB 485, which does provide a funding source for greater enforcement within the existing infrastructure. More can certainly be done, but let's build on stable funding base.

Sincerely,

Edmund G. Brown, Jr.

To the Members of the California State Assembly:

I am returning **Assembly Bill 1165** without my signature. I share the author's concern that workplace safety risks need to be abated quickly and not delayed during the appeals process. Unfortunately, this measure would require the creation of a separate hearing process at the Division of Occupational Safety and Health, duplicating an expedited Cal/OSHA Appeals Board process which was recently adopted. I am directing Cal/OSHA to consult with the author to make sure the Appeals Board process is working as intended and, if necessary, to recommend any additional administrative or regulatory actions that may be needed.

Sincerely,

Edmund G. Brown, Jr.

To the Members of the California State Assembly:

I am returning **Senate Bill 399** without my signature. It is the policy of the state to provide for the timely payment of every state contract, whether the work is completed on a standard or emergency basis. For the rare occasion when timely payment does not occur, current law provides specific safeguards. Recognizing the distinct struggles faced by small businesses and nonprofit organizations, increased safeguards are provided for these entities, including a higher late payment penalty. Extending the higher penalty rate to all contracts in a narrowly defined category, regardless of the size of the contractor, would be inconsistent with the state's policy of reserving this additional protection for those that need it most.

Sincerely,

Edmund G. Brown Jr.

SIGNING MESSAGES

To the Members of the California State Assembly:

I am signing **Senate Bill 4**, which establishes strong environmental protections and transparency requirements for hydraulic fracturing and other well stimulation operations. I am also directing the Department of Conservation, when implementing the bill, to develop an efficient permitting program for well stimulation activities that groups permits together based on factors such as known geologic conditions and environmental impacts, while providing for more particularized review in other situations when necessary. The bill needs some clarifying amendments and I will work with the author in making those changes next year.

Sincerely,

Edmund G. Brown Jr.