

ENVIRONMENTAL LAW



2022 Environmental Law Conference at Yosemite

Legislative Update

Moderator: Gary Lucks

Speakers: Kip Lipper, Katharine Moore, Genevieve Wong

Conference Reference Materials

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2022 Environmental Bills¹

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¹ Bill status according to [California Legislative Information](#) as of 9am PDT, September 27, 2022

Budget Trailer Bills

AB 203 (Committee on Budget): Public Resources

This bill:

- 1) *Salton Sea (technical cleanup)*. Authorizes the Director of DWR to procure design-build contracts for public works projects in excess of \$1 million that are at the Salton Sea.
- 2) *DPR: Pest Control: Implementation of Licensing Enhancements (technical cleanup)*. Authorizes the Director of DPR to adopt regulations for the issuance and renewal of licenses and certificates for pest control operations. This bill requires the director, on or after January 1, 2025, to issue and renew licenses and certificates for pest control operations for a three-year period and would make various conforming changes for these purposes.
- 3) *Mercury Thermostat Collection of 2021 (AB 707) (technical cleanup)*. Revises specified fee provisions to require manufacturers to pay to DTSC an annual aggregate total not to exceed \$400,000 to cover actual and reasonable regulatory costs incurred by the department to administer.
- 4) *Green Infrastructure Projects (Urban Greening Program): Financial Assistance*. For purposes of the Urban Greening Program, defines "special district," to mean an agency of the state, formed pursuant to general law or a special act, for the performance of governmental or proprietary functions, with limited geographic boundaries, including, but not limited to, a school district and a community college district.
- 5) *Flood Management Projects: Grant Funding (Proposition 1E): Extension of Liquidation*. Extends the liquidation date of specified flood management funding from the Disaster Preparedness and Flood Prevention Bond Act of 2006 (Proposition 1E) from June 30, 2023, to June 30, 2028, subject to certain conditions.
- 6) *State Water Pollution Control Revolving Fund: Financial Assistance*. Deletes the provision that authorizes loan forgiveness to the extent authorized by a federal grant deposited in the fund to the extent authorized and funded by that grant.

- 7) *Division of Boating and Waterways: Beach Erosion Control*. Changes the declaration of policy that the state bears half the costs of required local participation for beach erosion control projects, as specified, to requiring the state to *consider* bearing half the costs of required local participation for these beach erosion control projects, subject to the same conditions.
- 8) *Cal FIRE: Agriculture Lands: Livestock Pass Program: Curriculum for Livestock Producers*. Extends the date from January 1, 2023 to July 1, 2023 for the State Fire Marshal to develop curriculum for livestock producers eligible for the livestock pass program.
- 9) *Steelhead Trout: Fishing Report-Restoration Card*. Extends the sunset of the operation of the fishing report-restoration card requirements from January 1, 2023 to January 1, 2025, and requires DFW to report to the Legislature regarding the fishing report-restoration card program's projects on or before July 1, 2023.
- 10) *Renaming Eden Landing Ecological Reserve (technical cleanup)*. Revises the Budget Act of 2021 to change the proposed name of an ecological reserve from "Congressman Pete Stark Ecological Reserve" to "Congressman Pete Stark Ecological Reserve at Eden Landing." This bill requires DFW to implement the name change and specifies that Fish and Game Commission approval is not required to implement the name change.
- 11) *CalRecycle: Handling Fee Freeze*. Requires the per-container handling fee to be set until June 30, 2024, at an amount that is not less than the amount of the per-container handling fee that was in effect on July 1, 2021, and would set the cost-of-living adjustment for the 2022-23 fiscal year at nine percent.
- 12) *Plastic Beverage Containers: Minimum Recycled Content: Exemptions (technical cleanup)*. Deletes the exemption for beverage manufacturers that have projected processing fee payments, as specified, from the requirement that the total number of filled plastic beverage containers sold by a beverage manufacturer to contain specified amounts of postconsumer recycled plastic content per year. Instead, this bill exempts from the postconsumer recycled plastic content requirement beverage manufacturers that sell or transfer a specified maximum number of plastic beverage containers to a distributor, dealer, or consumer located in the state during the calendar year for which the manufacturer is required to report the amount of virgin plastic and postconsumer recycled plastic used

by that manufacturer.

- 13) *Solid Waste: Products: Labeling: Compostability: Regulations (technical cleanup)*. Specifies that the regulations that CalRecycle is required to adopt by January 1, 2026, depending on the results of that determination, are to establish a bifurcated approach to product labeling.
- 14) *Lead-Acid Battery Recycling Act of 2016: Dealer Notice: California Battery Fee*. Revises the language required to be included in the notice or on the lead-acid battery purchaser's receipt by increasing the stated amount of the California battery fee from \$1 to \$2.
- 15) *DTSC Reform (cleanup)*. Makes various conforming and technical changes.
- 16) *State Coastal Conservancy: Climate Ready Program*. For the Climate Ready Program, deletes the reference to specified funds so that the Conservancy is required to do certain actions, such as prioritize projects that use natural infrastructure in coastal communities to help adapt to climate change, regardless of fund source.
- 17) *Bees: Apiary Registration Fees*. Requires the annual apiary registration fee to be an amount not to exceed \$250 and would apply the annual apiary registration fee to brokers, as defined. This provision authorizes the Secretary of Food and Agriculture to enter into contracts with counties to reimburse counties for costs incurred by the county agricultural commissioner in the administration and enforcement, as specified. Funds collected would be used for purposes such as administration, research, control of pests, and enforcement.
- 18) *Sustainable Groundwater Management Act: Interim Plan: CEQA*. Revises the CEQA exemption for the State Water Board to apply to actions taken by the board to designate a groundwater basin as a probationary basin and the adoption or amendment of an interim plan and specifies that the exemption does not apply to projects that would implement actions taken pursuant to an adopted interim plan.
- 19) *Forestry: Vegetation Management*. Revises the definition of "fire prevention activities by providing that "hazardous fuels education and vegetation management" includes specified actions such as fuel breaks, forest thinning, and reforestation. This provision also requires Cal FIRE, on or before December 31, 2023, to post on its website certain information regarding hazardous fuel reduction and vegetation management projects for the preceding fiscal year. This provision requires Cal FIRE to develop a

standardized protocol for monitoring implementation and evaluating the ecological and fire behavior impacts from vegetation management projects undertaken by the state.

- Chaptered (c. 60)

AB 211 (Committee on Budget): Public Resources trailer bill.

This bill:

- 1) *DPR: Pesticide Penalties.* Increases the criminal, civil, and administrative penalty levels for specified violations of pesticide law and regulations; authorizes DPR to adjust the level of civil monetary penalties to account for inflation; provides DPR with additional enforcement authority to levy civil penalties in lieu of penalties levied by the County Agricultural Commissioner; authorizes DPR to request information on pesticide residue samples; and, requires submission of the pesticide residue sample information requested by DPR.
- 2) *DOC: CalGEM: Oil and Gas: Shall-Witness and May-Witness Operations: Witnessing In Person or Remotely.* Until January 1, 2028, explicitly authorizes CalGEM to witness may-witness operations remotely, and requires CalGEM to prioritize witnessing of may-witness operations in person to the maximum extent feasible. Requires CalGEM to include in an annual report to the Legislature specified information regarding shall-witness and may-witness operations.
- 3) *DTSC: Hazardous Materials Fees (cleanup).* Includes cleanup language related to fees and charges.
- 4) *Forest Health: CEQA: Exemption: Prescribed Fire, Reforestation, Habitat Restoration, Thinning, and Fuel Reduction Projects.* Extends the sunset from January 1, 2023, to January 1, 2028 for the CEQA exemption related to prescribed fire, thinning, and fuel reduction projects undertaken on federal lands to reduce the risk of high-severity wildfire that have been reviewed under the National Environmental Policy Act if certain conditions are met. This provision expands the exemption to include projects undertaken in whole or in part on federal lands as well as projects funded by tribal cultural burn and tribal wildfire funding authorized by the Budget Act of 2021. This provision includes specified notification requirements.
- 5) *Hexavalent Chromium.* States the intent of the Legislature, upon an appropriation in the Budget Act for the 2023-24 fiscal year, to make available

\$10 million to ARB to assist with the necessary transition away from the use of hexavalent chromium.

- 6) *Bottle Bill*). Extends the sunset of the plastic market development payment authorization from July 1, 2022 to July 1, 2025. This bill requires CalRecycle to adopt emergency regulations to establish requirements for the operation of bag drop machines, such as maximum daily consumer redemption values, requirements for the bag drop machine to accept all types of beverage containers, and tracking and reporting requirements. This bill requires CalRecycle to provide on its website information that enables consumers to identify the geographic location of all points of redemption for beverage containers.
- 7) *Bottle Bill: Quality Incentive Payments: Thermoform Plastic Containers*. Authorizes CalRecycle to pay a quality incentive payment to a certified recycling center for thermoform plastic containers diverted from curbside recycling programs, as specified.
- 8) *Climate Change: Community Resilience Center Program: Grant Program*. Establishes the Community Resilience Center Program, which is to be administered by the Strategic Growth Council, in coordination with OPR.
- 9) *Hollister Ranch*. Provides that the environmental review set forth in the Final Programmatic EIR for the Hollister Ranch Coastal Access Program (in the County of Santa Barbara), in combination with other environmental review documents, is conclusively presumed to satisfy CEQA for a project to effectuate public access and associated facilities undertaken or approved by a public agency.
- 10) *Water: Drought Response: Interim or Immediate Relief (cleanup)*. Adds to the definition of "interim or immediate relief" certain activities to increase water conservation and drought resilience planning and includes post-performance monitoring as an eligible cost for interim or immediate relief.
- 11) *Fire Prevention: Moderate and High Fire Hazard Severity Zones (SB 63 (Stern) cleanup)*. Requires a local agency to designate moderate and high fire hazard severity zones within 120 days of receiving recommendations from the State Fire Marshal (SFM). This provision also authorizes a local agency, at its discretion, to include areas within its jurisdiction, not identified as moderate and high fire hazard severity zones by the SFM, as moderate and high fire hazard severity zones; and prohibits the local agency from decreasing the level of fire hazard severity zone as identified by the SFM.

- 12) *ARB: Medium- and Heavy-Duty Fleet Purchasing Assistance Program: ZEVs (SB 372 (Leyva) cleanup)*. Makes ARB solely responsible for the development and implementation of the Medium- and Heavy-Duty ZEV Fleet Purchasing Assistance Program and eliminates or transfers all of the California Pollution Control Financing Authority's duties under the program.
- 13) *ZEV Investments*. Specifies the intent of the Legislature to allocate funding in the future for ZEV investments.
- 14) *Solid Waste: Plastic Pollution Prevention and Packaging. Producer Responsibility Act (SB 54 (Allen) cleanup)*. Deletes the requirement to consider organic waste in establishing a recycled content requirement and includes a technical change.
- 15) *Public Resources: 2021 Budget*. Allocates funding to various programs in the Budget Act of 2021 related to natural resources.
- 16) *Legislative Priorities*. Provides funding to various programs, upon appropriation by the Legislature, in fiscal years post-2022-23.

- Enrolled

SB 125 (Committee on Budget and Fiscal Review): Public Resources:
geothermal resources: lithium

This bill:

- 1) Creates the Lithium Subaccount within the Salton Sea Restoration Fund, and continuously appropriates moneys in the subaccount to the Natural Resources Agency for restoration projects and grants for projects at or around the Salton Sea and those communities impacted by the Salton Sea's restoration and development.
- 2) Clarifies that "mining operation" includes the extraction of minerals from geothermal brine, or any other brine, including, but not limited to, a mining operation co-located or co-operated with geothermal resource facilities.
- 3) Requires any person, beginning January 1, 2023, who extracts lithium from geothermal fluid, spodumene ore, rock, minerals, clay, or any other naturally occurring substance in this state to pay a lithium extraction excise tax upon each metric ton of extracted lithium carbonate equivalent, as specified.

Specifies that the tax is in lieu of all county, municipal, or district taxes on lithium extraction or lithium storage, except as provided.

- 4) Requires the State Controller to distribute 80 percent of the moneys in the Lithium Extraction Excise Fund to counties in proportion to the amounts of the taxes, interest, penalties, and other amounts collected for lithium extraction within each county and to deposit 20 percent of the moneys in the fund into the Lithium Subaccount described above.
- 5) Requires the California Department of Tax and Fee Administration, on or before December 31, 2023, to prepare a study of replacing a volume-based tax on the extraction of lithium with an equivalent tax based on gross receipts.
- 6) Appropriates \$5,000,000 from the General Fund for allocation to the County of Imperial for specified purposes related to geothermal energy development and lithium extraction.
 - Chaptered (c. 63)

Climate Package

AB 1279 (Muratsuchi, C. Garcia): The California Climate Crisis Act

- Declares it the policy of the state to achieve net-zero GHG emissions as soon as possible, but no later than 2045, to achieve that goal with at least an 85% reduction in GHG emissions, and to achieve and maintain net negative GHG emissions thereafter. The bill also creates requirements for reporting from ARB and review by LAO. This bill is contingent upon enactment of SB 905 (Caballero).
- Chaptered (c. 337)

AB 1757 (C. Garcia, R. Rivas): California Global Warming Solutions Act of 2006: climate goal: natural and working lands

- Directs the CNRA to determine an ambitious range of targets for natural carbon sequestration, and for nature-based climate solutions, that reduce GHG emissions for 2030, 2038, and 2045 to support state goals to achieve carbon neutrality and foster climate adaptation and resilience.

- Includes provisions to avoid double counting emission reductions, updates the Natural and Working Lands Climate Smart Strategy, develops GHG tracking protocols, and biennially post progress made in achieving the targets on CNRA's internet website.
- Chaptered (c. 341)

AB 2438 (Friedman): Transportation funding: guidelines and plans

- Requires certain state transportation programs to incorporate strategies from the Climate Action Plan for Transportation Infrastructure (CAPTI) into program guidelines.
- Requires various state transportation entities to establish transparency and accountability guidelines for certain transportation funding programs, as provided.
- Enrolled

SB 905 (Caballero, Skinner): Carbon sequestration: Carbon Capture, Removal, Utilization, and Storage Program

- Requires ARB to establish a Carbon Capture, Removal, Utilization, and Storage (CCRUS) Program and adopt regulations for a model unified permit program for the construction and operation of CCRUS projects. This bill is contingent upon enactment of AB 1279 (Muratsuchi).
- Chaptered (c. 359)

SB 1020 (Laird, Atkins, Caballero, Durazo): Clean Energy, Jobs, and Affordability Act of 2022

- Establishes interim targets to reach SB 100 clean energy goals and requires state agencies to purchase 100 percent zero carbon electricity by 2035 to serve their load, including obligations on State Water Project. This bill also requires the development of electric and gas utility service affordability metrics.
- Chaptered (c. 361)

SB 1137 (Gonzalez, Limon): Oil and gas: operations: location restrictions: notice of intention: health protection zone: sensitive receptors

- Establishes health protection zones that are 3,200 feet in all directions from a sensitive receptor; prohibits the Geologic Energy Management Division from approving the drilling of new oil or gas wells or the reworking of

existing oil or gas wells within a health protection zone with certain exceptions, such as to plug-and-abandon a well; and establishes additional monitoring and other requirements for existing oil and gas operations in a health protection zone, among other things.

- Chaptered (c. 365)

SB 1314 (Limón): Oil and gas: Class II injection wells: enhanced oil recovery

- Prohibits the injection of a concentrated carbon dioxide fluid from a carbon dioxide capture or carbon dioxide capture and sequestration project from use as an injection fluid for enhanced oil recovery.
- Chaptered (c. 336)
- *Note: SB 905 (Caballero) includes a prohibition on the use of carbon from direct carbon removal for enhanced oil recovery too.

AB 2133 (Quirk): California Global Warming Solutions Act of 2006: emissions limit.

- Increases California's GHG emission reduction target from 40% below the 1990 level to 55% below that level.
- *Note: AB 2133 did not pass out of the Legislature

Climate Change/ Air Quality

AB 117 (Boerner Horvath): Air Quality Improvement Program: electric bicycles

- Establishes the Electric Bicycle Incentives Project to provide incentive vouchers for low income individuals to purchase electric bicycles
- Enrolled

AB 1322 (R. Rivas): California Global Warming Solutions Act of 2006: aviation greenhouse gas emissions reduction plan

- Requires ARB to, on or before July 1, 2024, develop a plan to reduce aviation GHG emissions in consultation with specified agencies and stakeholders. It stipulates ARB shall include sustainable aviation fuel (SAF) and other technologies (as feasible), directs ARB to evaluate and increase the incentives that exist for the production of SAF, and includes numerous other elements in the plan, which is to be implemented by December 31, 2025.
- Enrolled

AB 1384 (Gabriel): Resiliency Through Adaptation, Economic Vitality, and Equity Act of 2022

- Establishes the Resiliency Through Adaptation, Economic Vitality, and Equity Act of 2022, which updates requirements for the state's climate adaptation strategy, Safeguarding California Plan, to prioritize equity and vulnerable communities in the plan and include metrics to measure and evaluate the state's progress in implementing the plan, as specified, among others.
- Chaptered (c. 338)

AB 1749 (C. Garcia): Community emissions reduction programs: toxic air contaminants and criteria air pollutants

- Updates requirements of AB 617 (Cristina Garcia, Chapter 136, Statutes of 2017) to permit an additional year for completion of community emissions reduction programs (CERPs); requires ARB to identify specified emissions reduction measures; and enhances reporting by local air districts.
- Chaptered (c. 340)

AB 2101 (Flora): California Carbon Sequestration and Climate Resiliency Project Registry: whole orchard recycling projects

- Adds whole orchard recycling projects, as defined, to the eligible list of projects on the California Carbon Sequestration and Climate Resiliency Project Registry.
- Chaptered (c. 117)

AB 2238 (R. Rivas, C. Garcia, E. Garcia): Extreme heat: statewide extreme heat ranking system

- Requires CalEPA, in coordination with the Integrated Climate Adaptation and Resiliency Program (ICARP), the California Department of Public Health, and the California Department of Insurance, to develop a statewide extreme heat ranking system.
- Chaptered (c. 264)

AB 2446 (Holden): Embodied carbon emissions: construction materials

- Requires ARB to develop a framework for measuring and reducing carbon emissions associated with new building construction.

- Chaptered (c. 352)

AB 2550 (Arambula): ARB: San Joaquin Valley Air Pollution Control District: nonattainment

- Requires ARB, if the San Joaquin Valley Air Pollution Control District does not receive a determination of attainment from the United States Environmental Protection Agency by the appropriate deadline, to coordinate with the district and community-based organizations to identify gaps in the state and district implementation plan, coordinate with the district to provide additional monitoring, develop a report on how to reach attainment, and develop rules and regulations to reach attainment.
- Vetoed

AB 2700 (McCarty, Berman, Medina): Transportation electrification: electrical distribution grid upgrades

- Requires the CEC to gather and report fleet data needed to support utilities' plans for grid reliability and enhanced vehicle electrification. This bill also requires utilities to report how distribution investments made pursuant to this bill support climate goals as part of specified filings with the CEC and CPUC.
- Chaptered (c. 354)

AB 2721 (Lee): Bay Area Air Quality Management District: district board: compensation

- Doubles, while maintaining the existing compensation limit of \$6,000 per year, the daily compensation that a member of the Bay Area Air Quality Management District (BAAQMD) board may receive for attending meetings from \$100 to \$200, and authorizes BAAQMD board members to receive compensation for active transportation travel, as defined, to meetings.
- Chaptered (c. 501)

AB 2737: (Carrillo): Air pollution: purchase of new drayage and short-haul trucks: incentive programs: lessees: labor standards

- Exempts a rental or leasing entity from increased workforce standard requirements applied to new vehicle fleet purchasers who utilize state grants or incentives.
- Chaptered (c. 213)

AB 2836 (E. Garcia): Carl Moyer Memorial Air Quality Standards Attainment Program: vehicle registration fees: California tire fee

- Extends the various fees that support the Carl Moyer Memorial Air Quality Standards Attainment Program for ten years, until January 1, 2034.
- Chaptered (c. 355)

SB 45 (Portantino): Short-lived climate pollutants: organic waste reduction goals: local jurisdiction assistance

- Directs CalRecycle, in consultation with ARB, to assist local jurisdictions in complying with organic waste diversion programs, as specified.
- Chaptered (c. 445)

SB 942 (Newman): Low Carbon Transit Operations Program: free or reduced fare transit program

- Allows transit agencies that use Low Carbon Transit Operations Program (LCTOP) funding for a free or reduced fare transit program that demonstrated compliance with the requirements of LCTOP in the initial allocation request, including GHG emissions reductions, to continue to use LCTOP funding to maintain the same free or reduced fare transit program on an ongoing basis, without any restriction on length of time. Requires transit agencies to submit an additional allocation request for the program after three fiscal years, as specified.
- Enrolled

SB 1010 (Skinner): Air pollution: state vehicle fleet

- Requires the Department of General Services (DGS), on and after January 1, 2024, to develop criteria to evaluate bidders, at least in part, based on the number of ZEVs or plug-in hybrid EVs in their rental fleet when seeking to award a contract for commercial rental car services, as specified, and

provides that the installation of specified ZEV and other electrical and hydrogen fueling infrastructure by state entities do not constitute gifts of public funds.

- Chaptered (c. 360)

SB 1145 (Laird): California Global Warming Solutions Act of 2006: greenhouse gas emissions: dashboard

- Requires ARB to create and maintain a GHG emissions dashboard that provides updated information regarding progress toward meeting statewide climate change goals.
- Chaptered (c. 366)

SB 1203 (Becker): Net-zero emissions of greenhouse gases: state agency operations

- Declares the intent of the Legislature that state agencies aim to achieve zero net emissions of GHGs resulting from their operations no later than January 1, 2035; requires each state agency to develop and publish a plan that describes its current GHG inventory, its planned actions for achieving net zero emissions, and an estimate of the costs associated with the planned actions, as specified; and, requires the Climate Action Team, among other things, to review and provide feedback on those plans to assist state agencies in establishing interim GHG emissions reduction targets, as specified.
- Chaptered (c. 368)

SB 1206 (Skinner): Hydrofluorocarbon gases: sale or distribution

- Prohibits the sale or distribution of bulk hydrofluorocarbons (HFCs) that exceed global warming potential (GWP) limits of 2,200 by 2025, 1,500 by 2030, and 750 by 2033. Requires the state to use reclaimed HFCs when replenishing leaks or servicing equipment with HFCs with GWP greater than 750. This bill also requires ARB to post an assessment by January 1, 2025, specifying how to transition the state's economy away from HFCs and to low or ultra-low GWP alternatives by 2035.
- Enrolled

SB 1230 (Limón): Zero-emission and near-zero-emission vehicle incentive programs: requirements

- Makes specified changes to the Clean Cars 4 All Program to expand the pool of eligible applicants. It also applies new, uniform requirements to clean vehicle incentive programs in the state, as specified.
- Chaptered (c. 371)

SB 1382 (Gonzalez, Becker): Air pollution: Clean Cars 4 All Program: Sales and Use Tax Law: zero emissions vehicle exemption

- Until January 1, 2028, exempts from a portion of the Sales and Use Tax the purchase of a plug-in hybrid EV or a ZEV made with an award from the Clean Cars 4 All program and requires ARB to take specified actions to improve CC4A participation by households living in areas experiencing high levels of air pollution or poverty or that primarily speak a language other than English.
- Chaptered (c. 375)

Climate Change/Natural Resources

ACR 109 (E. Garcia): Extreme Heat: state response

- Declares the Legislature's recognition of extreme heat as a serious and urgent threat and calls upon California's public agencies and departments to invest resources in increasing resilience to extreme heat and work with researchers and communities to develop strategies to address extreme heat, as specified.
- Chaptered (resolution c. 101)

SB 852 (Dodd): Climate resilience districts: formation: funding mechanisms

- Allows cities and counties to create climate resilience districts and provides these new districts various financing powers.
- Chaptered (c. 266)

SB 867 (Laird): Sea level rise: planning and adaptation

- Requires a local government in the coastal zone or within the jurisdiction of San Francisco Bay Conservation and Development Commission to implement sea level rise planning and adaptation, as specified.
- Prioritizes funding for local government projects that meet the state's goal for approval of the required plans, among other things.
- Enrolled

SB 1078 (Allen): Sea Level Rise Revolving Loan Pilot Program

- Requires the Ocean Protection Council, in consultation with the State Coastal Conservancy, to develop the Sea Level Rise Revolving Loan Pilot Program for the purpose of providing low-interest loans to local jurisdictions to purchase identified vulnerable coastal properties located in certain communities and populations disproportionately affected by climate change, such as low-income communities and communities of color, as provided.
- Enrolled

Energy

SB 846 (Dodd): Diablo Canyon powerplant: extension of operations.

- Authorizes the extension of operating the Diablo Canyon Nuclear power plant (DCPP) beyond the current expiration dates (of 2024 for Unit 1 and 2025 for Unit 2), to up to five additional years (no later than 2029 and 2030, respectively), under specified conditions. This bill also authorizes a loan of \$1.4 billion from the state to Pacific Gas & Electric (PG&E), the operator of DCPP, to facilitate the extension of the plant. This bill appropriates \$600 million and requires future Legislative action for the remaining. This bill also provides expedited permitting to facilitate relicensing of DCPP, including: limiting state agency review of applications related to the DCPP extension to 180 days, exempting DCPP from CEQA, and explicitly authorizing collections from electric ratepayers (both customers of PG&E and those of other electricity providers) for ongoing costs.
- Chaptered (c. 239)

SB 884 (McGuire): Electricity: expedited utility distribution infrastructure undergrounding program

- Requires the CPUC to establish an expedited electric utility distribution infrastructure undergrounding program for large electrical corporations. Requires the Office of Energy Infrastructure and Safety (OEIS) to approve or deny the plan within nine months and requires additional actions and reports.
- Enrolled

California Environmental Quality Act

AB 1642 (Salas): California Environmental Quality Act: water system well and domestic well projects: exemption

- Exempts from CEQA, until January 1, 2028, well projects that meet specified conditions, including that the domestic well or the water system to which the well is connected has been designated as high risk or medium risk in the State Water Board's drinking water needs assessment.
- Enrolled

AB 2011 (Wicks)

- Enacts the "Affordable Housing and High Road Jobs Act of 2022" to create a ministerial, streamlined approval process for 100% affordable housing projects in commercial zones and for mixed-income housing projects along commercial corridors, as specified, that are not on certain environmentally-sensitive areas, and imposes specified labor standards on those projects, including requirements that contractors pay prevailing wages, participate in apprenticeship programs, and make specified healthcare expenditures.
- Enrolled

AB 2965 (Committee on Natural Resources): California Environmental Quality Act: administrative and judicial procedures

- Repeals several obsolete sections from CEQA and makes conforming and correction amendments.
- Chaptered (c. 38)

SB 6 (Caballero): Local planning: housing: commercial zones

- Enacts, until January 1, 2033, the Middle Class Housing Act of 2022, which establishes housing as an allowable use on any parcel zoned for office or retail uses.
- Enrolled

SB 118 (Committee on Budget and Fiscal Review): California Environmental Quality Act: public higher education: campus population

- Provides that enrollment or changes in enrollment, by themselves, do not constitute a project for purposes of CEQA.
- Chaptered (c. 10)

SB 886 (Wiener): California Environmental Quality Act: exemption: public universities: university housing development projects

- Exempts from CEQA, until January 1, 2030, faculty and staff housing projects and student housing projects that, among other things, are consistent with the most recent long range development program EIR or master plan EIR, are certified as LEED platinum or better, result in no net additional emission of GHGs, have 2,000 units or less or 4,000 beds or less, mitigate construction impacts, and meet certain skilled and trained workforce requirements.
- Enrolled

SB 922 (Wiener): California Environmental Quality Act: exemptions: transportation-related projects

- Exempts from CEQA, until January 1, 2030, specific transit, bicycle, and pedestrian projects and requires specified public notice and meeting requirements for projects that exceed \$50 million and projects to construct or maintain infrastructure to charge or refuel zero-emission buses, trains, or ferries.
- Enrolled

SB 1136 (Portantino): California Environmental Quality Act: expedited environmental review: climate change regulations

- Expands expedited CEQA review provisions, which apply to regulations requiring the installation of pollution control equipment or a performance

standard, to apply to regulations requiring the reduction in emissions of GHGs, criteria air pollutants, or toxic air contaminants, and requires all eligible projects to comply with specified construction labor requirements.

- Enrolled

SB 1291 (Archuleta): Hydrogen-fueling stations: administrative approval

- Until January 1, 2030, requires cities and counties to administratively review applications for hydrogen-fueling stations and allows for denials based only on health or safety impacts.
- Chaptered (c. 373)

Hazardous Materials

AB 732 (Quirk): Mercury Thermostat Collection Act of 2021

- Amends the Mercury Thermostat Collection Act of 2021 to delete the requirement that DTSC determine whether a manufacturer, or group of manufacturers, has made a good faith effort to comply with the Act; require each manufacturer, or group of manufacturers, to automatically provide collection bins for out-of-service mercury-added thermostats to a thermostat wholesaler in the state by eliminating the requirement that the wholesaler request a collection bin; and makes other technical and nonsubstantive changes to the Act.
- Enrolled

AB 1817 (Ting, C. Garcia): Product safety: textile articles: perfluoroalkyl and polyfluoroalkyl substances (PFAS).

- Prohibits, beginning January 1, 2025, any person from manufacturing, distributing, selling, or offering for sale any textile articles that contain intentionally added per- and polyfluoroalkyl substances (PFAS), except for textiles used for personal protective equipment or certain other regulated products. This bill requires manufacturers to use the least toxic alternative when complying with this prohibition and to provide distributors with certification of compliance.
- Enrolled

AB 2059 (Carrillo): Hazardous materials business and area plans: consumer products: recordkeeping

- Requires specified suppliers of hazardous materials to maintain electronic records of sales and provisions of hazardous materials of specified quantities to a business in the state for a minimum of one year and provide such records to a certified unified program agency within five days of a request. Narrows the definition of retail establishment for purposes of hazardous material reporting and limits current exemptions of consumer products as specified from inclusion in a business plan for emergency response to a release or threatened release.
- Chaptered (c. 278)

AB 2247 (Bloom): Perfluoroalkyl and polyfluoroalkyl substances (PFAS) and PFAS products and product components: publicly accessible data collection interface

- Requires, on or before July 1, 2025, a manufacturer of per- and polyfluoroalkyl substances (PFAS) or a product or product component containing intentionally added PFAS that is sold, offered for sale, or distributed into the state to register the PFAS or the product or product component containing intentionally added PFAS on the publicly accessible reporting platform created by DTSC and the Interstate Chemicals Clearinghouse.
- Enrolled

AB 2293 (Committee on Environmental Safety and Toxic Materials): Carpenter-Presley-Tanner Hazardous Substance Account Act: recodification

- Reorganizes the provisions of the HSAA without making any substantive changes to the statute.
- Chaptered (c. 257)

AB 2327 (Committee on Environmental Safety and Toxic Materials): Carpenter-Presley-Tanner Hazardous Substance Account Act: conforming revisions

- Updates code sections that cross-reference the HSAA as proposed to be reorganized by AB 2293 (Committee on Environmental Safety and Toxic Materials, 2022).
- Chaptered (c. 258)

AB 2481 (Smith): Household hazardous waste: facilities: transportation and acceptance

- Makes various changes to the statutory requirements for the transportation of hazardous waste and the operation of household hazardous waste collection facilities.
- Chaptered (c. 499)

AB 2771 (Friedman): Cosmetic products: safety

- Prohibits, beginning January 1, 2025, a person or entity from manufacturing or offering for sale in commerce any cosmetic product that contains intentionally added perfluoroalkyl and polyfluoroalkyl substances.
- Enrolled

SB 502 (Allen): Hazardous materials: green chemistry: consumer products

- Proposes a number of updates to California's Safer Consumer Products (green chemistry program), in line with perceived shortcomings from its first ten years with regards to the speed of the program to filling existing data gaps.
- Enrolled

SB 1076 (Archuleta): Lead-based paint

- Requires the Department of Public Health (CDPH) to review and amend its regulations governing lead-related construction work, including training and certification for workers and accreditation for trainers in lead-safe work practices to comply with existing state regulations and with the United States Environmental Protection Agency's (U.S. EPA) Lead Renovation, Repair, and Painting Rule.
- Chaptered (c. 507)

Oil and gas production and related

AB 353 (O'Donnell): Oil revenue: Oil Trust Fund

- Removes the \$300 million cap on the total amount of money deposited in the Oil Trust Fund in the State Treasury, as provided.
- Chaptered (c. 516)

AB 1658 (Nguyen): Oil spill response and contingency planning: oil spill elements: area plans

- Requires local certified unified program agency plans with an oil spill element to be consistent with the federal area contingency plan, and states legislative intent related to oil spill planning and response, as provided.
- Enrolled

AB 2257 (Boerner Horvath, Petrie-Norris): State lands: oil and gas leases: cost study

- Requires, contingent upon appropriation, that the State Lands Commission perform a cost study that evaluates the fiscal impact of a voluntary relinquishment of any active oil and gas state leases in state waters, as provided.
- Enrolled

SB 1295 (Limón): Oil and gas: hazardous or deserted wells and facilities: labor standards: expenditure limits: reports

- Provides that all work undertaken or paid for by the CalGEM using outside contractors is a public work and requires prevailing wages to be paid.
- Requires the California Workforce Development Board to develop and implement the Oil and Gas Well Capping Pilot initiative.
- Increases the amount that CalGEM can potentially expend in the next fiscal years to plug-and-abandon wells, among other things
- Enrolled

Pesticides

AB 1787 (Quirk): Pesticide Testing

- Extends the sunset on the data reporting and medical supervisor registration requirements of the agricultural pesticide worker protection program known as the California Medical Supervision Program, and requires laboratories to submit additional information to the State to help identify workers, and medical supervisors of workers, in the Program
- Chaptered (c. 108)

AB 2146 (Bauer-Kahan): Neonicotinoid pesticides: prohibited nonagricultural use

- Prohibits, beginning January 1, 2024, a person from selling, possessing, or using a neonicotinoid pesticide. Exemptions are provided for use on an agricultural commodity and other specified uses.
- Enrolled

Waste Management

AB 649 (Bennett): Department of Resources Recycling and Recovery: Office of Environmental Justice and Tribal Relations

- Establishes the Office of Environmental Justice and Tribal Relations within CalRecycle and requires the office, among other duties, to ensure that CalRecycle's programs effectively address the needs of disadvantaged communities, low-income communities, California Native American tribes, and farmworkers; to lessen the environmental impacts on those communities disproportionately burdened by environmental harm and risks; and improving access to technical resources for disadvantaged communities.
- Chaptered (c.492)

AB 661 (Bennett): Recycling materials

- Makes numerous changes to the State Agency Buy Recycled Campaign (SABRC), as specified; substantially revises product categories; requires CalRecycle to update the list of products and minimum recycled content

percentages, as specified; requires DGS to maintain procedures for complying with SABRC, as specified; and, requires state agencies to purchase recycled products instead of nonrecycled products when certain conditions apply, as specified.

- Chaptered (c. 517)

AB 1857 (C. Garcia): Solid waste

- Repeals the provision of law that allows jurisdictions to count up to 10 percent of the waste sent to transformation facilities toward their 50 percent diversion requirement and creates the Zero-Waste Equity Grant Program to support strategies and investments in communities transitioning to a zero-waste circular economy.
- Chaptered (c. 342)

AB 1985 (R. Rivas): Organic waste: recovered organic waste product procurement targets

- Creates a delayed and ramping enforcement timeline for penalties for local jurisdictions to meet their organic waste procurement targets pursuant to SB 1383 (Lara, 2016), gives CalRecycle the authorization to create an adjusted recovered procurement target schedule at its discretion, and allows renewable gas procured from a publicly owned treatment works to count towards 50% of a jurisdictions procurement target until 2025.
- Chaptered (c. 344)

AB 2048 (Santiago): Solid waste: franchise agreements: database

- Requires local jurisdictions or specified public agencies to post on their internet website current franchise agreements between contract waste and recycling haulers and the jurisdiction or public agencies and requires CalRecycle to create and maintain a publicly accessible database of those agreements.
- Chaptered (c. 457)

AB 2208 (Kalra): Fluorescent lamps: sale and distribution: prohibition

- Phases out the sale of compact fluorescent lamps and linear fluorescent lamps used for general lighting applications.
- Chaptered (c. 409)

AB 2440 (Irwin): Responsible Battery Recycling Act of 2022.

- Establishes the Responsible Battery Recycling Act of 2022, which establishes a stewardship program for the collection and recycling of certain batteries, as defined.
- Chaptered (c. 351)

AB 2638 (Bloom): School facilities: drinking water: water bottle filling stations

- Requires new construction or modernization projects submitted to the Division of State Architect by a school district or governing body of a charter school includes one or more water bottle filling stations.
- Enrolled

AB 2784 (Ting, Irwin): Solid waste: thermoform plastic containers: postconsumer thermoform recycled plastic

- Requires that the total thermoforms sold by a producer in the state to, on average, contain specified minimum amounts of postconsumer recycled plastic per year, ranging from 20 to 30 percent.
- Vetoed

SB 38 (Wieckowski): Beverage containers

- Requires CalRecycle to develop a system to address glass contamination issues and to require Bottle Bill processors to make program payments either electronically or by check.
- Enrolled

SB 54 (Allen, Hertzberg, Luz Rivas, Skinner, Stern, Wiener): Solid waste: reporting, packaging, and plastic food service ware

- Establishes the Plastic Pollution Prevention and Packaging Producer Responsibility Act, which covers certain single-use packaging and plastic single-use food service ware and requires producers, through a producer responsibility organization, to (1) source reduce plastic covered material, (2) ensure covered material sold, offered for sale, distributed, or imported in or into the state after January 1, 2032, is recyclable or compostable, and (3) ensure that plastic covered material offered for sale, distributed, or imported in or into the state meets specified recycling rates.
- Chaptered (c. 75)

SB 895 (Laird): Solid waste: nonprofit convenience zone recycler: definition

- Redefines the definition of “nonprofit convenience zone recycler,” for purposes of the Bottle Bill program, potentially making more entities eligible for the payment of handling fees by the program.
- Chaptered (c. 262)

SB 978 (McGuire): Department of Resources Recycling and Recovery: wildfire debris cleanup and removal: contracts

- Requires CalRecycle to prequalify contractors to enter into contracts to perform prescribed wildfire debris cleanup and removal work in communities impacted by wildfires. Prohibits CalRecycle from awarding a contract to any bidder for the performance of any portion of a wildfire debris cleanup and removal project, unless the bidder meets prescribed eligibility requirements.
- Chaptered (c. 472)

SB 1013 (Atkins): Beverage container recycling

- Adds to the Bottle Bill program, commencing January 1, 2024, wine and distilled spirits; authorizes dealers in unserved convenience zones, commencing January 1, 2025, to join a dealer cooperative to meet their redemption responsibilities; creates grant programs to address glass contamination and recycling issues; extends various funding authorizations; and makes other programmatic changes to the program.
- Enrolled

SB 1046 (Eggman, Gonzalez): Solid waste: precheckout and carryout bags

- Prohibits, commencing January 1, 2025, stores from providing precheckout bags, as defined, to customers unless the bag is either compostable or a recycled paper bag. Specifies that implying a plastic product will break down, fragment, biodegrade, or decompose includes using green, brown, or beige tinting or color schemes on a plastic precheckout or carryout bag that is not eligible to be labeled “compostable” or “home compostable.”
- Enrolled

SB 1181 (Hueso): Waste and used tires

- Requires CalRecycle to strengthen the California tire tracking system to quantify more precisely the number of used tires flowing from California into the Mexican states of Baja California and Sonora.
- Chaptered (c. 542)

SB 1187 (Kamlager): Fabric recycling: pilot project

- Requires CalRecycle to establish a three-year pilot project located in the Los Angeles and Ventura Counties partnering with garment manufacturers to study and report on the feasibility of recycling fabric and creating a circular economy for the highest and best use of reused textiles in California.
- Enrolled

SB 1215 (Newman): Electronic Waste Recycling Act of 2003: covered battery-embedded products

- Expands the Electronic Waste Recycling Act to include battery-embedded products.
- Chaptered (c. 370)

SB 1255 (Portantino): Single-use products waste reduction: Dishwasher Grant Program for Waste Reduction in K–12 Schools

- Establishes the Dishwasher Grant Program for Waste Reduction in K–12 Schools, to be administered by the California Department of Education, to provide grants to school districts and charter schools, for the purchase and installation of commercial dishwashers at schoolsites.
- Enrolled

SB 1256 (Wieckowski): Waste management: disposable propane cylinders

- Bans the sale of disposable propane cylinders on and after January 1, 2028.
- Enrolled

Oceans and Coast

AB 1832 (L. Rivas): Waters subject to tidal influence: hard mineral extraction

- Prohibits the State Lands Commission or a local trustee of granted public trust lands from granting leases or issuing permits for the extraction or removal of hard minerals from state waters, as provided.
- Chaptered (c. 433)

AB 2160 (Bennett): Coastal resources: coastal development permits: fees

- Amends the Coastal Act to authorize a city or county to waive or reduce coastal development permit fees for public access or habitat restoration projects, as specified.
- Chaptered (c. 280)

AB 2287 (Stone): California Ocean Resources Stewardship Act of 2000

- Renames the California Ocean Trust as the California Ocean Science Trust, updates its purposes to explicitly incorporate climate change and training, and authorizes the California Ocean Science Trust to undertake certain activities related to fulfilling its purposes, among other things.
- Chaptered (c. 208)

SB 1497 (Committee on Natural Resources and Water): California Coastal Act of 1976

- Makes various minor and technical changes to the California Coastal Act of 1976.
- Replaces gendered references to achieve gender neutrality.
- Chaptered (c. 97)

Biodiversity and Fish and Wildlife

AB 1906 (Stone): Voluntary stream restoration: property owner liability: indemnification: claims

- Provides technical fixes to the claims payment process required by the indemnification provided to private property owners for publicly-funded voluntary habitat restoration projects conducted on their property by others.
- Chaptered (c. 325)

AB 2109 (Bennett, Bloom): White sharks: prohibition on use of attractants

- Makes it unlawful to use any shark bait, shark lure, or shark chum to attract any white shark, and, when a white shark is visible or known to be present, place any shark bait, shark lure, or shark chum in certain waters or into the water for the purpose of viewing any shark, as provided.
- Chaptered (c. 437)

AB 2278 (Kalra): Natural resources: biodiversity and conservation report

- Establishes priorities for the implementation of the 30x30 conservation goal established in Executive Order N-82-20 and requires an annual report to the Legislature on progress made toward achieving this goal.
- Chaptered (c. 349)

AB 2344 (Friedman, Kalra): Wildlife connectivity: transportation projects

- Requires that the State Department of Transportation (Caltrans), in consultation with the DFW, develop and prioritize an inventory of projects to address wildlife connectivity needs.
- Establishes the Transportation Wildlife Connectivity Remediation Program to improve wildlife connectivity across transportation systems, as provided, among other things.
- Enrolled

AB 2805 (Bauer-Kahan): Department of Fish and Wildlife: advance mitigation and regional conservation investment strategies

- Updates and revises the regional conservation investment strategy program at the DFW, including explicitly incorporating federally recognized tribes into the program, authorizing stand-alone regional conservation assessments, revamping statutory requirements related to mitigation credit agreements, and removing the existing cap on the number of regional conservation investment strategies, among other things.
- Chaptered (c. 463)

SB 370 (Dodd): Wildlife: Big Game Management Account: uses

- Authorizes DWF to provide grants from the Big Game Management Account to additional entities, such as federally-recognized tribes and public entities.
- Chaptered (c. 162)

SB 856 (Dodd): Wild pigs: validations

- Creates a new management approach for wild pigs by revising and recasting provisions applicable to wild pigs, replacing the existing wild pig tag requirement with a wild pig validation that would authorize taking any number of wild pigs specified by the Fish and Game Commission during the license year of the validation, among other changes.
- Chaptered (c. 469)

SB 945 (Laird): Falconry: American peregrine falcons

- Exempts the capture, possession, and training of an American peregrine falcon in the practice of falconry from the prohibitions in the fully protected species statute, and makes the adoption of American peregrine falcon falconry regulations subject to appropriation, as specified, among other things.
- Chaptered (c. 471)

SB 1392 (McGuire): Aquaculture: registration, renewal, surcharge, and penalty fees: reports

- Extends the existing sunset on certain aquaculture fee levels for one year until January 1, 2024, and requires that a legislative report on the aquaculture program be prepared every five years, as provided.
- Chaptered (c. 307)

Wildfire and Forestry

AB 522 (V. Fong): Forestry: Forest Fire Prevention Exemption

- Extends the sunset of the Forest Fire Prevention timber harvest plan exemption from February 19, 2024 to January 1, 2026.
- Chaptered (c. 491)

AB 2251 (Calderon): Urban forestry: statewide strategic plan

- Requires the CAL FIRE to complete a statewide strategic plan to achieve a 10% increase of tree canopy cover in urban areas by 2035, with priority for increasing tree canopy cover in disadvantaged and low-income communities and low-canopy areas, and to submit this plan to the Legislature on or before June 30, 2025.
- Chaptered (c. 186)

AB 2566 (Calderon): Urban forestry: school greening projects

- Requires CAL FIRE to develop a competitive grant program to support school greening projects, as provided.
- Vetoed

SB 896 (Dodd): Wildfires: defensible space: grant programs: local governments

- Incentivizes and improves defensible space assessment data collection and reporting by local government entities.
- Requires Cal FIRE to annually provide a defensible space report to the Legislature, as provided.
- Chaptered (c. 222)

SB 926 (Dodd): Prescribed Fire Liability Pilot Program: Prescribed Fire Claims Fund

- Establishes the Prescribed Fire Liability Pilot Program (pilot program) to increase the pace and scale of prescribed fire and cultural burning.
- Creates the Prescribed Fire Claims Fund to support coverage for losses from prescribed fires and cultural burning of up to \$2 million per claim.
- Requires Cal FIRE to establish guidelines governing the pilot program, among other things, as provided.
- Enrolled

Conservancies, Resource Conservation Districts, and the Wildlife Conservation Board

AB 1902 (Aguiar-Curry): Resources conservation: resource conservation districts

- Makes numerous changes to laws related to resource conservation districts, including expanding the scope of resource conservation activities these districts can perform.
- Enrolled

SB 1027 (Atkins): San Diego River Conservancy

- Expands the jurisdiction of the San Diego River Conservancy to cover the San Diego River watershed.
- Revises the makeup of the San Diego River Conservancy's governing board, and makes other technical and conforming changes.
- Chaptered (c. 448)

SB 1052 (Kamlager): Baldwin Hills Conservancy: urban watersheds conservancy expansion

- Expands the Baldwin Hills Conservancy to include the southern Ballona Creek Watershed and the Upper Dominguez Channel.
- Renames the Baldwin Hills Conservancy.
- Makes the expansion and renaming permanent, and makes other technical and conforming changes.
- Enrolled

SB 1122 (Allen): San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy: territory

- Expands the territory of the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) to include the Dominguez Channel watershed and Santa Catalina Island.
- Requires RMC to update its parkway and open space plan to account for this new territory; and makes other minor, technical, and conforming changes.
- Enrolled

SB 1224 (Bates): Watersheds: wildlife habitat: Counties of Orange and San Diego

- Authorizes the Wildlife Conservation Board, upon appropriation by the Legislature, to provide grants to acquire land or conservation easements, or to perform restoration in certain watersheds in southern Orange and northern San Diego Counties, as provided.
- Enrolled

State Parks and Outdoor Recreation

AB 30 (Kalra): Equitable Outdoor Access Act

- Establishes the Equitable Outdoor Access Act to set forth the state's commitment to ensuring all Californians can benefit from, and have meaningful and sustainable access to, the state's rich cultural and natural resources.
- Enrolled

AB 1645 (Petrie-Norris): State parks: concession contracts: Crystal Cove State Park

- Authorizes the State Parks to negotiate to extend the term of State Parks' concession contract with the Crystal Cove Management Company up to an additional 20 years, if certain conditions and requirements are met, as specified.
- Chaptered (c. 99)

AB 1789 (Bennett): Outdoor recreation: California Recreational Trails System Plan

- Requires State Parks to prepare a full update of the California Recreation Trails System Plan by January 1, 2024, and thereafter to periodically update this plan and report to the Legislature on progress in implementing the plan.
- Chaptered (c. 522)

AB 2152 (Smith): Vehicles: off-highway vehicle recreation: City of Needles

- Authorizes the City of Needles to establish a pilot project to designate combined-use highways on roads in the city to link existing off-highway vehicle (OHV) trails and to link OHV recreational use areas with necessary services and lodging facilities.
- Chaptered (c. 185)

SB 894 (Jones): Off-highway vehicles

- Establishes a process for registering and identifying certain Off-Highway Vehicles which do not comply with air emission regulations.
- Vetoed

Water Quality

AB 1879 (Mathis): California regional water quality control boards: unfounded or frivolous complaints

- Authorizes a Regional Water Quality Control Board to develop a plan or policy to address unfounded or frivolous complaints.
- Vetoed

AB 2106 (R. Rivas, C. Garcia): Water quality: permits

- Requires the State Water Board to update its stormwater data collection systems and software and, contingent upon appropriation by the Legislature, to establish a statewide commercial, industrial, and institutional national pollutant discharge elimination system order.
- Enrolled

AB 2108 (R. Rivas, C. Garcia): Water policy environmental justice: disadvantaged and tribal communities

- Requires the State Water Board to make programmatic findings on potential environmental justice, tribal impact, and racial equity considerations when issuing regional or statewide plans or policies, waste discharge requirements, or waivers of waste discharge requirements and to hire environmental justice and tribal coordinators to assist with this work.
- Chaptered (c. 347)

AB 2163 (B. Rubio): San Gabriel Basin Water Quality Authority Act

- Extends the sunset from July 1, 2030, to July 1, 2050 for the San Gabriel Basin Water Quality Authority.
- Chaptered (c. 234)

AB 2248 (E. Garcia, Ward): Water quality: California-Mexico cross-border rivers

- Provides \$100 million to the State Water Board from the General Fund, upon appropriation by the Legislature, to address water quality problems arising in California-Mexico cross-border rivers.
- Vetoed

AB 2877 (E. Garcia, Mathis): Safe and Affordable Drinking Water Fund: tribes

- Requires the State Water Board, when administering funds under the Safe and Affordable Drinking Water Fund to California Native American tribes, to draft any waiver of tribal sovereign immunity as narrowly as possible, include its designated tribal liaison or their designee (s) in all discussions with eligible recipients, and annually identify barriers to tribes accessing funding if they cannot consistently approve funding applications to tribal applicants in a timely manner.

- Chaptered (c. 208)

SB 222 (Dodd): Water Rate Assistance Program

- Requires the State Water Board to develop and administer a statewide Water Rate Assistance Program to provide rate assistance to low-income residential ratepayers of a community water system or wastewater system.
- Enrolled

SB 230 (Portantino): State Water Resources Control Board: Constituents of Emerging Concern in Drinking Water Program

- Authorizes the State Water Board to establish, maintain, and direct a dedicated program called the Constituents of Emerging Concern (CEC) in Drinking Water Program. Additionally, this bill authorizes the Deputy Director appointed by the State Water Board to convene a Science Advisory Panel for CECs in drinking water with members that are experts in specified fields and prescribe duties of the panel.
- Enrolled

SB 891 (Hertzberg): Business licenses: stormwater discharge compliance

- Expands requirements for local agencies to confirm that businesses can demonstrate enrollment with stormwater discharge permits as part of not just their business license processes, but also for equivalent instruments or permits.
- Enrolled

SB 1188 (Laird): Safe Drinking Water State Revolving Fund: financial assistance

- Authorizes the State Water Board to provide grants, principal forgiveness funding, and zero percent financing from the state's Drinking Water State Revolving Fund to the extent authorized by federal law by deleting certain existing requirements, including making such funding limited to water systems serving severely disadvantaged communities.
- Enrolled

SB 1254 (Hertzberg): Drinking water: administrator: managerial and other services

- Limits the liability of a drinking water administrator when the State Water Board appoints an administrator to operate and manage failing and at-risk water systems. This bill also expands the water systems for which administrators can be appointed.
- Enrolled

Water Use and Supply

AB 1164 (Flora): Dams and reservoirs: exclusions: publicly owned or operated regulating basins

- Exempts from regulation by DWR, a reservoir measuring 15 feet in height or less, with a storage capacity of no more than 1,500 acre-feet managed by a public entity, with a downstream hazard rating of low or significant, and used to impound water for agricultural use.
- Enrolled

AB 2895 (Arambula): Water: permits and licenses: temporary changes: water or water rights transfers

- Revises the State Water Board's process for consideration and approval of a petition to temporarily change a water right to effectuate a short-term water transfer (i.e., for a period of one year or less).
- Enrolled

SB 880 (Laird): Water diversion: monitoring and reporting: University of California Cooperative Extension

- Deletes the sunset date on a provision under existing law that allows a person who diverts ten or more acre-feet of water annually to become qualified to install and maintain a water measuring device to report diversions to the State Water Board if that person completes a specific instructional course provided by the University of California Cooperative Extension.
- Chaptered (c. 221)

SB 1157 (Hertzberg): Urban water use objectives

- Changes the standards for indoor residential water use beginning 2025 to 47 gallons per capita daily (gpcd) from 55 gpcd, and beginning 2030 to 42 gpcd.
- Enrolled

SB 1205 (Allen): Water rights: appropriation

- Requires the State Water Board to promulgate regulations to govern consideration of climate change effects in water availability analyses used in the State Water Board's review of applications for water rights permits. The State Water Board, in developing and adopting the regulations, is required to consider the effects of climate change upon watershed hydrology.
- Chaptered (c. 369)

SB 1372 (Stern): Sustainable Groundwater Management Act: groundwater sustainability plans: groundwater rights

- Provides that the approval of a groundwater sustainability plan (GSP) by DWR shall not be construed as a determination or opinion by DWR that the allocation of pumping rights in a GSP is consistent with groundwater rights law.
- Enrolled

Floods and flood control

AB 1811 (M. Fong): Local flood protection: planning: climate change

- Requires a local plan of flood control to also include planning for climate change and rainwater and stormwater management and the status of coordination with water suppliers on how the management of flood waters can bolster local water supplies.
- Chaptered (c. 176)

SB 489 (Laird): Flood management projects: state funding: Pajaro River Flood Risk Management Project

- Authorizes the state to advance funds for planning, engineering, designing, and constructing the flood control project for the Pajaro River in the Counties of Monterey and Santa Cruz.
- Enrolled

SB 901 (Pan): Flood protection: City of West Sacramento flood risk reduction project

- Authorizes state participation in the City of West Sacramento Flood Risk Reduction Project.
- Sets boundaries for Reclamation District 900.
- Extends the deadline for the City of West Sacramento to achieve the urban level of flood protection from 2025 to 2030.
- Enrolled

SB 1253 (Melendez): Infrastructure plan: flood control: delta levees

- Requires the Governor's proposed five-year infrastructure plan submitted annually to the Legislature with the Governor's budget to additionally include information related to the construction, operation, and maintenance for facilities of the State Plan of Flood Control, aggregate funding for the state share of nonfederal capital costs for flood control projects located outside of the Central Valley, and support for infrastructure needs, as specified.
- Chaptered (c. 195)

California Conservation Corps

AB 2966 (Committee on Natural Resources): Conservation easements: forest lands: California Conservation Corps

- Makes changes to the California Conservation Corps' authorizing statutes and revises and recasts existing law relating to conservation easements on forest lands.
- Chaptered (c. 131)

SB 936 (Glazer): California Conservation Corps: forestry training center: formerly incarcerated individuals: reporting

- Requires, upon an appropriation, the California Conservation Corps director to establish a forestry training center in northern California in partnership with the Department of Forestry and Fire Protection (CAL FIRE) and the California Department of Corrections and Rehabilitation to provide enhanced training, education, work experience, and job readiness for entry-level forestry and vegetation management jobs.
- Enrolled

SB 1036 (Newman): California Conservation Corps: California Ocean Corps Program

- Requires, contingent upon an appropriation by the Legislature, the Director of the California Conservation Corps (CCC) to establish and administer the California Ocean Corps Program through January 1, 2027.
- Provides that the purpose of the California Ocean Corps program is to provide competitive grants to certified local conservation corps located in coastal counties in order to provide opportunities for young people, 16 to 30 years of age, inclusive, to complete workforce preparation, training, and education programs, and, ultimately, to obtain employment, or continue education, in ocean and coastal conservation or related fields.
- Enrolled

Miscellaneous Natural Resources Bills

AB 2022 (Ramos, C. Garcia): State government

- Requires removal of the term "squaw," hereafter referred as the "s-word," from all geographic features and place names in the state, as specified.
- Chaptered (c. 479)

AB 2607 (Ting): Tidelands and submerged lands: City and County of San Francisco: Port of San Francisco

- Establishes the conditions for the release of certain granted lands in San Francisco from the public trust in order for a fire training and emergency response training facility to be built, as provided.
- Chaptered (c. 211)

AB 2964 (Committee on Agriculture): Agricultural land conservation: California Farmland Conservancy Program Act

- Revises and recasts provisions of the California Farmland Conservation Program Act (CFCP) under the California Department of Conservation (DOC) to, among other things, authorize the CFCP to offer financial aid for projects and activities on agricultural lands that support conservation and sustainable land management, revise requirements on the DOC before disbursing funding under the program, and authorizes any interest earned on moneys from federal grants, and gifts and donations to the CFCP be deposited into the California Farmland Conservancy Program Fund.
- Chaptered (c. 502)

SB 963 (Laird): Historical preservation: California Cultural and Historical Endowment: grant programs

- Revises and recasts the purpose and priorities of the California Cultural and Historical Endowment's museum grant program.
- Chaptered (c. 300)

SB 1065 (Eggman): California Abandoned and Derelict Commercial Vessel Program

- Establishes the California Abandoned and Derelict Commercial Vessel Program to identify, prioritize, and fund, as specified, the removal of abandoned and derelict commercial vessels (ADCVs) from commercially navigable waters.
- Establishes the California Abandoned and Derelict Commercial Vessel Program Coordinating Task Force to oversee and provide policy direction for this program.
- Generally prohibits a commercial vessel that is at-risk of becoming derelict from occupying, anchoring, mooring, or otherwise being secured in or on commercially navigable waters.
- Enrolled

Acronym	Full name
ARB	Air Resources Board
Bottle Bill	California Beverage Container Recycling and Litter Reduction Act
CalEPA	California Environmental Protection Agency
CAL FIRE	Department of Forestry and Fire Protection
CalGEM	Geologic Energy Management Division (of the DOC)
CalRecycle	Department Resources Recycling and Recovery
CEC	California Energy Commission
CNRA	California Natural Resources Agency
CPUC	California Public Utilities Commission
DFW	Department of Fish and Wildlife
DGS	Department of General Services
DOC	Department of Conservation
DTSC	Department of Toxic Substances and Control
DPR	Department of Pesticide Regulation
DWR	Department of Water Resources
GHG	Greenhouse gas
HSAA	Carpenter-Presley-Tanner Hazardous Substance Account Act
LAO	Legislative Analyst's Office
OPR	Office of Planning and Research
State Parks	Department of Parks and Recreation
State Water Board	State Water Resources Control Board
ZEV	Zero-emission vehicle

Legislative Update Speaker Biography's

Moderator: Gary Lucks, Partner, Bay Law Group LLP

Bio and headshot:

Mr. Gary Lucks JD, CPEA is a principal environmental attorney and scientist with deep expertise in environmental, health, and safety (EHS) law, legislative affairs, and sustainability strategy. He has over 30 years of experience advising Fortune 500 clients in most industry sectors. He is a licensed attorney, a scientist, and a Certified Professional Environmental Auditor (CPEA) who has completed or overseen close to 500 major EHS compliance audits across the country and overseas. He also specializes environmental compliance counseling, environmental auditing, environmental management systems (EMS), permitting, and training.

He wrote environmental policy briefing papers for Governor Newsom, Senator Feinstein, Senator Steinberg, State Insurance Commissioner Dave Jones, and Marin County Supervisor Charles McGlashan. He serves on the California Lawyer's Association Environmental Law Section's Executive Committee leading environmental legislation, sustainability, and education committees. He also served as an Advisor to the Bay Area Air Quality Management District and co-founded the Sustainable Earth Initiative--a non-profit dedicated to helping public agencies improve environmental performance and advance sustainability initiatives. He also served on the Friends of the River Rafting Chapter Board of Directors, the Sacramento City/County Hunger Commission, and as a board member for ECOS (Environmental Council of Sacramento).

Mr. Lucks has published extensively on environmental law, legislation, and policy. He co-wrote a book on environmental law (*California Environmental Law and Policy: A Practical Guide* <https://solano.com/products/california-environmental-law-and-policy>) which is used in law schools, colleges, by practitioners, and which has been cited in legal opinions). He also wrote the Environmental Auditing Chapter in the *California Environmental Law and Land Use Treatise*. He has been a regular contributor to the *California Environmental Law Reporter* for twenty-five years.

Mr. Lucks has extensive teaching experience. He has taught courses on environmental law, auditing, sustainability, climate change, and legislation for over 30 years for the Continuing and Professional Education program at the University of California, for the Institute of Internal Auditors, and for industry.

Gary is a licensed California attorney and holds a JD from the University of Pacific, McGeorge School of law and a BS in biology and environmental sciences from Tulane University. Gary enjoys trail running, hiking, and whitewater rivers.



Speakers:

Kip Lipper, Chief Policy Advisor on Energy and Environment, Senate pro Tempore

Bio and headshot:

Kip Lipper is chief policy advisor on energy, natural resources, and the environment to the California State Senate President pro Tempore, the Senate's Majority Leader.

Lipper has worked in the California Legislature for over four decades. While in the Senate, he helped drafted and analyze legislation on energy policy such as the state's landmark 20%, 33%, and now 100% Clean and Renewable Energy Standard, Solar energy, energy conservation, electric vehicles, public interest energy research, and energy-agency reorganization and reforms.

Lipper was the lead Senate staffer on the drafting of AB 32, the Global Warming Solutions Act of 2006, as well as on companion landmark legislation establishing the nation's first greenhouse gas emission performance standard for energy generation (SB 1368--Perata). As staffer to Pro Tem Darrell Steinberg, Lipper helped draft and negotiate the 2009 historic Comprehensive Water Package, and the nation's first "Green Career Technical Education Program."

Lipper also has been a key participant in the ongoing saga of the California Environmental Quality Act (CEQA) reforms, and assisted in the drafting and passage of laws such as the CEQA Reform Act of 1992 and AB 900-The California Environmental Leadership Project Act which has successfully led to the construction of 14 major \$100m plus projects in the state. He also staffed then Senate Pro Tem Darrell Steinberg's SB 743, which reformed traffic "Levels of Service" Analysis under CEQA.

Finally, Lipper was lead staffer in drafting SB 100, California's 100% clean energy mandate legislation that is now being replicated in other states.



Katharine Moore, Principal Consultant, California Senate Natural Resources and Water Committee

Bio and headshot:

Katharine initially joined the Natural Resources and Water Committee in 2009 as a science and technology fellow, and became a consultant to the Committee in 2012. She works primarily in the area of natural resources policy. She has an extensive research background in air quality and engineering and holds a Ph.D. in atmospheric science (atmospheric chemistry, Colorado State University) and MS and BS degrees in engineering (UC Berkeley, and the Massachusetts Institute of Technology, respectively).



Genevieve Wong, Principal Consultant to the California State Senate Environmental Quality Committee

Bio and headshot:

Genevieve is a principal consultant for the California State Senate Environmental Quality Committee where she focuses on legislation relating to CEQA, solid waste, and recycling. Prior to joining the Senate Environmental Quality Committee, Genevieve worked as a Deputy Legislative Counsel with the Office of Legislative Counsel. She earned a Bachelor of Arts Degree in History from the University of California, Irvine and a Juris Doctor (J.D.) from the University of the Pacific, McGeorge School of Law.

Genevieve has been a key staffer in the ongoing discussions of the California Environmental Quality Act reforms, the California Beverage Container Recycling Act reforms, and closely worked with legislative staff and stakeholders on the enactment of this year's SB 54, the Plastic Pollution Prevention and Packaging Producer Responsibility Act. Additionally, Genevieve has drafted and analyzed legislation on a broad array of environmental matters, including the California Safe Drinking Water Act, the Porter-Cologne Water Quality Control Act, the Sustainable Groundwater Management Act, and the California Integrated Waste Management Act.

Genevieve grew up in Sacramento, spending most of her life in the pool as a competitive swimmer, earning a scholarship to the University of California, Irvine. When not working to protect the environment, Genevieve can be found at home playing with her rescue dog Cork, or enjoying California's outdoors.

