

Assembly Water, Parks & Wildlife Committee Status of 2013 Bills

AB 34 (Hernández): Requires the Nuestra Señora Reina de La Paz, which includes the home and burial site of the late Cesar Chavez, to be registered as a state historic landmark, and requires the State Office of Historic Preservation to identify other historical resources associated with the labor and civil rights movements or California's modern history appropriate for potential listing on the California Register of Historical Resources. *Status:* Enacted; Chapter 641, Statutes of 2013.

AB 71 (V. Manuel Pérez): Requires the Secretary of the Natural Resources Agency, in consultation and coordination with the Salton Sea Authority, to lead Salton Sea restoration efforts, and authorizes the Salton Sea Authority to lead a funding and feasibility study in consultation with the Natural Resources Agency. *Status:* Enacted; Chapter 402, Statutes of 2013.

AB 142 (Perea/Water, Parks & Wildlife Committee): Requires the Department of Water Resources (DWR) to initiate and complete a comprehensive study of California's state and local water supply infrastructure needs and to provide a report to the Legislature by July 1, 2014 which summarizes those findings in order to inform discussions over the appropriate level of public funding that should be sought in a bond measure for water-related projects. *Status:* Held in Assembly Appropriations Committee.

AB 145(Perea): Transfers, during the 2014- 2015 fiscal year, the duties and responsibilities related to the regulation and oversight of drinking water, including the authority to administer the Safe Drinking Water State Revolving Fund (SDWSRF), from the Department of Public Health (DPH), which is under the California Health and Human Services Agency (CHHSA), to the State Water Resources Control Board (SWRCB), which is within the California Environmental Protection Agency (Cal/EPA). *Status:* Held on Senate Appropriations Committee suspense file.

AB 147(V. Manuel Pérez): Requires the Air Resources Board (ARB) to evaluate and make recommendations regarding Salton Sea dust mitigation planning completed by the Quantification Settlement Agreement Joint Powers Authority (QSA-JPA). *Status:* 2-year bill in Senate Natural Resources and Water Committee.

AB 148 (V. Manuel Pérez): Requires the Secretary of the Natural Resources Agency, in consultation with the Salton Sea Authority, to establish a Salton Sea Renewable Energy and Biofuel Research and Development Program in the Salton Sea basin to meet high-priority economic and environmental goals by providing grants to facilitate research and the commercial development of renewable energy and biofuel resources. *Status:* 2-year bill in Assembly Natural Resources Committee.

AB 150 (Olsen): Authorizes the Department of Parks & Recreation (DPR) to offer veterans and active duty or reserve military personnel of the United States Armed Forces or the National Guard, free day use access, or reduced fee access, to California state parks on Memorial Day and Veterans Day. *Status:* Enacted; Chapter 688, Statutes of 2013.

AB 165 (Gaines): Repeals the statutory prohibition on sale or purchase of crayfish taken from the Lake Tahoe Basin. *Status:* Enacted; Chapter 226, Statutes of 2013.

AB 183 (Dickinson): Requires the executive director of the Delta Protection Commission to determine a discretionary project located in the primary zone to be consistent with the resource management plan provided that the project satisfies at least 4 of 5 specified criteria. *Status:* 2-year bill in Assembly Water, Parks & Wildlife Committee.

AB 207 (Rendon): Revises requirements of an existing program governing partial removal of offshore oil structures by modifying the calculation of cost savings which are to be shared with the state, the determination of net environmental benefit, and requirements for indemnification of the state from liability. *Status:* Held on Assembly Appropriations Committee suspense file.

AB 295 (Salas/Water, Parks & Wildlife Committee): Requires the State Water Resources Control Board (SWRCB) and the Drinking Water and Environmental Management Division of the Department of Public Health (Division) to initiate and complete a comprehensive study of the need for state funding for projects necessary to ensure that all Californians have access to safe drinking water and to provide a report to the Legislature by July 1, 2014 that identifies and prioritizes projects. *Status:* Held in Assembly Appropriations Committee.

AB 315 (Veterans Committee): Expands eligibility for the state parks Distinguished Veterans Pass by adding Purple Heart recipients to those veterans who are eligible for a Distinguished Veterans Pass, which entitles the holder to free use of all state park units operated by the Department of Parks and Recreation (DPR). *Status:* Held on Senate Appropriations Committee suspense file.

AB 378 (Hueso): Requires a person conducting Delta research, as defined, whose research is funded, in whole or in part, by the state, to take specified actions with regard to the sharing of the primary data, samples, physical collections, and other supporting materials created or gathered in the course of that research. *Status:* 2-year bill in Assembly Accountability and Administrative Review Committee.

AB 426 (Salas): Allows a party with a water right that was decreed through a statutory adjudication prior to January 1, 1981 to use an alternative voluntary method for seeking a temporary, long-term, or permanent transfer of that water right. Allows that party, instead of going back to court, to seek a change through the same administrative processes at the State Water Resources Control Board (State Water Board) that are available to parties with statutorily adjudicated water rights that date after January 1, 1981 or who hold permits or licenses, regardless of the date. *Status:* Enacted; Chapter 634, Statutes of 2013.

AB 497 (Chesbro): Makes several changes related to meetings and business of the Fish and Game Commission (FGC), the FGC's authority to adopt regulations governing take of salmon and groundfish, and rules regarding the setting and baiting of Dungeness crab traps. *Status:* Enacted; Chapter 233, Statutes of 2013.

AB 504 (Chesbro): Makes several changes related to meetings and business of the Fish and Game Commission (FGC), the FGC's authority to adopt regulations governing take of salmon and groundfish. *Status:* 2-year bill in Assembly Water, Parks & Wildlife Committee.

AB 516 (Brown): Authorizes the Department of Fish and Wildlife to issue a permit to an applicant to take the nests or eggs of any bird and to take any birds-of-prey if the take is incidental to the construction of an electrical transmission infrastructure project, as defined, and if the applicant satisfies other specified conditions. *Status:* 2-year bill in Assembly Water, Parks & Wildlife Committee.

AB 594 (Water, Parks & Wildlife Committee): Clarifies the Department of Park & Recreation's (DPR's) authority to enter into operating agreements with nonprofit organizations during the time period of the current moratorium on state park closures, modifies existing law relating to the process required for any future proposed park closures, and makes other changes related to revenue generation incentives. *Status:* Enacted; Chapter 407, Statutes of 2013.

AB 709 (Nestande): Designates the Salton Sea Authority (SSA) as the lead agency for restoration of the Salton Sea and requires the State to grant the SSA a 99-year lease for all state-owned lands within the Salton Sea ecosystem, including all state-owned lands underlying the Salton Sea. *Status:* Failed passage in Assembly Water, Parks & Wildlife Committee; Reconsideration Granted; 2-year bill.

AB 711 (Rendon): Requires the use of nonlead ammunition for the taking of wildlife in California as soon as practicable but by no later than July 1, 2019. *Status:* Enacted; Chapter 742, Statutes of 2013.

AB 735 (Gomez): Defines a greenway as a non-motorized pedestrian, bicycle, and recreational travel corridor that parallels an urban waterway and promotes the development of greenways along rivers in the state, including the development of a greenway along the Los Angeles River (LA River). *Status:* Held on Assembly Appropriations Committee Suspend file.

AB 757 (Hernández): Requires the Department of Parks & Recreation (DPR) to report to the Legislature by July 31, 2014 on its implementation of recommendations contained in the *State Controller's Payroll Review Report of the Department of Parks & Recreation* dated December 18, 2012. *Status:* Enacted; Chapter 297, Statutes of 2013.

AB 763 (Buchanan): Designates the Division of Boating and Waterways (DBW) in the Department of Parks & Recreation (DPR) as the lead agency of the state for control of invasive aquatic plants in the Sacramento-San Joaquin Delta (Delta). *Status:* Chapter 330, Statutes of 2013.

AB 789 (Williams): Modifies trapping laws to prohibit the use of body-crushing traps, also known as conibear-type traps, that are larger than 6 x 6 inches except in water or wetland areas; requires the posting of signs warning to keep out of publicly-accessible areas where traps are set; and, prohibits the killing of trapped mammals by intentional drowning unless from a lawfully set submerged trap, injection with chemicals other than for euthanasia, or chest crushing. *Status:* Enacted; Chapter 155, Statutes of 2013.

AB 803 (Gomez): Removes some barriers to greater use of recycled water by making spill reporting standards for recycled water uniform; authorizing hose bibs for recycled water in cemeteries, under specified conditions; and, clarifying that advanced treated purified water can be regulated for purity at the point it leaves a wastewater treatment facility and before it comingles with other waters in a conveyance facility if the owner or operator of that conveyance facility consents. *Status:* Enacted; Chapter 635, Statutes of 2013.

AB 865 (Eggman): Allows the Division of Boating and Waterways (DBW) within the Department of Parks & Recreation (DPR), to set licensing fees for brokers and salespersons of ships and yachts through regulation, and makes other changes to update the Harbors and Navigation Code. *Status:* Enacted; Chapter 425, Statutes of 2013.

AB 881 (Chesbro): On and after January 1, 2015, increases the maximum annual oil spill prevention and administration fee to \$0.07 per barrel of crude oil or petroleum products, and allows the assessment to cover the annual costs incurred by the Oiled Wildlife Care Network on and after January 1, 2015, and until January 1, 2016. Until January 1, 2016, allow the administrator to transfer up to \$2,000,000 in funds from the Oil Spill Prevention and Administration Fund to the Oil Spill Response Trust Fund, as described, to fund specified activities of the Oiled Wildlife Care Network. *Status:* 2-year bill on Senate floor.

AB 896 (Eggman): Reenacts provisions of law requiring best management practices for control of mosquitos in wildlife management areas that previously sunset. *Status:* Held on Assembly Appropriations Committee Suspense file.

AB 1097 (Nestande): Requires the Mirage Trail within the Magnesia Spring Ecological Reserve to be open for recreational hiking for nine months of the year during the months of May to January, and closed for three months during the months of February to April, if the Fish and Game Commission (FGC) determines certain specified conditions are met. *Status:* Enacted; Chapter 594, Statutes of 2013.

AB 1142 (Bloom): Makes it an infraction for a person to smoke a pipe, cigar, or cigarette on a state coastal beach or in a unit of the state park system, as defined. Requires the Department of Parks and Recreation to develop and post signs at a state coastal beach or a unit of the state park system to provide notice of the smoking prohibition. *Status:* Failed passage in the Assembly Governmental Organization Committee; reconsideration granted; 2-year bill.

AB 1200 (Levine): Allows the San Francisco Bay Regional Water Quality Control Board (SF Regional Board) to authorize a five year pilot project in Sonoma County that would study the effects, if any, of allowing small agricultural irrigation ponds containing recycled water to occasionally overflow during storm events into adjacent areas that are already irrigated by recycled water. Currently such overflows would be unauthorized waste discharges. *Status:* Vetoed with the Governor's direction for the Regional Board to grant the permit without a study.

AB 1213 (Bloom): Establishes a defined no-trapping buffer zone around Joshua Tree National Park in which the trapping of bobcats would be prohibited; requires the Fish and Game Commission (FGC) by regulation to establish and delineate no-trapping buffer zones adjacent to the boundaries of other parks, monuments and wildlife refuges within which bobcat trapping is

currently prohibited; and requires the FGC to consider prohibiting bobcat trapping within and adjacent to other conservation areas identified by the public, and to prohibit trapping of bobcats in such areas, by regulation, if the Commission determines such protections are warranted. *Status:* Enacted; Chapter 748, Statutes of 2013.

AB 1259 (Galgiani): Allows a city or county in an urban or urbanizing area of the Sacramento-San Joaquin Valley (Central Valley), where there is a moderate flooding hazard and the Federal Emergency Management Agency (FEMA) has not yet conducted a risk analysis, to approve a permit or entitlement to build a new residence or a tentative map to build a new subdivision, if there is substantial evidence in the record to show that the property would receive an urban level of flood protection. *Status:* Enacted; Chapter 246, Statutes of 2013.

AB 1331 (Water, Parks & Wildlife Committee): Would enact the Climate Change Response for Clean and Safe Drinking Water Act of 2014, which, if adopted by the voters, would authorize the issuance of bonds in the amount of \$6,500,000,000 pursuant to the State General Obligation Bond Law to finance a climate change response for clean and safe drinking water program. Would provide for the submission of the bond act to the voters at the November 4, 2014, statewide general election. *Status:* 2-year bill in Senate Natural Resources and Water Committee.

AB 1349 (Gatto): Creates the CalConserve Water Use Efficiency Revolving Fund (CalConserve) in the State Treasury in order to provide low-interest loans for water use efficiency projects. *Status:* 2-year bill in Senate Natural Resources and Water Committee. *Status:* Held on Assembly Appropriations Committee suspense file.

SB 132 (Hill): Requires nonlethal means to be used when removing a mountain lion that is not an imminent threat to public health or safety, and authorizes the Department of Fish and Wildlife (DFW) to partner with other qualified entities to implement the nonlethal procedures. *Status:* Enacted; Chapter 208, Statutes of 2013.

SB 170 (Wolk): Exempts grain milled and sold at the Bale Grist Mill State Historic Park from registration and other requirements applicable to retail food facilities if certain conditions are met. *Status:* 2-year bill; Assembly Floor.

SB 197 (Evans): Extends the sunset date on the commercial fishing salmon stamp program and related provisions from 2014 to 2019. *Status:* Enacted; Chapter 368, Statutes of 2013.

SB 322 (Hueso): Modifies deadlines and consulting requirements applicable to the existing California Department of Public Health (DPH) mandate to develop uniform water recycling criteria for indirect and direct potable reuse. *Status:* Enacted; Chapter 637, Statutes of 2013.

SB 392 (Berryhill): Requires the Fish and Game Commission (FGC) to recommend legislation or adopt regulations clarifying when a possession limit is not violated by processing lawfully taken game birds or mammals into food, and makes a violation of the possession limits subject to punishment as either a misdemeanor or an infraction. *Status:* Enacted; Chapter 346, Statutes of 2013.

SB 427 (Monning): Expands the definition of vessels to which laws regarding operation and equipment requirements apply, and modifies requirements for use of personal flotation devices. *Status:* Enacted; Chapter 256, Statutes of 2013.

SB 457 (Monning): Requires that any local agency that receives grant funds from the Department of Boating and Waterways (DBW) to report and collect data on any boating accident to which it responds or which it has received a report, and provide this data to the DBW. *Status:* Enacted; Chapter 165, Statutes of 2013.

SB 599 (Evans): Expands the oversight role of the State Park and Recreation Commission (Commission) and requires the Commission to meet at least quarterly. *Status:* Held in Assembly Appropriations Committee.

SB 620 (Wright): Amends state laws governing water replenishment districts' annual budget reserves, financial review, and the penalties a district can impose on water-producing facility operators. *Status:* Enacted; Chapter 638, Statutes of 2013.

SB 749 (Wolk): Makes several procedural changes to the California Endangered Species Act (CESA); extends the sunset date on the authority for accidental take of listed species in the course of otherwise lawful and routine agricultural activities; and enacts other provisions related to agricultural leasing of state lands and protection of habitat for upland game birds and nesting waterfowl. *Status:* Enacted; Chapter 387, Statutes of 2013.

SB 750 (Wolk): Requires, as of January 1, 2015, that individual water meters, also called submeters, be installed on all new multifamily residential units or mixed commercial and multifamily units and requires that landlords bill residents for the increment of water they use. Specifies landlord and tenant rights and obligations. *Status:* Failed passage in Assembly Water, Parks & Wildlife Committee; reconsideration granted; 2-year bill.

SB 753 (Steinberg): Provides the Central Valley Flood Protection Board (Board), with new and clarified authorities for addressing unauthorized and unforthcoming structures built in or on levees or other areas of the flood control system which are under the jurisdiction of the Board. *Status:* Enacted; Chapter 639, Statutes of 2013.

SB 814 (Senate Natural Resources and Water Committee): Authorizes a cucumber fishing permit holder's estate to transfer the decedent's permit to a qualified person, delays implementation of ballast water performance standards for vessels that discharge ballast water in the state, makes minor clean-up amendments to various code section related to public resources management. *Status:* Enacted; Chapter 472, Statutes of 2013.