

LEGISLATIVE SUMMARY REPORT



2009 Legislative Year

A compilation of legislation from the first half of the 2009-2010 Legislative Session affecting the Department of Toxic Substances Control

State of California

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Introduction

This report summarizes all bills considered by the California State Legislature during the first legislative year of the 2009-10 Legislative Session that either directly or indirectly affect the Department of Toxic Substances Control's (DTSC) mission and programs. Bills noted as "Chaptered" were passed by the Legislature and signed by the Governor. Bills noted as "Vetoed" were passed by the Legislature but were rejected by the Governor (veto messages are included at the end of this report). Bills noted as "Dead" either failed passage in a policy or fiscal committee or on the floor of either house of the Legislature, or were no longer pursued by their authors. Bills noted as "2-year bills" have been tabled for the first year of the current legislative session, either because they did not meet their deadlines or because the author wants more time to work on them. These 2-year bills will get a second chance to be taken up at the beginning of the next legislative year within the current legislative session.

The report lists the bills in numerical order and by subject area. All signed bills, except for urgency, tax levy, election, and appropriation measures, which take effect upon the date of signing, take effect on January 1, 2010. Occasionally, different legislation amends the same section of law. In most of these instances, the language from the bill that was chaptered last (the higher chapter number) takes precedent and becomes the law.

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

*DTSC's 2009 Legislative Summary can also be viewed on its Internet site:
<http://www.dtsc.ca.gov>*

Acronyms

AB	Assembly Bill
ARB	Air Resources Board
BDOs	Boards, Departments and Offices within Cal/EPA
BOE	Board of Equalization
BTH	Business, Transportation and Housing Agency
Cal/EPA	California Environmental Protection Agency
CEC	California Energy Commission
CEQA	California Environmental Quality Act
CHP	California Highway Patrol
CIWMB	California Integrated Waste Management Board
CUPA	Certified Unified Program Agency
DOC	Department of Conservation
DFG	Department of Fish and Game
DGS	Department of General Services
DHS	Department of Health Services
DPH	Department of Public Health
DPR	Department of Parks and Recreation
DTSC	Department of Toxic Substances Control
DWR	Department of Water Resources
EIR	Environmental Impact Report
HCD	Department of Housing and Community Development
OEHHA	Office of Environmental Health Hazard Assessment
OES	Office of Emergency Services
OHS	Office of Homeland Security
RWQCB	Regional Water Quality Control Board
SB	Senate Bill
SR	Senate Resolution
SOR	Senate Committee on Rules
SEQ	Senate Committee on Environmental Quality
State	State of California
SWRCB	State Water Resources Control Board
US EPA	United States Environmental Protection Agency
UST	Underground Storage Tank

Assembly Bills

AB 3 (V. Manuel Perez) Renewable Energy Workforce Readiness Initiative. Vetoed.

AB 3 would have required the California Workforce Investment Board, by July 1, 2010, in consultation with the Green Collar Jobs Council, to establish a Renewable Energy Workforce Readiness Initiative to ensure green collar career placement and advancement opportunities within California's renewable energy industry.

AB 5 (Evans) Electronic Civil Discovery. Chapter 5.

AB 5 establishes procedures for discovery of electronically stored information, as defined, in addition to documents, tangible things, and land or other property, in the possession of any other party to the action.

AB 19 (Ruskin) Carbon Labeling Act of 2009. 2-Year Bill.

AB 19 would require the ARB to develop and implement a program for the voluntary assessment, verification, and standardized labeling of the carbon footprint, as defined, of consumer products sold in this state.

AB 25 (Gilmore) Mandatory minimum civil penalties. 2-Year Bill.

AB 25 would prohibit the SWRCB from imposing a mandatory minimum penalty for a violation for which an action to impose liability is not requested or imposed within one year of the date the violation is received. The bill would also set parameters within which a state or regional water board could impose a mandatory minimum penalty.

AB 31 (Price) Public contracts. Chapter 212.

AB 31 increases the maximum amount, from \$100,000 to \$250,000, of a public contract that can be awarded by a state agency to a certified small business, including a microbusiness and a disabled veteran business enterprise, without complying with specified competitive bidding requirements.

AB 35 (Furutani) Workforce preparation. 2-Year Bill.

AB 35 would declare the intent of the Legislature to enact legislation to develop a strategic plan in the education system for workforce preparation.

AB 53 (Portantino) State employment: salary freeze. 2-Year Bill.

AB 53 would, until January 1, 2012, prohibit a state employee whose base salary on or after the effective date of the bill is greater than \$150,000 per year from receiving a salary increase while employed in the same position or classification, and from receiving payment for overtime work. The bill would exempt from this prohibition a person whose compensation is governed by an operative memorandum of understanding, has been exempted by executive order of the Governor, or whose salary is set pursuant to the California Constitution.

AB 55 (Jeffries) Water supply planning. 2-Year Bill.

AB 55 would revise the definition of “project” subject to CEQA to provide that specified enterprises are within the scope of that definition only if the projected water demand of the development would be greater than, or equivalent to, the amount of water required by a 500 dwelling unit project.

AB 68 (Brownley) Single-use carryout bags. 2-Year Bill.

AB 68 requires a retailer to charge a fee of no less than \$0.25 per single-use carryout bag, with exemptions for certain customers. The moneys would be deposited into the Bag Pollution Fund, which would be expended by the CIWMB for reusable bag giveaways and other related programs.

AB 85 (Tom Berryhill) Junk dealers. Chapter 78.

AB 85 corrects erroneous cross-references and deletes duplicate provisions within the state laws regulating junk dealers.

AB 87 (Davis) Single-use carryout bags. 2-Year Bill.

AB 87 requires a retailer to charge a fee of no less than \$0.25 per single-use carryout bag, with exemptions for certain customers. The moneys would be deposited into the Bag Pollution Fund, which would be expended by the CIWMB for environmental mitigation activities. The bill also requires manufacturers of single-use carryout bags to develop educational materials to encourage recycling.

AB 88 (Committee on Public Employees, Retirement, and Social Security) memoranda of understanding. 2-Year Bill.

AB 88 would approve provisions that require the expenditure of funds pursuant to memoranda of understanding entered into between the state employer and State Bargaining Units 1, 3, 4, 11, 14, 15, 17, 20, and 21, the Service Employees International Union, Local 1000.

AB 96 (Ruskin) Gasoline: underground storage tanks. Chapter 69.

AB 96 deletes an ownership requirement from the eligibility criteria for a grant and loan program for small businesses to pay specified costs of complying with underground storage tank regulations.

AB 102 (Smyth) Santa Susana State Park. 2-Year Bill.

AB 102 would require the Director of Parks and Recreation, by January 1, 2012, to establish the Santa Susana State Park Advisory Committee, which would be responsible for assisting, in an advisory capacity, to plan for interim and permanent land uses and facilities, as well as a

state park at the site through the general planning process for the Santa Susana Field Laboratory site in Ventura County.

AB 147 (Saldana) E-waste. Vetoed.

AB 147 would have required that a manufacturer of a covered electronic device subject to California's Restrictions on the use of Certain Hazardous Substances under the Electronic Waste Recycling Act provide specified information to DTSC.

AB 176 (Silva) Maintenance of the codes. Chapter 88.

AB 176 makes clarifying, nonsubstantive, technical statutory changes pursuant to the recommendations of the California Law Revision Commission.

AB 177 (Price) Economic development. 2-Year Bill.

AB 177 would create the California Urban Communities Collaborative Initiative in state government. The bill would establish an Inter-Agency Initiative Workgroup, partnership, and local committees for designated project areas and assign these entities specified duties with respect to coordinating and improving government efforts for at-risk urban communities, as defined. These provisions would remain in effect until January 1, 2016.

AB 181 (Bass) Budget Act of 2009. 2-Year Bill.

AB 181 would authorize the Director of Finance to reduce, with specified exceptions, items of appropriation for state operations, and would make the director's authority to make those reductions contingent on the imposition of no more than 2 furlough days per month on state employees.

AB 186 (Committee on Budget) State employees' health care. 2-Year Bill.

AB 186 would require that, on and after January 1, 2010, payments to employees made through the Uniform State Payroll System for a master payroll paid on June 30 of each year shall be issue dated on July 1.

AB 237 (Carter) Vehicles: inspections of loads. 2-Year Bill.

AB 237 would make specified provisions that authorize the CHP to stop a vehicle transporting certain items applicable to a vehicle that is transporting metal products or metal alloy products.

AB 256 (Bill Berryhill) Hazardous materials: farms. 2-Year Bill.

AB 256 would exempt certain farms from providing a Hazardous Materials Business Plan if the farm has less than the specified maximum amounts of certain hazardous materials that are on-site for fewer than 10 days at a time.

AB 268 (Gaines) Onsite sewage treatment systems. 2-Year Bill.

AB 268 would repeal provisions that require the SWRCB to adopt regulations or standards for the permitting and operation of specified onsite sewage treatment systems.

AB 283 (Chesbro) Extended producer responsibility. 2-Year Bill.

AB 283 would enact the California Product Stewardship Act of 2009 and require the CIWMB to implement the Extended Producer Responsibility Framework Program to foster producer responsibility and reduce end-of-life environmental impacts of products.

AB 289 (Galgiani) High speed rail. 2-Year Bill.

AB 289 would require the High Speed Rail Authority, to the extent possible, to use the proceeds of bonds from the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century to match federal funds made available from the American Recovery and Reinvestment Act of 2009.

AB 290 (Davis) Neighborhood Stabilization Program grants. 2-Year Bill.

AB 290 would declare the intent of the Legislature to enact legislation that directs a portion of the federal program's funding to accomplish specified objectives relating to the building and green-collar trades, the provision of affordable, energy-efficient housing, and the revitalization of low- to moderate-income areas.

AB 305 (Nava) Hazardous materials: statute of limitations. Chapter 429.

AB 305 extends the statute of limitations for violations of Hazardous Material Release Response Plans requirements and authorizes the imposition of a jail sentence in addition to a monetary fine for the violation of oil spill prevention reporting requirements.

AB 309 (Price) Public contracts. 2-Year Bill.

AB 309 would require all state agencies, departments, boards, and commissions to establish and achieve an annual goal of 25% small business participation in state procurements and contracts, to ensure that the state's procurement and contract processes are administered in order to meet or exceed the goal, and to report to the Director of General Services statistics regarding small business participation in his or her agency's procurements and contracts.

AB 376 (Nava) Voluntary greenhouse gas emission offsets. 2-Year Bill.

AB 376 would require a person selling a voluntary offset in the state to clearly and conspicuously disclose specific information in any marketing materials for the voluntary offset, and to ensure that each voluntary offset sold has a unique serial number and is registered with and tracked by a registry. The bill would require a registry to meet certain documentation and tracking requirements, and would prohibit a person from selling, allocating, awarding,

transferring, or claiming a voluntary offset for retirement more than once. AB 376 would authorize a person to resell a voluntary offset that has been previously sold if all rights and benefits associated with the voluntary offset are sold each time the offset is sold. Finally, the bill would subject any person who violates those provisions to a civil penalty of up to \$10,000 for each violation.

AB 387 (Hagman) Peace officer volunteers. 2-Year Bill.

AB 387 would require the Commission on Peace Officer Standards to establish training standards and develop a course of instruction for peace officer volunteers. The bill would specify that the local governmental entity utilizing the peace officer volunteers shall be responsible for the costs associated with their training.

AB 400 (De Leon) State agencies: FISCal funds. Chapter 440.

AB 400 requires the Financial Information System for California to include a state budget transparency component that allows the public to access nonconfidential expenditure data.

AB 410 (De La Torre) Recycled water. 2-Year Bill.

AB 410 would require the DWR, in providing grants to specified hydrologic regions, to give additional consideration to proposals for the preparation of salt and nutrient management plans consistent with the recycled water policy of the SWRCB.

AB 431 (Fletcher, Hall) State funds: electronic report. 2-Year Bill.

AB 431 would declare the intent of the Legislature to enact legislation to require that all state income and expenditure data be made available to the public in an electronic format.

AB 435 (De La Torre) Public utilities: transmission facilities. 2-Year Bill.

AB 435 would require an electrical corporation to evaluate the cost and feasibility of retrofitting existing transmission facilities with high-technology conductors and other advanced transmission technology, and to evaluate whether using high-technology conductors or other advanced transmission technology would expedite the delivery of electricity generated by eligible renewable energy resources. AB 435 also would enable the utility to increase transmission capacity without building new transmission towers.

AB 460 (Anderson) Water softeners. 2-Year Bill.

AB 460 would express the intent of the Legislature to enact legislation that would require new residential water softening equipment sold in California to have a minimum salt efficiency rating of no less than 4,400 grains of hardness removed per pound of salt used in regeneration. This bill would also express the intent of the Legislature to enact legislation that would achieve a 20% reduction in the per capita use of salt in water softening equipment.

AB 461 (Gaines) Economic Crime Act of 1992: reenactment. 2-Year Bill.

AB 461 would reenact the provisions of the Economic Crime Act of 1992 and provide for their repeal on January 1, 2019, unless a later enacted statute, enacted before January 1, 2019, deletes or extends the date.

AB 463 (Tran) Vehicles: hazardous materials. Chapter 111.

AB 463 provides that the CHP is not prevented from issuing a new or initial license to transport hazardous materials to a motor carrier that applies for a license to transport hazardous materials and that, within the previous three years, has been issued an unsatisfactory rating as a result of specified inspections, if the motor carrier has corrected the unsatisfactory rating before applying for the license to transport hazardous materials.

AB 468 (Hayashi) Public employees: employer contributions. Chapter 320.

AB 468 requires the employer contribution for postretirement health benefit coverage for an annuitant of the Alameda County Transportation Improvement Authority who is first hired on or after November 1, 2004, to be based on percentages associated with the annuitant's credited years of service.

AB 474 (Blumenfield) Water efficiency improvements. Chapter 444.

AB 474 authorizes the legislative body of any public agency to determine that it would be in the public interest to designate an area within which authorized city officials and free and willing property owners may enter into contractual assessments to finance the installation of water efficiency improvements that are permanently fixed to real property, as specified. The bill also requires a legislative body to perform additional record keeping duties and provide specified notice to any entity that provides energy or water within the boundaries of the area within which contractual assessments may be entered into.

AB 499 (Hill) CEQA. 2-Year Bill.

AB 499 would place specified requirements on a petitioner or plaintiff pertaining to an action or proceeding challenging the determination, finding, or decision of a public agency pursuant to CEQA.

AB 502 (Furutani) State employees. 2-Year Bill.

AB 502 would approve provisions of a memorandum of understanding entered into between the state employer and State Bargaining Unit 9, the Professional Engineers in California Government.

AB 536 (Arambula) Hazardous waste: financial assurances. 2-Year Bill.

AB 536 would require DTSC to accept a financial test from a local government owner of a hazardous waste facility in order to satisfy the financial assurances obligation for a post-closure permit on a facility.

AB 580 (Huber) Onsite sewage treatment systems. 2-Year Bill.

AB 580 would require that onsite sewage treatment systems be classified by the SWRCB into regulatory tiers based on the demonstrated risk each system poses to the public health and environment. The bill would also specify that the exemption criteria to be contained in the regulations may also be established by the SWRCB in addition to the regional boards.

AB 607 (Villines) Education technology. 2-Year Bill.

AB 607 would make technical, nonsubstantive changes to provisions pertaining to The California Technology Assistance Project.

AB 617 (Blumenfeld) Environmental practices. 2-Year Bill.

AB 617 would require the State Chief Information Officer to establish and enforce a state information technology strategic plan to protect the environment and reduce energy use.

AB 626 (Eng) Integrated regional water management. Chapter 367.

AB 626 requires the DWR to achieve statewide allocation of bond moneys by awarding grants to disadvantaged communities within a hydrologic region in a total dollar amount that is not less than 10% of the total dollar amount of grants awarded within that region.

AB 629 (Krekorian) School facilities. 2-Year Bill.

AB 629 would require a school district to conduct a one-time analysis of the level of lead in water in schools that were constructed before January 1, 1993, except schools with plumbing that has been completely replaced since January 1, 1993, and to report the results of the analysis to the State Department of Education, which would be required to make the information available to the public. The DPH would be required to establish testing protocols. Water samples would be required to be analyzed by a laboratory that is certified by the State DPH or the United States EPA.

AB 658 (Hayashi) Air quality. 2-Year Bill.

AB 658 would increase the amount of each grant from the ARB to eligible dry cleaning operations for the purchase of a nontoxic and non-smog-forming process, from \$10,000 to \$20,000.

AB 696 (Hagman) CEQA: arbitration. 2-Year Bill.

AB 696 would allow an applicant for a project and the lead agency, at the time of application, to opt to resolve all disputes arising out of a subsequent EIR for that project before an arbitrator, in lieu of retaining the option to file an action or proceeding arising out of those disputes before a court.

AB 738 (Committee on Environmental Safety and Toxic Materials) Hazardous materials: brownfields cleanup. 2-Year Bill.

AB 738 would authorize DTSC to administer and implement a loan or grant program consistent with federal regulations implementing the Small Business Liability Relief and Brownfields Revitalization Act, using only federal grant funds if available for that purpose.

AB 752 (Caballero) Water quality. 2-Year Bill.

AB 752 would enact the Safe Drinking Water and Water Supply Reliability Act of 2010, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$12,250,000,000 pursuant to the State General Obligation Bond Law to finance a safe drinking water and water supply reliability program.

AB 755 (Brownley) Civil service appointments. Vetoed.

AB 755 would have provided that a temporary assignment or loan of employees for the purpose of providing training, enabling an agency to obtain expertise needed to meet a compelling program or management need, or facilitating the return of injured employees to work, shall not have exceeded four years.

AB 756 (Eng) Public contracts. Vetoed.

AB 756 would have required a state agency, except as specified, to provide a link to a centrally located and accessible state-run Internet Web site that includes a list of the personal services and consulting services contracts, as defined, entered into by the agency. This bill would have required the Director of the Department of General Services to maintain the Internet Web site and to establish the publishing of the contract listing information.

AB 759 (Ma) Public contracts. 2-Year Bill.

AB 759 would revise the definition of an expatriate corporation to require that the entity be domiciled in a jurisdiction that does not have an income tax treaty in force with the United States.

AB 790 (Ruskin) State scientists. 2-Year Bill.

AB 790 would implement the salary determinations of the Department of Personnel Administration for 14 classifications of state scientist supervisory employees covered by the April 28, 2008, Director's Decision of the Department of Personnel Administration, as ordered by the Sacramento County Superior Court on April 24, 2009.

AB 805 (Fuentes) Automobile dismantlers. Chapter 475.

AB 805 requires the DMV to make a thorough investigation of all of the information contained in the application for a new automobile dismantler's license. This bill also requires the DMV to make a thorough investigation of all the information contained in the application for a renewal of a license beginning January 1, 2011.

AB 821 (Brownley) School facilities. 2-Year Bill.

AB 821 would create the Clean and Healthy Schools Act, which would require all school districts and all nonpublic elementary and secondary schools with 50 or more pupils, by the 2011-12 school year, or when it is economically feasible, to purchase and use exclusively environmentally preferable cleaning and cleaning maintenance products, as specified.

AB 828 (Lieu) Green building standards. Vetoed.

AB 828 would have required the State Energy Resources Conservation and Development Commission or any state agency proposing green building standards to seek the input of other state agencies and consult with representatives from specified groups, as prescribed. The bill would have required any agency providing input to recommend to the commission or proposing agency whether the standard should be voluntary or mandatory. The bill would also have authorized the commission to develop and adopt voluntary energy efficiency standards, as described.

AB 835 (Monning) Pesticides: volatile organic compound emissions. 2-Year Bill.

AB 835 would require the ARB to update, in a public hearing, the commercial structural and agricultural use pesticide volatile organic compound emissions inventory on an annual basis. This bill would require any regulation adopted by the ARB or by the DPR, or pesticide product registered by the DPR, that reduces an environmental hazard associated with a pesticide product to not lead to the registration of, or increased use of, any product that is more toxic than that pesticide product.

AB 846 (Torricon) State agencies: civil and administrative penalties. 2-Year Bill.

AB 846 would require DTSC, the ARB, the Department of Industrial Relations, and the SWRCB to update the maximum and minimum amounts of specified civil and administrative penalties for inflation using the Consumer Price Index, as provided.

AB 848 (Niello) Contracts: preferences. 2-Year Bill.

AB 848 would make technical, nonsubstantive changes to the Small Business Procurement and Contract Act.

AB 903 (Chesbro) Compostable plastic bags. 2-Year Bill.

AB 903 would require a manufacturer of a compostable plastic bag meeting specified standards to ensure that the compostable plastic bag is readily and easily identifiable from other plastic bags, and would prohibit a compostable plastic bag sold in the state from displaying a chasing arrow resin identification code or recycling type of symbol in any form.

AB 907 (Chesbro) Used oil. 2-Year Bill.

AB 907 would define the term "rerefined oil" and revise the definition of "used oil hauler" for purposes of the California Oil Recycling Enhancement Act, and would revise and recast the used oil recycling program so that, among other things, it would no longer provide for loans. It also would provide for the development and implementation of an information and education program to promote methods to reduce the amounts of used oil generated and to promote the use of rerefined oil in automotive and industrial lubricants.

AB 925 (Saldana) Single-use plastic beverage container caps. 2-Year Bill.

AB 925 would define terms and would prohibit a retailer, on and after January 1, 2012, from selling or offering for sale a single-use plastic beverage container with a cap that is not tethered to or contiguously affixed to the beverage container.

AB 926 (Ruskin) State contracts. Chapter 490.

AB 926 would expand the reporting requirements of the DGS in the years 2011 and 2012 to include any errors reported to the DGS, as specified.

AB 930 (Saldana) Administrative Procedure Act. Chapter 128.

AB 930 would exempt specific actions taken by the DGS prior to January 1, 1999, with respect to competitive procurement, from the Administrative Procedure Act.

AB 935 (Feuer) Long term health care facilities. 2-Year Bill.

AB 935 would require at least half of the funds in the State Health Facilities Citation Penalties Account and the Federal Health Facilities Citation Penalties Account be used to fund local ombudsman programs pursuant to a specified distribution schedule.

AB 964 (Committee on Public Employees, Retirement and Social Security) State employees: memorandum of understanding. 2-Year Bill.

AB 964 would approve provisions that require the expenditure of funds pursuant to memoranda of understanding entered into between the state employer and State Bargaining Units 1, 3, 4, 11, 14, 15, 17, 20, and 21, the Service Employees International Union, Local 1000.

AB 965 (Committee on Public Employees, Retirement and Social Security) State employees: memorandum of understanding. 2-Year Bill.

AB 965 would approve provisions of a memorandum of understanding entered into between the state employer and State Bargaining Unit 10, the California Association of Professional Scientists.

AB 966 (Committee on Public Employees, Retirement and Social Security) Public employee benefits. Chapter 130.

AB 966 would specify that certain provisions pertaining to final compensation apply to members in state bargaining units 1, 2, 3, 4, 7, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21 who were employed by the state for the first time on or after January 1, 2006, or January 1, 2007.

AB 967 (Ma) Pesticides. 2-Year Bill.

AB 967 would establish the Healthy Parks Act of 2009, which would prohibit the use of certain pesticides on a playground or dog park. The bill would require the owner or operator of a playground or dog park to maintain records of all pesticide use at the playground or dog park for four years and to make the records available to the public upon request. The bill would require the owner or operator of a playground or dog park to post warning signs in an area of pesticide application at least 24 hours prior to application and to maintain the posting until 72 hours after the application.

AB 993 (Fletcher) Solid waste. 2-Year Bill.

AB 993 would make a technical, nonsubstantive change to provisions that require rigid plastic packaging containers sold or offered for sale in this state to meet specified criteria, including, but not limited to, that the container be made from 25% postconsumer material.

AB 1018 (Hill) State finance. 2-Year Bill.

AB 1018 would require the Governor's proposed budget to also include estimates of revenues and expenditures for the three subsequent fiscal years. The bill would also require the Director of Finance to submit to the Legislature revised estimates of revenues and expenditures for the current fiscal year and for the three subsequent fiscal years on or before May 14, July 15, and September 15 of each year.

AB 1047 (V. Manuel Perez) California Infrastructure and Economic Development Bank: local assistance program. 2-Year Bill.

AB 1047 would require the California Infrastructure and Economic Development Bank to establish a local assistance program to provide technical support to small and rural communities in the state in obtaining financing for local infrastructure projects, as defined, subject to specified criteria.

AB 1059 (Silva) Bankruptcy. Chapter 500.

AB 1059 makes technical changes to conform with federal bankruptcy law to correct obsolete references.

AB 1078 (Feuer) Hazardous materials: toxic substances. 2-Year Bill.

AB 1078 would make a technical, clarifying change to the definition of “consumer product” with respect to the Toxics Information Clearinghouse, established by DTSC for the collection, maintenance, and distribution of specific chemical hazard traits and environmental and toxicological endpoint data.

AB 1079 (V. Manuel Perez) California-Mexico border. Chapter 382.

AB 1079 would, contingent upon the execution of an agreement with the City of Calexico for the purpose of providing the necessary funding, require the California-Mexico Border Relations Council to develop a strategic plan containing specific elements to guide the implementation of the New River Improvement Project.

AB 1086 (Miller) Public contracts. Chapter 132.

AB 1086 makes findings and declarations regarding the intent of existing law to encourage contractors and manufacturers to develop and implement new and ingenious materials, products, and services, as specified, at a lower cost to taxpayers.

AB 1091 (Ruskin) Climate change. 2-Year Bill.

AB 1091 would authorize the Natural Resources Agency to develop and amend as necessary a climate change adaptation strategy to assess the state's vulnerability to impacts of climate change, including the impacts of projected sea-level rise, on the state's physical and natural infrastructure.

AB 1102 (Duvall) Water quality certifications. 2-Year Bill.

AB 1102 would make technical, nonsubstantive changes to the Porter-Cologne Water Quality Control Act, which designates the SWRCB as the state water pollution control agency for the purposes of the federal Clean Water Act and other federal acts.

AB 1107 (Blakeslee) Environmental protection. 2-Year Bill.

AB 1107 would, at or before the time a rule proposed for adoption is made available to the public at a public workshop or for purposes of public comment, require the CalEPA or a board, department, or office within the agency to complete and place into the rulemaking record an economic analysis of the rule. The bill would also require the agency to solicit public comment on the economic analysis in the same manner as the proposed rule.

AB 1112 (Blakeslee) Hazardous waste: management. 2-Year Bill.

AB 1112 would require DTSC, to the extent that it does not violate a federal law, to classify as nonhazardous waste petroleum contact water and petroleum tank bottoms and sludge, as defined.

AB 1125 (Hernandez) State employees: compensation. 2-Year Bill.

AB 1125 would continuously appropriate from the General Fund and other specified funds to the Controller an amount necessary for the payment of compensation and employee benefits to state employees for work performed on or after July 1 of a fiscal year for which no budget has been enacted.

AB 1131 (Feuer) Green chemistry. 2-Year Bill.

AB 1131 would require DTSC to establish programs for life cycle toxic reduction to reduce the use, generation, release, or disposal of a chemical of concern as identified by DTSC.

AB 1141 (Calderon) Carryout bags. 2-Year Bill.

AB 1141 would extend provisions until January 1, 2017, for an at-store recycling program that provides an opportunity for a customer of the store to return clean plastic carryout bags to the store. The bill would also define the term "single use carryout bag" for those purposes.

AB 1150 (Gaines) Solid waste: recycling and recovery. 2-Year Bill.

AB 1150 would change certain references to the CIWMB to "the Department of Resources Recycling and Recovery" in statute to conform with the changes made by Chapter 21 of the Statutes of 2009. This bill would also require DTSC to assume authority, duties, powers, purposes, responsibilities, and jurisdiction of the CIWMB, as specified, and would change DTSC's name to "the Department of Toxics and Waste Management."

AB 1161 (Buchanan) State employment: adverse actions. 2-Year Bill.

AB 1161 would require an adverse action against a state managerial employee, state confidential employee, or state supervisory employee, to commence within one year of the discovery of the cause for discipline. The bill would also require the notice of the adverse action against those employees based on fraud, embezzlement, or the falsification of records to be served within 3 years after the discovery of the fraud, embezzlement, or falsification.

AB 1164 (Tran) Maintenance of the codes. Chapter 140.

AB 1164 makes nonsubstantive changes in various provisions of the law to effectuate the recommendations made by the Legislative Counsel to the Legislature.

AB 1173 (Huffman) Hazardous materials: fluorescent lighting. Vetoed.

AB 1173 would have required retail sellers of residential fluorescent lamps who receive subsidy funds for specified residential compact fluorescent lamps (CFLs) to adopt an in-store take-back service for all residential fluorescent lamps. The bill would have required manufacturers of subsidized CFLs to implement a comprehensive recycling program and to pay an administrative fee to the CIWMB, who would have been required to oversee the program and maintain an online list of manufacturers not in compliance with these requirements. Finally, AB 1173 would have banned the sale of lighting fixtures that contain preheat ballasts for linear fluorescent lamps in the State of California.

AB 1187 (Huffman) Safe, Clean, Reliable Drinking Water Supply Act of 2010. 2-Year Bill.

AB 1187 would authorize, for the purposes of financing specified water supply reliability and water source protection programs, the issuance of bonds in the amount of \$10,035,000,000 pursuant to the State General Obligation Bond Law.

AB 1188 (Ruskin) Hazardous materials: underground storage tanks. Chapter 649.

AB 1188 temporarily increases a specified petroleum storage fee by \$0.006 per gallon of petroleum stored, between January 1, 2010, and December 31, 2011. The revenue resulting from the increase will be required to be deposited in the Underground Storage Tank Cleanup Fund to be used, upon appropriation by the Legislature, for corrective actions undertaken by the SWRCB, a California regional water quality control board, or a local agency, and for the cleanup and oversight of unauthorized releases at abandoned tank sites.

AB 1194 (Strickland) State agency Internet Web sites. 2-Year Bill.

AB 1194 would require each state department and agency to develop and operate an Internet Web site accessible by the public that includes specified information relating to expenditures of state funds, defined to include, among other things, grants, contracts, subcontracts, purchase orders, tax refunds, rebates, and credits.

AB 1213 (Skinner) Employment of persons with disabilities. 2-Year Bill.

AB 1213 would provide that the Superintendent of Public Instruction shall be a member of the Committee on Employment of People with Disabilities.

AB 1215 (De La Torre) Public employment: furloughs. 2-Year Bill.

AB 1215 would exempt employees in positions funded at least 95% by sources other than the General Fund from furloughs implemented by any state agencies, boards, and commissions. The bill would also prohibit a state agency, board, or commission from directly or indirectly implementing or assisting in implementing a furlough of those employees.

AB 1221 (Nielsen) Water. 2-Year Bill.

AB 1221 would state the intent of the Legislature to enact legislation that would modify existing laws relating to water in the state.

AB 1242 (Ruskin) State water policy. Vetoed.

AB 1242 would have declared that it is established state policy that every human being has the right to clean, affordable, and accessible water that is adequate for human consumption, cooking, and sanitary purposes. It also would have required all relevant state agencies, including the DWR, SWRCB, and DPH, to employ all reasonable means to implement this policy. Those state agencies would have been required to revise, adopt, or establish policies, regulations, and grant criteria to further this state policy.

AB 1321 (Eng) Environment. 2-Year Bill.

AB 1321 would establish the Advance Infrastructure Mitigation Program and authorize the Natural Resources Agency to administer and implement the program and take certain actions including preparing, approving, and implementing regional advance mitigation plans for planned infrastructure projects. The bill also would authorize the agency to acquire, restore, manage, monitor, and preserve lands, waterways, aquatic resources, or fisheries, or fund those actions, in accordance with an approved regional advance mitigation plan or as otherwise specified, and to establish or fund the establishment of mitigation banks and conservation banks and purchase credits at those types of banks.

AB 1329 (Brownley) Waste management. 2-Year Bill.

AB 1329 would delay the operative date of Chapter 21 of the Statutes of 2009, which will go into effect on January 1, 2010, and will abolish the CIWMB and transfer its duties and responsibilities to the Department of Resources Recycling and Recovery, which will be created in the Natural Resources Agency. These changes would instead go into effect on January 1, 2011.

AB 1343 (Huffman) Solid waste: architectural paint. 2-Year Bill.

AB 1343 would create an architectural paint recovery program that would be enforced by the CIWMB. By January 1, 2011, a manufacturer or designated stewardship organization would be required to submit to the CIWMB an architectural paint stewardship plan.

AB 1382 (Niello) State budget. 2-Year Bill.

AB 1382 would require that the budget submitted by the Governor to the Legislature for the 2011-12 fiscal year and each following year be developed pursuant to performance-based budgeting methods for each state agency. The bill would also require the Department of Finance to utilize the annual report on the measurements of performance-based budgeting methods prepared by the Joint Legislative Budget Committee.

AB 1394 (Bass) California Workforce Investment Board. Vetoed.

AB 1394 would have authorized the California Workforce Investment Board to accept any revenues, moneys, grants, goods, or services from federal and state entities, philanthropic organizations, and other sources, and to deposit these into the Green Collar Jobs Account to be used for purposes relating to the administration and implementation of the strategic initiative, such as the training and development of a skilled workforce to meet the needs of California's emerging green economy.

AB 1420 (Perez) State government. 2-Year Bill.

AB 1420 would request the California Council on Science and Technology to undertake an assessment of the state's innovation infrastructure and seek the cooperation of public colleges and universities and other private entities to perform this task.

AB 1431 (Hill) Air quality. 2-Year Bill.

AB 1431 would require the Port of Oakland to establish emission reduction strategies that are no less stringent than those employed at the Port of Los Angeles and the Port of Long Beach.

AB 1446 (Feuer) Trade secrets. 2-Year Bill.

AB 1446 would establish a procedure to be applied when a person or entity submits any record or information to a state agency that the person or entity has designated as a trade secret. The bill would require documentary support for that designation and, if the agency concurs in the designation, would provide that the record or information shall be exempt from disclosure.

AB 1489 (Smyth) Hazardous materials: methamphetamine laboratories. Chapter 539.

AB 1489 deletes the date by which DTSC is required to develop health-based target remediation standards for iodine, methyl iodide, and phosphine. This bill also increases the methamphetamine level at which property is determined to be safe for human occupancy, from 0.1 micrograms per 100 square centimeters to 1.5 micrograms per 100 square centimeters.

AB 1496 (Skinner) Energy Efficiency. 2-Year Bill.

AB 1496 would make unlicensed contractors who fail to comply with specified building energy efficiency standards subject to a civil penalty of not less than \$2,000 and would specify that the failure of a licensee to comply with the building energy efficiency standards constitutes a cause for disciplinary action.

AB 1507 (Block) Hazardous materials: metal plating facilities. 2-Year Bill.

AB 1507 would revise and recast the Chrome Plating and Metal Finishing Pollution Prevention Grant Program to be administered by DTSC until 2014.

AB 1531 (Portantino) Elections. 2-Year Bill.

AB 1531 would authorize a person who qualifies to vote in the state to register or reregister at the office of the local elections official commencing 14 days prior to election day and continuing through election day or at the person's precinct on election day. A person who registers to vote prior to election day and provides proof of current residence would be permitted to cast a vote-by-mail ballot. A person who registers to vote on election day would be permitted to cast a provisional ballot.

AB 1557 (Committee on Jobs, Economic Development, and the Economy) Federal funding. 2-Year Bill.

AB 1557 would require any state agency that applies for federal funds pursuant to the federal economic stimulus acts of 2008 and 2009, and receives approval, to submit an identification of the federal program for which the application was approved, an identification of the federal administering agency and department, an identification of the amount of funds being made available, and a timeline for receiving the funds to the Department of Finance, the Office of Planning and Research, and the Joint Legislative Budget Committee, within 15 calendar days of its receipt of notification of approval.

AB 1562 (Committee on Labor and Employment) Employment. Vetoed.

AB 1562 would have prohibited an employer from terminating an employee because garnishment of the employee's wages has been threatened or the employee's wages have been subjected to garnishment for the payment of five or fewer judgments at any one time.

AB 1585 (Committee on Accountability and Administrative Review) State government: reporting requirements. 2-Year Bill.

AB 1585 would require that the summary of a report made by a state agency to either house of the Legislature be submitted to the Members of the appropriate house by that agency, rather than by the Legislative Counsel. The bill would also require the Legislative Counsel to maintain the list of state and local agencies' reports in a specified manner.

ABX1 7 (Evans) Budget Act of 2008. Vetoed.

ABX1 7 would have amended the Budget Act of 2008 to make specified appropriations regarding public transit, state highway improvements, land use, parks, pollution, water management, flood protection, community conservation, and community colleges.

ABX1 11 (Evans) Budget Act of 2008. Dead.

ABX1 11 would have expressed the intent of the Legislature to enact statutory changes relating to the Budget Act of 2008.

ABX1 12 (Evans) Tax: withholding on payments for goods and services. Vetoed.

ABX1 12 would have extended a tax withholding requirement of 3% to payments made to a private entity or person pursuant to a contract for goods or services. This bill would have exempted from the withholding requirement, among other payments, the first \$600 of a payment for goods or services made to the contracting party in a calendar year.

ABX2 1 (Portantino) State employment: salary freeze. 2-Year Bill.

ABX2 1 would, until January 1, 2012, prohibit a state employee whose base salary on the effective date of the bill is greater than \$150,000 per year from receiving a salary increase while employed in the same position or classification, and from receiving payment for overtime work or a bonus. The bill would exempt from this prohibition specified persons under certain conditions.

ABX3 36 (Gaines) Integrated waste management: transfer of authority. 2-Year Bill.

ABX3 36 would abolish the CIWMB and transfer all of its authority, duties, powers, purposes, responsibilities, and jurisdiction to the Department of Conservation and DTSC, as described.

ABX3 79 (Blakeslee) California Environmental Protection Agency. 2-Year Bill.

ABX3 79 would, at or before the time a rule proposed for adoption is made available to the public at a public workshop or for purposes of public comment, require CalEPA, or a board, department, or office within the agency, to complete and place into the rulemaking record an economic analysis, as defined, of the rule. The bill also would require CalEPA to solicit public comment on the economic analysis.

ABX3 84 (Gaines) Solid waste. 2-Year Bill.

ABX3 84 would change certain references in statute from the CIWMB to the Department of Resources Recycling and Recovery in conformance with the changes made by Chapter 21 of the Statutes of 2009.

ABX4 11 (Evans) Public resources. Chapter 11, Statutes of 2009-10 Fourth Extraordinary Session.

ABX4 11 changes the reference to the Hazardous Materials Laboratory to the Environmental Chemistry Laboratory and specifies that moneys deposited in the account also may be appropriated to DTSC for the administration of the successor organizations of the specified units of the department, for the implementation of programs administered by those units or successor organizations, and for activities of the department related to pollution prevention and technology development.

ACA 1 (Silva) Legislature. 2-Year Bill.

ACA 1 would provide that no bill that would result in more than \$150,000 of annual expenditures by the state, as determined by the Department of Finance, may be passed unless, by roll call vote entered in the journal, two-thirds of the membership of each house concurs. The Department of Finance would be required to analyze every bill introduced during a regular or special session of the Legislature and each amendment to that bill to determine whether the bill, as introduced or as amended, would result in more than \$150,000 in annual expenditures by the state. This determination would then be submitted to the Senate Committee on Appropriations, the Assembly Committee on Appropriations, the Secretary of the Senate, the Chief Clerk of the Assembly, and the Legislative Counsel.

ACA 4 (Bass) State budget. 2-Year Bill.

ACA 4 would add, as statutes that take effect immediately and are exempt from referendum, statutes enacting the Budget Bill and statutes enacting bills identified in the Budget Bill as containing only changes in law necessary to implement the Budget Bill.

ACR 5 (Torlakson) California Science Education Month. Chapter 5.

ACR 5 proclaimed the month of March 2009 as California Science Education Month and extended the Legislature's support to students of all ages who are interested in science.

ACR 29 (Jones) Health disparities. Chapter 93.

ACR 29 requested that the California Health and Human Services Agency provide leadership to encourage departments within the agency to focus on preventing, reducing, and eliminating health disparities among racial and ethnic population subgroups.

ACR 50 (Skinner) State Scientist Day. Chapter 45.

ACR 50 proclaimed May 20, 2009, as the 21st Annual State Scientist Day.

SENATE BILLS

SB 4 (Oropeza) Public resources. 2-Year Bill.

SB 4 would make it an infraction for a person to smoke on a state coastal beach or in a unit of the state park system. The bill would require that the ban on smoking be in effect in units of the state park system only if the district superintendent of the state park system has posted an order that prohibits smoking in those areas, and public notice of the proposed order has been provided for at least 30 days.

SB 12 (Simitian) Resources. 2-Year Bill.

SB 12 would expand the fee exemption to other provisions relating to water use, including provisions that require the payment of fees to the SWRCB for official services relating to statements of water diversion and use.

SB 22 (Simitian) Hazardous materials: toxic substances. 2-Year Bill.

SB 22 would authorize OEHHA to recommend procedures for expediting the review and identification of hazard traits, including pending and proposed actions by other states, the federal government, and other nations to limit hazardous materials in products.

SB 26 (Simitian) Home-generated pharmaceutical waste. 2-Year Bill.

SB 26 would require the CIWMB to coordinate with other state agencies, local governments, drug manufacturers, and pharmacies to develop sustainable, efficient policies and programs to manage pharmaceutical wastes and the disposal of devices. The bill would authorize a pharmacy to accept the return of home-generated pharmaceutical waste and home-generated sharps waste, as defined.

SB 37 (Strickland) State employees. Chapter 329.

SB 37 requires that the itemized statement of deductions from a state employee's salary or wages shall be provided electronically to each employee who has authorized the direct deposit by electronic fund transfer of his or her salary or wages, as specified, unless the employee has requested, in writing, to receive a paper version of the statement.

SB 40 (Correa) Personal information. Chapter 552.

SB 40 provides that a document created on or after January 1, 2010, that contains more than the last four digits of a social security number is not entitled for recording or filing with a county recorder.

SB 44 (Denham) Integrated waste management. 2-Year Bill.

SB 44 would abolish the CIWMB and transfer all of its authority, duties, powers, purposes, responsibilities, and jurisdiction to the Department of Conservation and DTSC.

SB 47 (Ducheny) 2009-2010 Budget. 2-Year Bill.

SB 47 would make appropriations for support of state government for the 2009-10 fiscal year.

SB 55 (Corbett) Recycling. 2-Year Bill.

SB 55 would make changes to provisions defining the terms and requirements for redemption rates and recycling rates for specified types of beverage containers.

SB 61 (Committee on Budget and Fiscal Review) Budget Act of 2009. 2-Year Bill.

SB 61 would enact changes relating to the Budget Act of 2009.

SB 63 (Strickland) Waste management. Chapter 21.

SB 63 abolishes the CIWMB and transfers its duties and responsibilities to the Department of Resources Recycling and Recovery, which this bill creates in the Natural Resources Agency, under the direction of an executive officer known as the Director of Resources Recycling and Recovery.

SB 72 (Committee on Budget and Fiscal Review) State employees. Chapter 340.

SB 72 requires that, on and after January 1, 2010, payments to employees made through the Uniform State Payroll System for a master payroll paid on June 30 of each year shall be issued on July 1.

SB 133 (Corbett) Groundwater. Chapter 563.

SB 133 authorizes the Alameda County Water District to establish a permit program and to take related action with regard to the construction, operation, decommissioning, abandonment, or destruction of wells, exploratory holes, or other excavations for the purpose of protecting groundwater. The district would be authorized to establish a procedure for the abatement as a public nuisance of any abandoned or unused well, exploratory hole, or other excavation that creates or threatens to create a water contamination hazard.

SB 143 (Cedillo) Hazardous materials: California Land Reuse and Revitalization Act of 2004. Chapter 167.

SB 143 extends the repeal date of the California Land Reuse and Revitalization Act of 2004 to January 1, 2017.

SB 167 (Ducheny) Solid waste: waste tires. Chapter 333.

SB 167 requires the CIWMB's five-year plan to include, as a border activity, the development of projects in Mexico in the California-Mexico border region, including education, infrastructure, mitigation, cleanup, prevention, reuse, and recycling projects, that address the movement of used tires from California to Mexico that are eventually disposed of in California.

SB 228 (DeSaulnier) Plastic bags. 2-Year Bill.

SB 228 would require a manufacturer of a compostable plastic bag to ensure that such a bag is readily and easily identifiable from other plastic bags, which would include labeling with a CIWMB-approved certification logo.

SB 230 (Cogdill) Waste tire haulers. Chapter 41.

SB 230 exempts a person from certain requirements for transporting illegally dumped waste or used tires to an amnesty day event or to an authorized location if that person has filed a report with the local enforcement agency.

SB 231 (Lowenthal) Hazardous waste: generator fees. 2-Year Bill.

SB 231 would require each hazardous waste generator of five tons or more to pay a fee per ton of hazardous waste generated during the previous calendar year, subject to specified exemptions.

SB 236 (Huff) Curriculum. 2-Year Bill.

SB 236 would make a technical, nonsubstantive change to those provisions that define "vocational-technical education" and "career technical education."

SB 267 (Benoit) Environmental protection: green jobs. 2-Year Bill.

SB 267 would state the intent of the Legislature to enact legislation that would define "green jobs."

SB 275 (Walters) Professional engineers. 2-Year Bill.

SB 275 would prohibit the practice of agricultural, chemical, control system, fire protection, industrial, metallurgical, nuclear, petroleum, and traffic engineering by any person who has not passed a specified examination and who is not appropriately licensed by the Board for Professional Engineers and Land Surveyors in the particular discipline.

SB 297 (Wyland) Science and mathematics instruction. 2-Year Bill.

SB 297 would express the intent of the Legislature to enact legislation relating to science and mathematics instruction in public elementary and secondary schools.

SB 301 (Florez) Water. 2-Year Bill.

SB 301 would enact the Water Supply Reliability and Ecosystem Recovery and Restoration Act of 2009, which would authorize the issuance of bonds in the amount of \$15,000,000,000 for the purposes of financing specified water supply reliability and ecosystem recovery and restoration programs.

SB 310 (Ducheny) Water quality. Chapter 577.

SB 310 authorizes a county, city, or special district that is a permittee or co-permittee under a federal national pollutant discharge elimination system permit to develop a watershed improvement plan that addresses major sources of pollutants in water, and to impose fees on activities that generate or contribute to runoff, stormwater, or surface runoff pollution to pay the costs of the preparation or implementation of a watershed improvement plan.

SB 317 (Simitian) Fire Alarm Device Collection Act of 2009. 2-Year Bill.

SB 317 would require the CIWMB, in consultation with other state and federal agencies, to prepare recommendations for the safe end-of-life management of fire alarm devices.

SB 333 (Hancock) Voluntary Greenhouse Gas Emission Offset Program. 2-Year Bill.

SB 333 would create the Voluntary Greenhouse Gas Emission Offset Program Fund, and would provide that funds received by the state on a voluntary basis from the federal government, individuals, businesses, organizations, industry, or other sources for the mitigation of climate change impacts related to greenhouse gas emissions be deposited in this fund. The moneys in the fund would be available, upon appropriation, for expenditure by the Natural Resources Agency for specified projects through a competitive grant process.

SB 338 (Alquist) Energy. 2-Year Bill.

SB 338 would make technical changes to The California Alternative Energy and Advanced Transportation Financing Authority Act to include activities that are utilized for the design, technology transfer, manufacture, production, assembly, distribution, or service of renewable energy projects.

SB 346 (Kehoe) Hazardous materials: motor vehicle brake friction materials. 2-Year Bill.

SB 346 would require DTSC to conduct a baseline survey of the concentration levels of nickel, zinc, copper, and antimony in motor vehicle brake friction materials. The bill would require DTSC to monitor the concentration levels of those metals in motor vehicle brake friction materials to ensure that those levels do not increase by more than 50% above the baseline levels established through the baseline survey.

SB 356 (Wright) Regulations: small businesses. 2-Year Bill.

SB 356 would require an agency considering adopting, amending, or repealing a regulation to consult with parties who would be subject to the regulation.

SB 359 (Romero) Records: disclosure exemptions. Chapter 584.

SB 359 revises the list of exempted records to reflect changes in existing law.

SB 371 (Cogdill) Safe, Clean, Reliable Drinking Water Supply Act of 2009. 2-Year Bill.

SB 371 would, if approved by voters, authorize the issuance of bonds in the amount of \$9,980,000,000 for the purposes of financing specified water supply reliability and water source protection programs, pursuant to the State General Obligation Bond Law.

SB 443 (Pavley) Supermarkets. 2-Year Bill.

SB 443 would require OEHHA to conduct reviews, as defined, that evaluate the potential harm to the public, supermarket employees, custodial staff, and the environment from cleaning products that are used to clean supermarkets. This bill would require, when a review is being performed, a supermarket and a manufacturer of a cleaning product to provide specified information to OEHHA upon request. The bill would require OEHHA to compile a report of the results of the reviews and post the report on its Internet Web site.

SB 456 (Wolk) Safe, Clean, Reliable Drinking Water Supply Act of 2010. 2-Year Bill.

SB 456, if approved by the voters, would authorize the issuance of bonds in the amount of \$9,805,000,000 for the purposes of financing specified water supply reliability and water source protection programs.

SB 466 (Oropeza) Hazardous waste: transportation. 2-Year Bill.

SB 466 would revise the maximum weight allowable for a single shipment of hazardous waste to 10,000 pounds, and would increase the maximum 1,600-gallon hazardous wastewater exception for certain generators to a maximum of 5,000 gallons.

SB 502 (Walters) State agency Web sites. 2-Year Bill.

SB 502 would require each state department and agency to develop and operate a searchable Internet Web site, which must include specified information relating to each expenditure of state funds made by that state department or agency in the most recently completed fiscal year. The site must allow the user to view information in a format that may be downloaded and managed by the user and allow users to provide input regarding the utility of, and recommendations for, improvements to the searchable Internet Web site.

SB 506 (Ashburn) Public employees' retirement. 2-Year Bill.

SB 506 would make technical, nonsubstantive changes to the Public Employees' Retirement Law.

SB 519 (Ashburn) Public employment. Chapter 188.

SB 519 deletes the provisions that would change the law governing the Public Employees' Retirement System on January 1, 2010, and would instead maintain indefinitely the benefits that are currently in effect.

SB 524 (Correa) Solid waste: auto shredder residue. 2-Year Bill.

SB 524 would require the Secretary for Environmental Protection, subject to the availability of funding, to establish an auto shredder residue working group, comprised of representatives of the CIWMB, DTSC, ARB, SWRCB, members of the auto shredder industry, landfill operators, members of the public health and environmental communities, and other interested stakeholders. The bill would require the working group to review and evaluate the existing practices of using treated auto shredder residue as alternative daily cover, determine the effects of proposed actions, and recommend changes to statute, regulation, or agency practice, if any, based on the working group's analysis.

SB 531 (DeSaulnier) Solid waste: at-store recycling program. 2-Year Bill.

SB 531 would require that in developing the educational materials for an at-store recycling program that provides to customers the opportunity to return clean plastic carryout bags, the manufacturer must consult with specified entities. The CIWMB would be authorized to modify and required to approve those educational materials by January 1, 2012. The bill would also set minimum requirements for information to be included in the educational materials.

SB 546 (Lowenthal) Used oil. Chapter 353.

SB 546 makes a number of changes to the used oil management programs in California, including raising the fee paid by lubricating oil manufacturers, increasing the incentive payment for recycling of used oil, authorizing an additional rerefining incentive to facilities that produce rerefined base lubricant, modifying testing requirements on used oil transporters, and establishing certification requirements for out-of-state used oil recycling facilities to receive incentive payments. SB 546 also requires the CIWMB to contract for a comprehensive life cycle analysis of the used lubricating and industrial oil management process.

SB 548 (Huff) California Disabled Veteran Business Enterprise Program. Chapter 595.

SB 548 requires an awarding department, upon completion of an awarded contract for which a commitment to achieve a disabled veteran business enterprise goal was made, to require the prime contractor that entered into a subcontract with a disabled veteran business enterprise to certify to the awarding department certain information pertaining to the contract.

SB 605 (Ashburn) California Environmental Quality Act: biogas pipelines. Chapter 599.

SB 605 extends an exemption until January 1, 2013, and provides that the definition of "pipeline" includes a pipeline located in Fresno, Kern, Kings, or Tulare County that is used to transport biogas.

SB 623 (Ashburn) Civil service appointments. 2-Year Bill.

SB 623 would prohibit limited-term appointments from individually or consecutively exceeding one year except that the Personnel Board would be authorized to make an extension up to 2 years without making an additional appointment if a permanent appointment would be likely to cause a layoff, demotion, or mandatory transfer requiring a change of residence upon the conclusion of the temporary staffing need. The board would also be authorized to make an extension for more than 2 years, but not to exceed 4 years, without making an additional appointment if needed due to funding, to retain the expertise of the incumbent to complete project work that is still in progress, or to prevent the disruption of state operations.

SB 627 (Calderon) Catalytic converters: junk dealers and recyclers. Chapter 603.

SB 627 requires a core recycler that accepts, ships, or sells used catalytic converters to maintain specified information regarding the purchase and sale of the catalytic converters for not less than 2 years. The bill prohibits a core recycler from providing payment for a catalytic converter unless the payment is made by check and the check is mailed or provided no earlier than 3 days after the date of sale, unless the seller is a business and the core recycler obtains a photograph or video of the seller, a written statement regarding the origin of the catalytic converter, and certain other identifying information, as specified SB 627 contains other related provisions.

SB 642 (Denham) Public contracts. 2-Year Bill.

SB 642 would change the Small Business Procurement and Contract Act to increase the maximum amount of the contract from \$100,000 to \$250,000.

SB 643 (Denham) California Prompt Payment Act. 2-Year Bill.

SB 643 would include a disabled veteran business enterprise, as defined under the California Disabled Veteran Business Enterprise Program, among the entities to whom higher penalties are payable under the California Prompt Payment Act, as described.

SB 644 (Denham) Civil service examinations: veterans' preference. Chapter 357.

SB 644 provides that disabled veterans who become eligible for certification for civil service employment by attaining the passing mark established for an entrance examination held on an open, nonpromotional basis shall be allowed 15 additional points, and other veterans shall be allowed 10 additional points.

SB 656 (DeSaulnier) Public employment. Vetoed.

SB 656 would have excluded a bargaining unit which is comprised of a majority of persons who are peace officers from provisions that serve as a means of resolving disputes and enforcing the statutory duties and rights of employers and employees under the Educational Employment Relations Act, the Higher Education Employer-Employee Relations Act, the Ralph C. Dills Act, and the Meyers-Milias-Brown Act.

SB 686 (DeSaulnier) Environment: CEQA exemption: addition and deletion. 2-Year Bill.

SB 686 would make technical, nonsubstantive changes to the provision regarding the addition or deletion of a class of projects under California Environmental Quality Act.

SB 705 (Lowenthal) Employee rights. 2-Year Bill.

SB 705 would provide that exhaustion of an employer's internal administrative remedies or judicial review of a decision of an administrative agency is not a precondition, and does not need to be judicially reviewed by a petition for a writ of mandate, for the filing of a civil action alleging a violation of a right that the Legislature determines to be based on a fundamental public policy of the state.

SB 719 (Huff) State agency Internet Web sites. 2-Year Bill.

SB 719 would require each state department and agency to develop and operate a searchable, public Internet Web site that includes specified information relating to expenditures of state funds, defined to include, among other things, contracts, grants, purchase orders, subcontracts, and tax refunds, rebates, and credits.

SB 723 (DeSaulnier) Electronic waste recovery payments. 2-Year Bill.

SB 723 would require CIWMB, in collaboration with DTSC, to establish an electronic waste recovery payment schedule to cover the net cost of an authorized collector on July 1 of every year.

SB 730 (Wiggins) Sonoma County Energy Efficiency Pilot Project Act. 2-Year Bill.

SB 730 would establish the Sonoma Energy Efficiency Pilot Project Act of 2010 and would require the Public Utilities Commission, in cooperation with the Sonoma County Water Agency, to institute a rulemaking proceeding for the creation of a pilot project to grant rebates for the installation of energy-efficient heating and cooling systems in Sonoma County.

SB 735 (Steinberg) Safe, Clean, and Reliable Drinking Water Supply Act of 2010. 2-Year Bill.

SB 735 would, if approved by the voters, authorize the issuance of bonds in the amount of \$9,785,000,000 to finance a water supply reliability and water source protection program.

SB 755 (Negrete McLeod) State contracts. 2-Year Bill.

SB 755 would establish statewide participation goals of not less than 1% for persons with developmental disabilities business enterprises to participate in contracts awarded by a state agency for goods and services. The bill would require, until June 30, 2014, that each state agency awarding contracts take specified actions to encourage that participation.

SB 757 (Pavley) Lead wheel weights. Chapter 614.

SB 757 prohibits the manufacture, sale, or installation in California of a wheel weight that contains more than 0.1% lead. The bill provides for injunctive relief as well as civil and administrative penalties for violation of that provision. SB 757 requires all civil and administrative fines collected to be deposited in the Hazardous Waste Control Account for expenditure by DTSC, upon appropriation by the Legislature, to implement and enforce the act.

SB 772 (Leno) Home furnishings: fire retardant. 2-Year Bill.

SB 772 would exempt strollers, infant carriers, bassinets, and nursing pillows from provisions in the Home Furnishings and Thermal Insulation Act, which requires that specified furniture sold or offered for sale for use in this state be fire-retardant. The bill would require labeling of those products that are exempt and are not fire-retardant.

SB 773 (Florez) Workers' compensation. 2-Year Bill.

SB 773 would state the intent of the Legislature to enact legislation that would adjust the amount of permanent partial disability benefits paid to workers.

SB 777 (Wolk) State budget. 2-Year Bill.

SB 777 would require that the budget submitted by the Governor to the Legislature for the 2014-15 fiscal year and each fiscal year thereafter be developed pursuant to performance-based budgeting methods, as defined, for each state agency and court.

SB 790 (Pavley) Stormwater resource plans. Chapter 620.

SB 790 authorizes grants for projects designed to implement or promote low-impact development for new or existing developments that will contribute to the improvement of water quality or reduce stormwater runoff and for projects designed to implement specified stormwater resource plans.

SB 792 (Leno) Tidelands and submerged lands. Chapter 203.

SB 792 repeals the Hunters Point Conversion Act of 2002 and the Hunters Point Shipyard Public Trust Exchange Act. This bill also repeals the provision authorizing the Director of Parks and Recreation to enter into agreements concerning that project in the City and County of San Francisco.

SB 797 (Pavley) Product safety: bisphenol A. 2-Year Bill.

SB 797 would enact the Toxin-Free Infants and Toddlers Act, which would, except as specified, prohibit the manufacture, sale, or distribution of any bottle, cup, or liquid, food, or beverage in a can, jar, or plastic bottle that contains bisphenol A, or that is lined with a material that contains bisphenol A, at a level above 0.1 parts per billion. It would also prohibit, except as specified, the manufacture, sale, or distribution of liquid infant formula in a can or plastic bottle containing bisphenol A or lined with a material containing it. SB 797 would also require manufacturers to use the least toxic alternative when replacing bisphenol A in containers in accordance with this bill.

SB 832 (Committee on Environmental Quality) Public lands. Chapter 643

SB 643 makes various changes to the financial and administrative provisions of the California Pollution Control Financing Authority Act.

SBX1 3 (Ducheny) Budget Act of 2008: revisions. Vetoed.

SBX1 3 would have amended the Budget Act of 2008 to make adjustments to certain items of appropriations.

SBX1 4 (Ducheny) Environmental quality: surplus state property. Vetoed.

SBX1 4 would have exempted from CEQA, unless a specified condition exists, the disposition of a parcel of surplus state real property if the project consists exclusively of the sale or transfer of that property by a state agency.

SBX1 7 (Ducheny) Budget Act of 2008: state and local government. Vetoed.

SBX1 7 would have authorized the State Controller to loan moneys in various funds to the General Fund for specified purposes.

SBX1 11 (Ducheny) User fee: gasoline and diesel fuel. Vetoed.

SBX1 11 would have imposed a user fee of \$0.39 per gallon on gasoline and \$0.31 per gallon on diesel fuel and required the State Board of Equalization to adjust the amount of the fee every 3 years consistent with the California Consumer Price Index. The bill would have required revenues from the fee to be distributed pursuant to specified formulas.

SBX2 1 (Wyland) State auditor: duties. 2-Year Bill.

SBX2 1 would have required the State Auditor, on or before January 1, 2010, and every 2 years thereafter, to conduct a performance evaluation of every state government program and expenditure, to submit a report of the results of that evaluation to the Legislature, and to make the report easily available to the public.

SBX3 39 (Denham) Integrated waste management: transfer of authority. 2-Year Bill.

SBX3 39 would have abolished the California Integrated Waste Management Board and transferred all of its authority, duties, powers, purposes, responsibilities, and jurisdiction to the Department of Conservation and the Department of Toxic Substances Control.

SBX7 2 (Cogdill) Safe, Clean, and Reliable Drinking Water Supply Act of 2010. Chapter 3.

SBX7 2 enacts the Safe, Clean, and Reliable Drinking Water Supply Act of 2010, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$11,140,000,000 pursuant to the State General Obligation Bond Law to finance a safe drinking water and water supply reliability program.

SCA 2 (Wyland) Revised biennial session. 2-Year Bill.

SCA 2 would require the Legislature to convene in regular biennial session, but would require, commencing on December 6, 2010, that the sessions held in odd-numbered years be budget sessions, and sessions held in even-numbered years be general sessions. The measure would require the Legislature in the budget session to adopt Budget Bills for each of the 2 subsequent fiscal years.

SCAX1 2 (Wyland) Revised biennial session. 2-Year Bill.

SCA X1 2 would require the Legislature to convene in regular biennial session, but would require, commencing on December 6, 2010, that the sessions held in odd-numbered years be budget sessions, and sessions held in even-numbered years be general sessions. The measure would require the Legislature in the budget session to adopt Budget Bills for each of the 2 subsequent fiscal years.

SCAX2 2 (Wyland) Revised biennial session. 2-Year Bill.

SCA X2 2 would require the Legislature to convene in regular biennial session, but would require, commencing on December 6, 2010, that the sessions held in odd-numbered years be budget sessions, and sessions held in even-numbered years be general sessions. The measure would require the Legislature in the budget session to adopt Budget Bills for each of the 2 subsequent fiscal years.

SCR 60 (Negrete McLeod) Inherently Safer Technology. 2-Year Bill.

SCR 60 would urge the state, county, and local governments, the owners and operators of water utility facilities, and the chemical companies that supply these utilities, to mitigate the potential harm involved in the release of hazardous substances by substituting Inherently Safer Technology.

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Comment [Maggie1]: Delete was a gut and amend

Comment [Maggie2]: Also duplicate

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VETO MESSAGES

To the Members of the California State Assembly:

I am returning **Assembly Bill 3** without my signature.

I fully support the intent of Assembly Bill 3 to train low-income workers, people adversely impacted by the recent historic recession, and disadvantaged members of our population for good paying occupations in the California emerging green economy. My Administration is currently working with the California Workforce Investment Board and its Green Collar Jobs Council (Council) toward these ends. At my direction, the Council's membership includes key stakeholders from education, labor, state agencies, private industry, economic development and philanthropic entities. I believe it is unnecessary to legislatively establish additional mandates on existing efforts to accomplish these objectives.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill 147** without my signature.

This bill requires manufacturers of electronic devices to submit documentation at the request of the Department of Toxic Substances Control (DTSC) demonstrating that the sale of their product is legal in California. The ability to obtain basic information is fundamental to DTSC's ability to assess a manufacturer's compliance with state laws and inform the Green Chemistry Initiative. In order to obtain this information, the bill requires DTSC to have "reasonable cause," as prescribed in the bill, before making a request. I appreciate and agree with the author's attempt to address manufacturer concerns about open-ended calls for information about specific products.

Unfortunately, under the definition of "reasonable cause" in the bill, DTSC's ability to request and be provided information regarding the contents of covered electronic devices under California's Electronic Waste Recycling Act would be significantly limited.

For this reason, I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill 755** without my signature.

This bill unnecessarily limits the State's flexibility in the use of non-state personnel with distinct expertise and experience. In certain instances, state civil service employees may not provide the same level of expertise and may be more costly. The ability for the state to benefit from the expertise of non-state employees should not be restricted.

For these reasons, I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill 756** without my signature.

While I am supportive of greater transparency in government, this legislation would be duplicative of current reporting practices and increases workload and costs to departments at a time when the state continues to experience a significant budget shortfall. My Administration is currently implementing many of the provisions of this legislation within the existing appropriation of the Department of General Services to increase transparency.

For this reason I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill 828** without my signature.

AB 828 is intended to require any state agency proposing green building standards to seek the input of other state agencies, environmental advocacy groups, the building construction and design industries, and other interested public parties. Also, the bill would require that green building standards be intended to protect the public's health and safety, minimize a building's impact on the environment through efficient use of natural resources, promote occupant health, and reduce strain on the local infrastructure while utilizing best available technology and building practices.

The California Building Standards Commission and other state agencies proposing building standards currently follow strict requirements for the development of all regulations, including building standards. Also, they utilize work groups and focus groups extensively in the development process. These meetings are open to all who want to participate. In addition, the bill emphasizes that green building standards are to include, but not be limited to, site planning, water efficiency, energy efficiency, materials and resource efficiency, reduction of toxic chemicals, indoor air quality, and environmental quality. The state's current green building standards encompass these aspects of green building. Because of this, I find the bill to be redundant of current regulatory development and adoption processes, and therefore unnecessary.

For this reason I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill 1173** without my signature.

This bill creates a new program for the recycling of certain residentially-generated fluorescent lamps. While I applaud the author's intent, this bill inappropriately links a waste and toxics reduction program to California's world-renowned energy efficiency efforts. Current law requires the state's investor-owned and publicly-owned utilities to charge consumers a public goods charge and use a portion of the money collected on energy efficiency programs. One of those programs has traditionally been to incentivize the purchase of more energy-efficient compact fluorescent lamps (CFLs) by providing monetary incentives to both manufacturers and retailers to reduce the increased costs of CFLs to the consumer. By tying CFL recycling mandates to a manufacturer or retailers' participation in CFL energy efficiency programs, this bill creates a reverse incentive that could force manufacturers and retailers to choose not to participate in either program. The result is no new improvement to CFL recycling and a potential increase in the costs of CFLs to consumers, which decreases CFL sales and undermines our energy-efficiency efforts.

For these reasons, I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill 1242** without my signature.

This bill would declare it to be the established policy of the State that every human being has the right to clean, affordable, and accessible water for human consumption. Existing law establishes that domestic water use has the highest priority over other water uses. When California's water laws were established in 1943, this policy was enshrined in law.

I wholeheartedly support the underlying premise of this bill: We should be doing everything we can to ensure that our communities have access to clean, affordable water for our citizens. But the language of this bill will undoubtedly lead to potentially costly and constant litigation. This moves our limited state resources away from the day to day operations of achieving our clean water goals and puts them in the courtroom. Additionally, while providing safe drinking water is fundamental to our laws and to human health, this bill would not enhance our current efforts in achieving this goal. The State Water Resources Control Board, the California Department of Public Health, and the Department of Water Resources are actively awarding grant funds and implementing policies and programs to protect and improve the long-term quality of drinking water supplies. Our most pressing barrier in achieving this goal is not desire, it is funding.

For this reason, I am signing AB 626 (Eng) and AB 1438 (Conway). AB 626 makes important changes to existing law that increase funding from Proposition 84 for disadvantaged communities in each hydrologic region in the state. AB 1438 modifies the Safe Drinking Water State Revolving Fund to provide more resources to water system operators serving disadvantaged communities that often lack the resources for vital, costly water system improvements. I believe these bills will provide some additional needed tools to achieve the well-intended purpose of this measure. The need for additional funding also places heightened importance on the need for a water infrastructure bond that includes a robust investment in increasing water quality and water supply reliability.

For these reasons, I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill 1394** without my signature.

This bill would add a representative of the Department of Industrial Relations (DIR) to the Green Collar Jobs Council (GCJC). The bill also would create the Green Collar Jobs Account in the State Treasury and would authorize the California Workforce Investment Board (CWIB) to accept any revenues, moneys, grants, goods or services from federal or state governmental entities, philanthropic organizations, and other sources. This bill is unnecessary. The Employment Development Department currently administers all funding for grants and workforce initiatives with Workforce Investment Act funds. Further, it is inappropriate to include the DIR as a member of the GCJC as they are not currently a member of the CWIB. The GCJC already has the authority to consult with DIR as needed.

For these reasons, I am returning this bill without my signature.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill 1562** without my signature.

Existing state and federal law protects employees from termination due to a single wage garnishment. This bill would prohibit an employer from terminating an employee because garnishment of the employee's wages has been threatened or the employee's wages have been subjected to garnishment for the payment of five or fewer judgments at any one time.

This bill is similar to legislation I vetoed last year. While this measure is potentially less burdensome than last year's bill, this measure would still require California employers to engage in additional time-consuming, costly administrative processes.

For these reasons, I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill X1 7** without my signature because it is part of a package of bills that does not deal with California's current budget and economic crisis.

This package of bills punishes Californians by raising revenue without providing permanent and ongoing cuts, does not create jobs or stimulate our economy, does not allow government to run more efficiently in California, and makes no attempt to keep people in their homes.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Assembly:

I am returning **Assembly Bill X1 12** without my signature because it is part of a package of bills that does not deal with California's current budget and economic crisis.

This package of bills punishes Californians by raising revenue without providing permanent and ongoing cuts, does not create jobs or stimulate our economy, does not allow government to run more efficiently in California, and makes no attempt to keep people in their homes.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Senate:

I am returning **Senate Bill 656** without my signature.

While I am supportive of employee rights, this bill would create an inconsistent treatment of non-peace officer employees in unions with peace officer majorities and similar non-peace officer employees that are in unions without a peace officer majority. I do not believe a sufficient case can be made why one group should circumvent the existing dispute resolution process that currently exists through the Public Employment Relations Board.

For these reasons, I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Senate:

I am returning **Senate Bill X1 3** without my signature because it is part of a package of bills that does not deal with California's current budget and economic crisis.

This package of bills punishes Californians by raising revenue without providing permanent and ongoing cuts, does not create jobs or stimulate our economy, does not allow government to run more efficiently in California, and makes no attempt to keep people in their homes.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Senate:

I am returning **Senate Bill X1 4** without my signature because it is part of a package of bills that does not deal with California's current budget and economic crisis.

This package of bills punishes Californians by raising revenue without providing permanent and ongoing cuts, does not create jobs or stimulate our economy, does not allow government to run more efficiently in California, and makes no attempt to keep people in their homes.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Senate:

I am returning **Senate Bill X1 7** without my signature because it is part of a package of bills that does not deal with California's current budget and economic crisis.

This package of bills punishes Californians by raising revenue without providing permanent and ongoing cuts, does not create jobs or stimulate our economy, does not allow government to run more efficiently in California, and makes no attempt to keep people in their homes.

Sincerely,

Arnold Schwarzenegger

To the Members of the California State Senate:

I am returning **Senate Bill X1 11** without my signature because it is part of a package of bills that does not deal with California's current budget and economic crisis.

This package of bills punishes Californians by raising revenue without providing permanent and ongoing cuts, does not create jobs or stimulate our economy, does not allow government to run more efficiently in California, and makes no attempt to keep people in their homes.

Sincerely,

Arnold Schwarzenegger

SIGNING MESSAGES

To the Members of the California State Senate:

I am signing **Senate Bill 63**.

This bill eliminates the Integrated Waste Management Board (Board) and transfers its regulatory and programmatic functions to the new Department of Resources, Recycling and Recovery at the Natural Resources Agency.

I proposed legislation earlier this year that would have distributed the Board's responsibilities between the California Environmental Protection Agency and the Natural Resources Agency. The proposal approved by the Legislature instead shifts all of the Board's functions to the Natural Resources Agency.

While the crucial goal of eliminating the Board has been achieved, it is also of the utmost importance to ensure that the new Department most effectively serves its constituencies. To that end, I am directing my staff to work with the Legislature to make any changes to SB 63 necessary to ensure the measure best addresses my Administration's environmental protection goals and that programmatic functions are housed in the most appropriate agency.

Sincerely,

Arnold Schwarzenegger