

ASSEMBLY COMMITTEE ON ENVIRONMENTAL SAFETY AND TOXIC MATERIALS

2007-08 LEGISLATIVE SUMMARY

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**2007-2008 REGULAR LEGISLATIVE SESSION
ASSEMBLY COMMITTEE ON
ENVIRONMENTAL SAFETY AND TOXIC MATERIALS**

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Introduction

During the 2007-08 Regular Legislative Session, 100 measures were referred to the Assembly Committee on Environmental Safety and Toxic Materials. This report contains summaries of the bills referred to, and considered by, the Committee during the 2007-08 Regular Legislative Session. Bills that were passed by the Legislature and became law are followed by the chapter number and year enacted. For bills that did not become law, the last location of the bill in the legislative process is shown. Bills that were referred to, but not heard by, the Committee are not included.

Bills are listed categorically based on the jurisdiction of the Committee. Some bills could have been placed in several subject categories; an effort was made to place each bill in the most appropriate category.

The jurisdiction of the Environmental Safety and Toxic Materials Committee comprises the following:

- Department of Pesticide Regulation

 - Drinking water regulation, toxic contamination of water

 - Emergency response relating to hazardous materials

 - Hazardous waste regulation and remediation

 - Pesticides: processed food and public health

 - Proposition 65

 - Regulation of consumer products containing toxic substances under the Sherman Food, Drug and Cosmetics Law

 - Toxic air contaminants and indoor air quality

 - Toxic substances and hazardous materials, except for workplace safety

 - Underground storage tank regulation and cleanup

A list of acronyms for Departments, Agencies, and terms of art used in the summary follows this Introduction, as does a list of the informational hearings conducted during the 2007-08 Regular Legislative Session.

Additional information on these measures may be obtained online at www.leginfo.ca.gov, or by calling the Assembly Environmental Safety and Toxic Materials Committee at (916) 319-3965.

Acronyms Used in the Legislative Summary

The following acronyms and shortened titles are used in the Legislative Summary:

ARB	Air Resources Board
CalEPA	California Environmental Protection Agency
CDFA	California Department of Food and Agriculture
CEC	California Energy Commission
CIWMB	California Integrated Waste Management Board
CUPA	Certified Unified Program Agency
DPH	Department of Public Health
DPR	Department of Pesticide Regulation
DTSC	Department of Toxic Substances Control
DWR	Department of Water Resources
HCD	Department of Housing and Community Development
OEHHA	Office of Environmental Health Hazard Assessment
PPB	Parts Per Billion
RWQCB	Regional Water Quality Control Board
SLC	State Lands Commission
SWRCB	State Water Resources Control Board
UC	University of California
UST	Underground Storage Tank
USEPA	United States Environmental Protection Agency

Informational Hearings

Light Brown Apple Moth Eradication Strategy in the San Francisco Bay Area
Thursday, February 14, 2008, Board of Supervisors' Chamber, Marin County Center, San Rafael **Civic**

This hearing, the first legislative hearing on the Light Brown Apple Moth (LBAM) in California, examined the moth's infestation of Northern California and CDFA's proposed eradication strategy for LBAM in the San Francisco Bay Area. Testimony was taken on potential public health and environmental impacts of the eradication strategy. The Committee received extensive expert and public testimony. The hearing was webcast.

Briefing on the Status of the Administration's Green Chemistry Initiative
Tuesday, April 1, 2008, State Capitol, Sacramento

DTSC Director Maureen Gorsen presented testimony on the status of DTSC's Green Chemistry Initiative.

Perchlorate Contamination of Drinking Water in the Rialto Area
Thursday, April 24, 2008, City Council Chamber, City Hall, Rialto

The Committee heard testimony from local, state, and federal officials on the issue of perchlorate contamination of drinking water in the region, as well as how to expedite clean up. Perchlorate pollution was first detected in 1997 in water wells in Rialto. Since then, perchlorate contamination has caused the closure of numerous local drinking water well

Legislative Summary

AIR QUALITY: TOXIC AIR CONTAMINANTS AND INDOOR AIR QUALITY

AB 294 (Adams) – Air Pollution: Manganese

Requires the ARB to conduct a study of ambient air concentrations of manganese to determine if there are areas in the state that have unhealthy concentrations of manganese, and to submit a report to the Legislature, no later than January 1, 2010, including conclusions and recommendations for reducing manganese exposure. **Chapter 680, Statutes of 2007**

CHEMICAL POLICY: CHEMICALS IN PRODUCTS; REGULATION OF TOXICS IN CONSUMER PRODUCTS; PROPOSITION 65; TOXIC SUBSTANCES AND HAZARDOUS MATERIALS

AB 513 (Lieber) – PBDE: Prohibition

Would have banned the manufacture, processing, or distribution in commerce of electronic products, as defined, containing more than 0.1% of decabromodiphenyl ether (decaBDE) by mass. Enactment would have been contingent upon action on AB 48 (Saldaña) of the 2007-08 Legislative Session. **Failed Passage on Assembly Floor**

AB 514 (Lieber) – Workplace Safety and Health: Diacetyl

As passed by the Assembly, would have required the Occupational Safety and Health Standards Board to, no later than January 30, 2008, adopt a standard to prohibit the use of non-naturally occurring diacetyl in the workplace by January 1, 2010. Amended in the Senate to instead contain the provisions of AB 515 (Lieber). **Died in Senate Appropriations Committee**

AB 558 (Feuer) – Chemical Substances: Testing

As passed by the Committee, would have required DTSC to enhance data gathering, prioritizing and reporting requirements for toxic or hazardous substances. Would have required DTSC to impose fees to fund the enhanced program. Would have required facilities that use large quantities of toxic substances to develop, report on and execute a toxics use reduction plan. Amended in the Senate to instead require DTSC, by January 1, 2010, to identify and recommend methods to test for and evaluate potential hazard traits of chemical substances and to develop and make available an information matrix of those hazard traits. **Held on Senate Appropriations Committee Suspense File**

AB 706 (Leno) – Fire Retardants: Toxic Effects

As passed by the Assembly, would have, commencing January 1, 2010, banned the use of brominated fire retardants and chlorinated fire retardants in all seating furniture, mattresses, box springs, mattress sets, futons, other bedding products, and reupholstered furniture to which filling materials are added. Amended in the Senate to instead establish a DTSC review process for fire retardants. **Failed passage on Senate Floor**

AB 833 (Ruskin) – California Toxic Release Inventory Program

Requires DTSC to develop and implement, by January 1, 2009, the California Toxic Release Inventory Program to require a facility to submit a toxic chemical release form to DTSC, if the facility is not required to submit that same information pursuant to existing federal regulations. **Chapter 616, Statutes of 2007**

AB 1108 (Ma) – Children's Product Safety: Phthalates

Prohibits, commencing January 1, 2009, the manufacture, sale, or distribution in commerce of toys and child care articles, as defined, if those products contain specified types of phthalates in concentrations exceeding 0.1%. **Chapter 672, Statutes of 2007**

AB 1879 (Feuer) – Hazardous Materials: Toxic Substances

Requires DTSC to adopt regulations to establish processes for identifying, prioritizing, and evaluating chemicals of concern and their potential alternatives. Requires DTSC, in adopting regulations, to prepare a multimedia life cycle evaluation. Requires DTSC to establish and appoint members to a Green Ribbon Science Panel, which will take specified actions and advise DTSC on science, technical and policy matters. Establishes procedures to exempt the public release of information claimed to be a trade secret. Contingently enacted with SB 509 (Simitian) of the 2007-08 Legislative Session. **Chapter 559, Statutes of 2008**

AB 2694 (Ma) – Children's Product Safety: Lead

Would have prohibited, beginning on January 1, 2012, the manufacture, sale or exchange of toys and child care articles that contain lead, as defined. **Died in Senate Health Committee**

AB 2901 (Brownley) – Toxics Enforcement: Lead Jewelry and Packaging

Authorizes DTSC to take specified measures to enforce compliance with existing prohibitions on lead in jewelry and on packaging containing regulated metals (lead, mercury, cadmium, or hexavalent chromium). **Chapter 575, Statutes of 2008**

AB 3031 (Lieber) – Hazardous Materials: Green Chemistry

Would have required CalEPA to develop an inventory of data identifying chemical uses by type, industry sector, and toxicity to show hazardous waste flows, changes, and endpoints. **Held on Assembly Appropriations Committee Suspense File**

SB 456 (Simitian) – Diacetyl

Would have prohibited the manufacture, processing, or distribution in commerce of a product containing diacetyl. **Died on Assembly Floor**

SB 509 (Simitian) – Green Chemistry: Toxics Information Clearinghouse

Requires DTSC to establish a Toxics Information Clearinghouse for the collection, maintenance, and distribution of specific chemical hazard traits and environmental and toxicological end-point data. Requires OEHHA, by January 1, 2011, to evaluate and specify the hazard traits and environmental and toxicological end-points and any other relevant data that are to be included in the clearinghouse. Contingently enacted with AB 1879 (Feuer) of the 2007-08 Legislative Session. **Chapter 560, Statutes of 2008**

SB 774 (Ridley-Thomas) – Hazardous Packaging

Includes, within the Toxics in Packaging Prevention Act (AB 455, Chu, Chapter 679, Statutes of 2003) lead limits, glass bottles decorated with lead, as defined. Requires manufacturers and suppliers of specified packaging to provide a Certificate of Compliance to purchasers who are also suppliers. **Chapter 659, Statutes of 2007**

SB 1230 (Maldonado) – Detergents: Phosphorus

Would have prohibited, with specified exemptions, beginning July 1, 2010, any home laundry or dish detergent or cleaning agent containing more than 0.5% phosphorus by weight.

Vetoed by the Governor

SB 1313 (Corbett) – Product Safety: Perfluorinated Compounds

Would have prohibited, beginning on January 1, 2010, the manufacture, sale or distribution in commerce of any food contact substance that contains perfluorinated compounds in a concentration exceeding 10 ppb. **Vetoed by the Governor**

SB 1713 (Migden) – Children's Product Safety: Bisphenol A

Would have prohibited the manufacture, sale or distribution in commerce of food or beverage containers for use by children if those containers contain bisphenol A (BPA) at a level above 0.1 ppb. **Failed Passage on Assembly Floor**

**HAZARDOUS WASTE: REGULATION AND REMEDIATION; EMERGENCY RESPONSE;
ELECTRONIC WASTE; UNIVERSAL WASTE**

AB 48 (Saldaña) – Hazardous Waste: Electronic Devices

Would have, on or after January 1, 2010, prohibited a producer from manufacturing for sale in California electronic equipment containing a hazardous substance prohibited under the directive on the restriction of the use of hazardous substances (RoHS) in the European Union. **Vetoed by the Governor**

AB 518 (Mendoza) – Hazardous Material: Aboveground Storage Tanks

As passed by the Committee, would have required specified inspections of aboveground storage tanks. Those provisions were deleted in the Senate. **Chapter 187, Statutes of 2008**

AB 546 (Brownley) – Electronic Waste: Computers

Would have required a retailer who sells a covered electronic device to provide a consumer, at the point of sale, information on electronic waste (e-waste) and where to find local e-waste collectors and recyclers, as specified. A covered electronic device is a video display device with a screen greater than four inches, which DTSC has identified as a device presumed to be hazardous waste when discarded. **Vetoed by the Governor**

AB 1098 (Saldaña) – Hazardous Materials: Penalties

Clarifies AB 2481 (Frommer, Chapter 999, Statutes of 2002), regarding administrative, civil and criminal penalties relating to the handling and release of hazardous materials. **Chapter 623, Statutes of 2007**

AB 1109 (Huffman) – Energy Resources: Lighting Efficiency

Prohibits, after January 1, 2010, manufacturing for sale in the state certain lights that contain hazardous substances prohibited by the European Union. Requires DTSC, in coordination with CIWMB, to convene a task force to make recommendations on the collection and recycling of certain lights. Requires the CEC, by December 31, 2008, to adopt energy efficiency standards for all general purpose lights. **Chapter 534, Statutes of 2007**

AB 1183 (Hancock) – Hazardous Materials: Cortese List

As passed by the Committee, would have updated requirements for the Cortese list maintained by CalEPA, DTSC, and SWRCB, to inform interested parties about contaminated sites. Those provisions were deleted in the Senate. **Chapter 758, Statutes of 2008**

AB 1193 (Ruskin) – Mercury Thermostat Collection Program

Would have established a process for manufacturer-administered collection and recycling of used mercury-added thermostats removed from homes and other structures. **Held on Assembly Appropriations Committee Suspense File**

AB 1195 (Torrico) – Used Oil Recycling: Re-refined Oil

Would have established incentives to increase the recycling of used oil. Would have revised specified testing standards for used oil collected in California. **Held on Senate Appropriations Committee Suspense File**

AB 1359 (Parra) – Hazardous Materials: Dielectric Mineral Oil

Provides that a generator of dielectric fluid from oil-filled equipment is not required to test for toxicity prior to transporting the fluid if the generator certifies that fluid from similar equipment, when tested, did not exhibit toxicity. **Chapter 704, Statutes of 2007**

AB 1371 (Ruskin) – Hazardous Waste Civil or Administrative Civil Penalties

Imposes specified civil or administrative penalties for the intentional or negligent management of hazardous waste at an unauthorized site, as specified. **Chapter 705, Statutes of 2007**

AB 1391 (Brownley) – Electronic Waste

Would have required a retailer who sells a covered electronic device to provide a consumer, at the point of sale, the Internet website address of CIWMB. Would have required CIWMB to include on the website information on how to return, recycle and dispose of the device and opportunities and locations for the collection or return of the device. A covered electronic device is a video display device with a screen greater than four inches, measured diagonally, which DTSC has identified as a device presumed to be hazardous waste when discarded.

Vetoed by the Governor

AB 1447 (Calderon) – Hazardous Waste: Major Appliances

Authorizes removal of refrigerant from a major appliance by an appliance service technician. Allows specified persons to transport, deliver, and sell discarded major appliances. Requires specified reporting by recycling facilities. **Chapter 709, Statutes of 2007**

AB 1535 (Huffman) – Electronic Waste: Personal Computers

Would have expanded the Electronic Waste Recovery and Recycling Program, administered primarily by CIWMB, to include central processing units (CPU) of personal computers, and would have imposed a \$6 surcharge on the retail purchase of each CPU. **Died in Assembly Environmental Safety and Toxic Materials Committee**

AB 1741 (Assembly Environmental Safety and Toxic Materials Committee) – Hazardous Waste Source Reduction

As passed by the Assembly, would have required DTSC to include in its work plan, pursuant to the Hazardous Waste Source Reduction and Management Review Act of 1989, the status of the California Source Reduction Advisory Committee. Those provisions deleted in the Senate; became a Budget Trailer Bill; urgency added. **In enrollment**

AB 1860 (Huffman) – Unsafe Products: Recall or Warning

Requires immediate removal from the market, and notice to consumers, of products subject to recall or warnings, as specified. Prohibits the sale of recalled toys and other recalled consumer products, and imposes fines on those who sell recalled products. Requires the manufacturer of a recalled product to provide for the safe return of the product to the manufacturer at no cost to the end consumer or retailer. Requires proper disposal of recalled products. **Chapter 569, Statutes of 2008**

AB 2286 (Feuer) – Certified Unified Program Agencies: Information System

Sets a deadline of January 1, 2010, for the Secretary of CalEPA to establish a statewide information management system for CUPA programs. Requires the Secretary to increase the annual surcharge on regulated businesses by no more than \$25 for each of three years in order to fund the system enhancements. **Chapter 571, Statutes of 2008**

AB 2347 (Ruskin) – Mercury-added Thermometers: Collection Program

Requires thermostat manufacturers, as defined, to establish a used mercury-added thermostat collection and recycling program. **Chapter 572, Statutes of 2008**

AB 2505 (Brownley) – Toxic Packaging: Polyvinyl Chloride

Would have banned rigid and flexible polyvinyl chloride (PVC) packaging containers in the State of California, as specified. **Held on Senate Appropriations Committee Suspense File**

AB 2536 (Núñez) – Metal Plating Facilities

Would have authorized the Business, Transportation and Housing Agency to offer rebates of up to 10 percent of the loan guarantee amount, not to exceed \$10,000, to metal plating facilities that received loan guarantees, completed pollution improvements, and met other

specified program requirements. **Held on Senate Appropriations Committee Suspense File**

AB 2729 (Ruskin) – Hazardous Materials

Establishes, until July 1, 2014, the School District Account in the Underground Storage Tank Cleanup Fund, to provide reimbursement for specified cleanup costs of school districts with petroleum USTs. Increases from \$1 to \$2 million the threshold for applicants to qualify for a streamlined remedial action plan process for hazardous material sites. **Chapter 644, Statutes of 2008**

SB 966 (Simitian) – Pharmaceutical Drug Disposal

Requires CIWMB to identify and develop model programs for the safe disposal of household-generated pharmaceutical waste. Increases the cap in any one fiscal year from \$5 to \$6 million on grants to agencies for local programs to prevent the disposal of hazardous wastes at inappropriate disposal sites, including, but not limited to, initial implementation or expansion of household hazardous waste programs. **Chapter 542, Statutes of 2007**

SB 1346 (Calderon) – Fireworks

Would have revised specified elements of SB 839 (Calderon, Chapter 563, Statutes of 2007), related to disposition of fines and penalties and seizure of illegal fireworks. **Held on Assembly Appropriations Committee Suspense File**

PESTICIDES: PROCESSED FOOD AND PUBLIC HEALTH; DEPARTMENT OF PESTICIDE REGULATION

AB 1530 (Lieber) – Pesticide Poisoning

Would have required a laboratory that performs cholinesterase blood testing to electronically report specified information to DPR. Would have required DPR and the local county agricultural commissioner to investigate cholinesterase inhibitor-related illness. Would have also required DPR and OEHHA to prepare and make publicly available on their Internet websites a report on the effectiveness of the pesticide poisoning medical supervision program. **Held on Senate Appropriations Committee Suspense File**

AB 1717 (Assembly Agriculture Committee) – Pesticides

Increases, from two to four years, the statute of limitations for actions brought by DPR against sellers of adulterated or misbranded pesticides. Makes other technical and conforming changes to requirements and regulations relating to pest control operators. **Chapter 338, Statutes of 2007**

AB 2763 (Laird) – Invasive Pests: Advanced Planning

Requires CDFA to develop and maintain a list of invasive animals, plants, and insects likely to enter California. Requires CDFA to plan and use responses to these invasive pests. **Chapter 573, Statutes of 2008**

SITE CLEANUP: UNDERGROUND STORAGE TANK REGULATION; BROWNFIELDS; REMEDICATION OF CONTAMINATED PROPERTIES

AB 422 (Hancock) – Underground Storage Tanks: Hazardous Substances and Water Quality

Conforms, as specified, SWRCB waste discharge cleanup standards and DTSC hazardous waste site cleanup standards. Requires specified exposure assessments to include specified maximum exposure estimates. Authorizes state or regional water boards to require an assessment of potential risks at brownfield sites, as defined. **Chapter 597, Statutes of 2007**

AB 1437 (Aghazarian) – Petroleum Underground Storage Tanks: Claims

Makes technical changes to the Underground Storage Tank Cleanup Fund overseen by SWRCB. **Chapter 282, Statutes of 2007**

AB 2990 (Laird) – Underground Storage Tanks: Study

Would have required SWRCB to convene a task force to develop recommendations to bring about the retirement of all single-walled USTs by a certain date. **Held on Assembly Appropriations Committee Suspense File**

AB 3077 (Environmental Safety and Toxic Materials Committee) – Brownfields

Would have authorized DTSC to administer a loan or grant program consistent with federal regulations implementing the Small Business Liability Relief and Brownfield Revitalization Act. **Died in Senate Environmental Quality Committee**

SB 990 (Kuehl) – Santa Susana Field Laboratory

Authorizes DTSC to compel a responsible party to take or pay for appropriate removal or remediation cleanup action, as necessary to protect public health and safety and the environment at the Santa Susana Field Laboratory site in Ventura County. The sale, lease, sublease, or other transfer of any land presently or formerly occupied by the Santa Susana Field Laboratory is prohibited unless DTSC certifies that the land has undergone complete remediation. **Chapter 729, Statutes of 2007**

SB 1161 (Lowenthal) – Petroleum Underground Storage Tanks: Cleanup

Extends for five years, from January 1, 2011, to January 1, 2016, the sunset of the Barry Keene UST Cleanup Trust Fund Act, and the per-gallon storage fee collected quarterly from petroleum tank owner/operators. Re-establishes and re-names the Orphan Site Cleanup Account, and transfers \$30 million per year over three fiscal years from the UST Cleanup Trust Fund to the Orphan Site Cleanup Account. **Chapter 616, Statutes of 2008**

SB 1574 (Florez) – Underground Storage Tanks: Biodiesel

Would have set interim standards for USTs that contain biodiesel blends, until July 1, 2011, or until regulations are adopted that set standards for USTs that contain biodiesel blends, whichever is sooner. **Vetoed by the Governor**

**WATER QUALITY: DRINKING WATER REGULATION; TOXIC CONTAMINATION OF WATER;
SURFACE WATER AND GROUNDWATER PROTECTION; MARINE WATER QUALITY**

AB 140 (Garcia) – Desert Water Agency

Authorizes the Desert Water Agency to construct, operate, and maintain facilities for the generation of hydroelectric or renewable electricity for the control, conservation, diversion, and transmission of water, as well as for the construction, treatment, and disposal of sewage. Authorizes the Agency to enter into contracts for the sale of this energy for a term not to exceed 50 years. **Chapter 29, Statutes of 2007**

AB 169 (Levine) – Ballast Water

As amended in the Senate, would have required the master, owner, operator, agent, or person in charge of a vessel carrying or capable of carrying ballast water to maintain specified records on board the vessel. **Vetoed by the Governor**

AB 559 (Ruskin) – Public Water Systems: Chloramine

Would have directed the UC Center for Water Resources to investigate the potential adverse human health effects of chemicals used to disinfect drinking water, including chloramine, and to report the results no than July 1, 2009. **Held on Assembly Appropriations Committee Suspense File**

AB 739 (Laird) – Stormwater Discharge

Requires DWR to develop project selection and evaluation guidelines to implement a specified stormwater flood management grant program financed by Proposition 1E of 2006. **Chapter 610, Statutes of 2007**

AB 740 (Laird) – Vessels: Invasive Species

Requires cleaning of vessels, as specified, to remove hull-fouling organisms and requires record-keeping for vessels that visit a California port or place. Requires the SLC to develop regulations governing the management of hull-fouling on vessels by January 1, 2012. **Chapter 370, Statutes of 2007**

AB 783 (Arambula) – Public Water Systems

Requires DPH, when administering programs to fund improvements and expansions of small community water systems, to award funds using specified priorities. Raises the cap, from \$5,000 to \$10,000, on oral contracts that DPH may enter into for actions necessary to remedy or prevent emergencies related to contamination of drinking water. **Chapter 614, Statutes of 2007**

AB 800 (Lieu) – Discharge of Hazardous Substances or Sewage

Clarifies that notification requirements for unauthorized sewage discharges pursuant to the Porter-Cologne Water Quality Control Act do not nullify a person's responsibility to notify a local health officer or director of environmental health about the same discharges. **Chapter 371, Statutes of 2007**

AB 909 (Wolk) – Mercury Monitoring and Remediation

Would have established the Mercury Monitoring and Remediation Fund and required the SWRCB to prepare a comprehensive plan for mercury and methylmercury characterization and control studies in the Delta. Would have authorized a grant program for mercury characterization and control studies and projects. **Held on Assembly Appropriations Committee Suspense File**

AB 1010 (Hernandez) – San Gabriel Basin Water Quality Authority Act

Extends the repeal of the San Gabriel Basin Water Quality Authority Act from July 1, 2010, to July 1, 2017, and requires the San Gabriel Basin Water Quality Authority to report on its activities, as specified. **Chapter 404, Statutes of 2007**

AB 1114 (Eng) – San Gabriel Basin Water Quality Authority

Would have created the San Gabriel Basin Restoration Fund into which money, upon appropriation by the Legislature, would have been deposited for allocation to the San Gabriel Basin Water Quality Authority to fund projects that remediate groundwater contamination in the Basin. **Held on Assembly Appropriations Committee Suspense File**

AB 1127 (Carter) – Public Health: State Standards for Perchlorate

Would have authorized DPH to contract with the Santa Ana Watershed Project Authority to assess and treat drinking water contaminated with perchlorate in and around the City of Rialto. **Held on Senate Appropriations Committee Suspense File**

AB 1130 (Laird) – Aboveground Storage Tanks

Transfers specified responsibilities relating to the Aboveground Petroleum Storage Act from the SWRCB and the RWQCBs to the CUPAs. **Chapter 626, Statutes of 2007**

AB 1521 (Salas) – Bottled Drinking Water

Would have required labels on bottled water to include the identity of the source from which the water was last obtained prior to being bottled. Would have also required each water-bottling plant to annually submit a consumer confidence report to DPH. **Vetoed by the Governor**

AB 1703 (La Malfa) – Storm Water Monitoring Requirements

Would have repealed the minimum monitoring and minimum standard reporting requirements that the Porter-Cologne Water Quality Control Act requires of municipalities and industries discharging stormwater. **Died in Assembly Environmental Safety and Toxic Materials Committee**

AB 1742 (Assembly Environmental Safety and Toxic Materials Committee) – State Water Pollution Control Revolving Fund

Authorizes SWRCB to assess a specified annual charge on a loan made from the State Water Pollution Control Revolving Fund. That Fund is used to assist in the construction of treatment works or for other purposes under the federal Clean Water Act and the Porter-Cologne Water Quality Control Act. Creates the State Water Pollution Control

Revolving Fund Administration Fund. Calls for the annual charge to be deposited in the State Water Pollution Control Administration Revolving Fund. Authorizes expenditure, upon appropriation, for costs incurred in connection with the administration of the revolving fund.

Chapter 632, Statutes of 2007

AB 1743 (Assembly Environmental Safety and Toxic Materials Committee) – Porter-Cologne Water Quality Control Act: Definitions

As passed by the Assembly, would have made technical, nonsubstantive changes to specified definitions in the Porter-Cologne Water Quality Control Act. Those provisions were deleted in the Senate. **Vetoed by the Governor**

AB 1946 (Nava) – Water Quality Enforcement

Would have extended from one to five years the statute of limitations for specified violations of hazardous material release response plans. Would have allowed district attorneys, upon request of SWRCB or a RWQCB, to petition the superior court to recover specified civil penalties for violations of the Porter-Cologne Water Quality Control Act. **Vetoed by the Governor**

AB 2013 (Krekorian) – Water-permeable Pavement

Would have required HCD to propose building standards to authorize the use of water-permeable pavement for specified purposes during the next triennial adoption process of the California Building Code that begins on or after January 1, 2009. **Held on Senate Appropriations Committee Suspense File**

AB 2275 (Fuentes) – Vended Water

Would have required applicants for a license as a water-bottling plant or as private water source to provide specified information to DPH and would have required DPH to annually compile this information and make it available to the public. **Vetoed by the Governor**

AB 2356 (Arambula) – Water Quality

Requires the SWRCB to take specified actions when allocating funds to small, disadvantaged communities for wastewater projects, including allocating 25 percent of the financial assistance amount to the recipient in advance of the actual expenditure. Establishes the State Water Pollution Control Revolving Fund Small Community Grant Fund in the State Treasury. Authorizes the SWRCB to redirect up to \$50 million in lieu of interest that would otherwise be paid to the State Water Pollution Control Revolving Fund to the newly created Small Community Grant Fund. **Chapter 609, Statutes of 2008**

AB 2823 (Eng) – San Gabriel Basin Water Quality Authority

Would have created the San Gabriel Basin Restoration Fund into which money, upon appropriation by the Legislature, would have been deposited for allocation to the San Gabriel Basin Water Quality Authority to fund projects that address groundwater contamination in the Basin. **Held on Senate Appropriations Committee Suspense File**

AB 2900 (La Malfa) – Mandatory Minimum Penalties

Would have set a 12-month time limit for the imposition of the mandatory minimum penalty (MMP) of \$3,000 for specified violations of waste discharge requirements. **Failed passage in Assembly Environmental Safety and Toxic Materials Committee**

AB 2965 (Krekorian) – School Facilities: Water Toxicity Assessment

Would have required a school district to conduct a one-time assessment of water toxicity levels in schools that have plumbing that has not been updated since 1993. **Held on Assembly Appropriations Committee Suspense File**

AB 2986 (Leno) – Water Quality

Would have required the SWRCB to review, grade and monitor specified sewage collection systems and treatment plants; to make information regarding the systems and plants available to the public; and to impose fees to finance the implementation of the bill's provisions. Would have required specified satellite sewer systems to monitor discharges. Would have expanded project eligibility under the SWRCB's matching grant program for the reduction and prevention of stormwater contamination. **Vetoed by the Governor**

AB 3076 (Assembly Committee on Environmental Safety and Toxic Materials) – Public Water Systems: Public Notification

As passed by the Assembly, would have required public water systems, when otherwise required to notify users, to also post those notices and reports on their Internet websites. Those provisions were deleted in the Senate. **Chapter 511, Statutes of 2008**

SB 220 (Corbett) – Vended Water

Enhances DPH's regulatory process governing water dispensed from water-vending machines and labeling requirements for bottled water. **Chapter 575, Statutes of 2007**

SB 1001 (Perata) – Regional Water Quality Control Boards: Membership and Program Withdrawal

Would have revised the powers and duties of RWQCBs. Would have decreased from nine to seven the number of board members on a RWQCB, and would have changed members' compensation. Would have specified withdrawal proceedings against a RWQCB. **Vetoed by the Governor**

SB 1029 (Ducheny) – Drinking Water Standards

Establishes deadlines by which regulations relating to maximum contaminant levels (MCLs) for primary and secondary drinking water standards proposed by DPH must be reviewed as part of the regulatory adoption process. For regulations pertaining to issues other than MCLs for primary or secondary drinking water standards, authorizes DPH to adopt specified federal rules and regulations in accordance with specified procedures. **Chapter 725, Statutes of 2007**

SB 1258 (Lowenthal) – Building Standards: Graywater

Requires HCD, at the next triennial building standards rulemaking cycle, to submit, for approval by the California Building Standards Commission, building standards for the construction, installation, and alteration of graywater systems for indoor and outdoor use at residential buildings. **Chapter 172, Statutes of 2008**

SB 1334 (Calderon) – Drinking Water: Lead Content of Pipes and Fittings

Requires plumbing products, as defined, to be certified by an independent American National Standards Institute (ANSI) accredited third-party for compliance with existing lead standards. Contingently enacted with SB 1395 (Corbett) of the 2007–08 Legislative Session. **Chapter 580, Statutes of 2008**

SB 1391 (Padilla) – Recycled Water

Would have required SWRCB to adopt a recycled water policy and recommend statutory changes, under specified conditions, by January 31, 2009. Would have provided that, if the statewide recycled water policy required the SWRCB to prepare any additional documentation required under specified law, this deadline would not apply. **Vetoed by the Governor**

SB 1395 (Corbett) – Lead Plumbing: Monitoring and Compliance Testing

Requires DTSC to monitor and test lead plumbing for compliance with existing lead standards. Contingently enacted with SB 1334 (Calderon) of the 2007-08 Legislative Session. **Chapter 581, Statutes of 2008**

AB 1520 (Kehoe) – Water Quality: Regional Water Quality Control Boards

Would have required RWQCBs to submit annual budgets to the legislative budget committees, and would have required SWRCB, if it found the San Diego Regional Water Quality Control Board failed to take certain actions regarding sediment contamination along the eastern shore of San Diego Bay by January 30, 2010, to assume jurisdiction and control over San Diego Regional Water Quality Control Board staff and other resources necessary to carry out these actions. **Held on Assembly Appropriations Committee Suspense File**

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AB 48	Saldaña	Vetoed	3
AB 140	Garcia	Chapter 29, Statutes of 2007	8
AB 169	Levine	Vetoed	8
AB 294	Adams	Chapter 680, Statutes of 2007	1
AB 422	Hancock	Chapter 597, Statutes of 2007	7
AB 513	Lieber	Failed passage on the Assembly Floor	1
AB 514	Lieber	Died in Senate Appropriations Committee	1
AB 518	Mendoza	Chapter 187, Statutes of 2008	3
AB 546	Brownley	Vetoed	3
AB 558	Feuer	Held in Senate Appropriations Committee	1
AB 559	Ruskin	Held in Assembly Appropriations Committee	8
AB 706	Leno	Failed Passage on the Senate Floor	1
AB 739	Laird	Chapter 610, Statutes of 2007	8
AB 740	Laird	Chapter 370, Statutes of 2007	8
AB 783	Arambula	Chapter 614, Statutes of 2007	8
AB 800	Lieu	Chapter 371, Statutes of 2007	8
AB 833	Ruskin	Chapter 616, Statutes of 2007	2
AB 909	Wolk	Held in Assembly Appropriations Committee	9
AB 1010	Hernandez	Chapter 404, Statutes of 2007	9
AB 1098	Saldaña	Chapter 623, Statutes of 2007	4
AB 1108	Ma	Chapter 672, Statutes of 2007	2
AB 1109	Huffman	Chapter 534, Statutes of 2007	4
AB 1114	Eng	Held in Assembly Appropriations Committee	9
AB 1127	Carter	Held in Senate Appropriations Committee	9
AB 1130	Laird	Chapter 626, Statutes of 2007	9
AB 1183	Committee on Budget	Chapter 758, Statutes of 2008	4
AB 1193	Ruskin	Held in Assembly Appropriations Committee	4
AB 1195	Torrico	Held in Senate Appropriations Committee	4
AB 1359	Parra	Chapter 704, Statutes of 2007	4
AB 1371	Ruskin	Chapter 705, Statutes of 2007	4
AB 1391	Brownley	Vetoed	4
AB 1437	Aghazarian	Chapter 282, Statutes of 2007	7
AB 1447	Calderon	Chapter 709, Statutes of 2007	5
AB 1521	Salas	Vetoed	9
AB 1530	Lieber	Held in Senate Appropriations Committee	6
AB 1535	Huffman	Died in Assembly ES & TM Committee	5
AB 1703	La Malfa	Died in Assembly ES & TM Committee	9
AB 1717	Agriculture Comm.	Chapter 338, Statutes of 2007	6
AB 1741	Committee on Budget	To enrollment	5
AB 1742	ES & TM Committee	Chapter 632, Statutes of 2007	9
AB 1743	Huffman	Vetoed	10
AB 1860	Huffman	Chapter 569, Statutes of 2008	5
AB 1879	Feuer	Chapter 559, Statutes of 2008	2
AB 1946	Nava	Vetoed	10
AB 2013	Krekorian	Held in Senate Appropriations Committee	10
AB 2275	Fuentes	Vetoed	10
AB 2286	Feuer	Chapter 571, Statutes of 2008	5
AB 2347	Ruskin	Chapter 572, Statutes of 2008	5
AB 2356	Arambula	Chapter 609, Statutes of 2008	10

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AB 2536	Núñez	Held in Senate Appropriations Committee	5
AB 2694	Ma	Died in Senate Health Committee	2
AB 2729	Ruskin	Chapter 644, Statutes of 2008	6
AB 2763	Laird	Chapter 573, Statutes of 2008	6
AB 2823	Eng	Held in Senate Appropriations Committee	10
AB 2900	La Malfa	Failed in Assembly ES &TM Committee	11
AB 2901	Brownley	Chapter 575, Statutes of 2008	2
AB 2965	Krekorian	Held in Assembly Appropriations Committee	11
AB 2986	Leno	Vetoed	11
AB 2990	Laird	Held in Assembly Appropriations Committee	7
AB 3031	Lieber	Held in Assembly Appropriations Committee	2
AB 3076	Huffman	Chapter 511, Statutes of 2008	11
AB 3077	ES & TM Committee	Died in Senate EQ Committee	7
SB 220	Corbett	Chapter 575, Statutes of 2007	11
SB 456	Simitian	Died on the Assembly Floor	2
SB 509	Simitian	Chapter 560, Statutes of 2008	2
SB 774	Ridley-Thomas	Chapter 659, Statutes of 2007	3
SB 966	Simitian	Chapter 542, Statutes of 2007	6
SB 990	Kuehl	Chapter 729, Statutes of 2007	7
SB 1001	Perata	Vetoed	11
SB 1029	Ducheny	Chapter 725, Statutes of 2007	11
SB 1161	Lowenthal	Chapter 616, Statutes of 2008	7
SB 1230	Maldonado	Vetoed	3
SB 1258	Lowenthal	Chapter 172, Statutes of 2008	12
SB 1313	Corbett	Vetoed	3
SB 1334	Calderon	Chapter 580, Statutes of 2008	12
SB 1346	Calderon	Held in Assembly Appropriations Committee	6
SB 1391	Padilla	Vetoed	12
SB 1395	Corbett	Chapter 581, Statutes of 2008	12
SB 1574	Florez	Vetoed	7
SB 1713	Midgen	Failed passage on the Assembly Floor	3
SB 1520	Kehoe	Held in Assembly Appropriations Committee	12