

DATE: October 21, 2004

TO: Coastal Conservancy staff

FROM: Julia McIver

SUBJECT: Legislative Report

Following is an updated listing of signed and vetoed bills. Since the text of the bills did not change from the late August legislative report, it is not included here, but veto messages are excerpted as relevant.

Vetoed bills:

- SB 86 Machado Delta Conservancy Program within the Coastal Conservancy.
- SB 1567 Sher would permit the SF Bay Area Conservancy to enter into Joint Powers Agreements.

Signed bills:

- SB 694 Sen Nat Res coastal trust fund/special deposit accounts
- AB 2690 Hancock use of volunteers in publicly funded projects
- AB 105 Wiggins ag bill clean up
- AB 1701 Laird required agency disclosure for major acquisitions; sale of conservation lands
- AB 2600 Laird the Sierra Nevada Conservancy
- AB 2722 Laird use of bond funds to reimburse the General Fund for tax credits from the Natural Heritage Tax Credit Act (through the Wildlife Conservation Board)
- SB 1319 Burton Ocean Protection Act, with the Conservancy acting as staff to the Ocean Protection Council

Please feel free to call me at 510-207-7513 or email me at jmciver@scc.ca.gov if you have any questions.

Vetoed bills, 2003-2004 legislative session

SB 86

Machado

This bill would have established a Delta Conservancy Program in the Coastal Conservancy, on the model of the San Francisco Bay Conservancy Program. The report referenced in the veto message was done by the Resources Agency as a result of last session's bill by Assemblymember Lois Wolk. This session's Wolk bill relating to the Delta, AB 2476, was also vetoed under this same message. There is no word from Senator Machado's office as to their plans, if any, to address this subject again next session.

Veto message excerpt:

“Ensuring the protection of the agricultural, wildlife, and recreational resources of the Delta is a worthy public policy goal, however, protection of these important natural resources warrants a comprehensive and coordinated approach. In order to achieve a meaningful solution to the future protection of the Delta, we must build upon existing programs and funding sources, not develop new ones.

In February 2004, the Resources Agency submitted a report to the Joint Legislative Budget Committee. Neither of these bills comprehensively addresses the solutions contained in the report. The bills also fail to recognize and propose coordination with other habitat and conservation programs that are ongoing in the Delta. I invite the legislature to work with the Secretary of Resources to implement consensus provisions of the report.”

SB 1567

Sher

This bill would have permitted the San Francisco Bay Conservancy to enter into joint powers agreements pursuant to the Joint Exercise of Powers Act. The veto message is accurate as to the Conservancy's existing ability to enter into JPA's, thus the bill was, in fact, unnecessary.

Veto message excerpt:

“This bill authorizes the Coastal Conservancy to enter into Joint Power Agreements to further the purposes of the San Francisco Bay Area Conservancy Program. Under the existing Joint Exercise of Powers Act the Conservancy already has authority to enter into Joint Power Agreements. This bill is unnecessary.”