

**STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES**  
Elkus Ranch Environmental Education Center  
1500 Purisima Creek Rd  
Half Moon Bay, California  
Thursday, July 21, 2011  
10:00 am

**MEMBERS PRESENT**

Ann Notthoff (Public Member)  
Marisa Moret (Public Member)  
Mary Shallenberger, Chair, Coastal Commission  
Bryan Cash (Designated Representative, Natural Resources Agency)  
Karen Finn (Designated Representative, Department of Finance)

**OVERSIGHT MEMBERS PRESENT**

Assembly Member Das Williams  
Tom Roth representing Senator Noreen Evans

**OTHERS PRESENT**

Sam Schuchat, Executive Officer  
Glenn Alex, Legal Counsel

Vice-chair Ann Notthoff chaired the meeting.

**1. ROLL CALL**

**2. APPROVAL OF MAY 19, 2011 MINUTES**

Moved and seconded. Approved by a vote of 4-0-1, with Ms. Finn abstaining.

**3. CONSENT ITEMS**

**A. PURISIMA CREEK**

Resolution:

“The State Coastal Conservancy hereby: 1) approves the Implementation Plan attached as Exhibit 4 to the accompanying staff recommendation, for transfer of two adjacent parcels located along Purisima Creek (San Mateo County Assessor Parcel Numbers 066-180-110 and 066-180-060) to Coastside Land Trust for purposes of open space preservation, natural resource protection; and for public access consistent with these purposes; and 2)

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authorizes disbursement of up to forty-five thousand dollars (\$45,000) to the Coastside Land Trust to construct, operate and maintain public access improvements on these parcels. This authorization is subject to the following conditions:

1. Coastside Land Trust shall obtain all permits and approvals necessary to complete the project.
2. Coastside Land Trust shall permanently dedicate these properties for open space preservation, natural resource protection, and for compatible public access through an irrevocable offer to dedicate an interest in property or other instrument approved by the Executive Officer, in accordance with the requirements of Public Resources Code 31116(b).
3. Conservancy funding shall be acknowledged by erecting and maintaining on the property a sign that has been reviewed and approved by the Executive Officer.
4. Coastside Land Trust shall use any revenue generated from the property for operation and maintenance of the two parcels consistent with the purposes of the transfer and for operation and maintenance of other properties the Trust owns or manages.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with Sections 31400 *et. seq.* of Division 21 of the Public Resources Code, regarding coastal access.
2. The proposed project is consistent with the Conservancy's Project Selection Criteria and Guidelines last updated on June 4, 2009.
3. The Coastside Land Trust is a nonprofit organization existing under the provisions of Section 501(c)(3) of the U.S. Internal Revenue Code, whose purposes are consistent with Division 21 of the California Public Resources Code.”

**B. COOLEY LANDING PARK**

“The State Coastal Conservancy hereby authorizes the Association of Bay Area Governments (ABAG) to disburse up to \$244,649 (two hundred forty-four thousand, six hundred forty-nine dollars) of previously granted Conservancy funds to the City of East Palo Alto to construct .92 miles of Bay Trail spur at Cooley Landing in the cities of East Palo Alto and Menlo Park, subject to the following conditions:

1. Prior to the disbursement of funds, ABAG shall submit for the review and approval of the Executive Officer of the Conservancy a final work program, schedule and budget, and a grant agreement between ABAG and the City of East Palo Alto.

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2. ABAG shall ensure installation of signs acknowledging the Conservancy and displaying the Conservancy logo in a manner approved by the Executive Officer.
3. In carrying out the project, ABAG shall ensure compliance by the City of East Palo Alto with all project actions, components, and mitigation measures that are needed to reduce or avoid significant environmental effects of the trail improvements as identified in the Mitigated Negative Declaration for Cooley Landing Park certified by the City of East Palo Alto on February 15, 2011 pursuant to the California Environmental Quality Act (CEQA), and accompanying the project staff recommendation as Exhibit 3.
4. ABAG shall provide documentation during the course of the project that the required project actions and mitigation measures have been implemented by or on behalf of the City of East Palo Alto.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of the San Francisco Bay Area Conservancy Program, Chapter 4.5 of Division 21 of the Public Resources Code, Sections 31160-31165.
3. The Conservancy has independently reviewed the Mitigated Negative Declaration for Cooley Landing Park certified by the City of East Palo Alto on February 15, 2011 pursuant to CEQA and finds no substantial evidence that the Cooley Landing Park project as proposed, and with the identified measures to avoid, reduce or mitigate the possible significant environmental effects, will have a significant effect on the environment.”

**C. FRUITVALE AVE BAY TRAIL**

“The State Coastal Conservancy hereby authorizes the Association of Bay Area Governments (ABAG) to disburse up to \$200,000 (two hundred thousand dollars) of previously granted Conservancy funds to the City of Oakland for the construction of a 0.1-mile San Francisco Bay Trail segment between Fruitvale Avenue and High Street along the Oakland Estuary in Alameda County, subject to the following conditions:

1. Prior to the disbursement of funds, ABAG shall submit for the review and approval of the Executive Officer of the Conservancy a final work program,

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- schedule and budget, and a grant agreement between ABAG and the City of Oakland.
2. ABAG shall ensure installation of signs identifying the trail segments and acknowledging the Conservancy and displaying its logo in a manner approved by the Executive Officer.
  3. In carrying out the project, ABAG shall ensure compliance by the City of Oakland with all project actions, components and mitigation measures that are identified as needed to reduce or avoid significant environment effects in the Environmental Impact Report for the “City of Oakland Measure DD Implementation Project” certified by the City of Oakland on February 13, 2008 pursuant to the California Environmental Quality Act (CEQA), and accompanying the project staff recommendation as Exhibit 3.
  4. ABAG shall provide documentation during the course of the project that the required project actions and mitigation measures have been implemented by or on behalf of the City of Oakland.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of the San Francisco Bay Area Conservancy Program, Chapter 4.5 of Division 21 of the Public Resources Code, Sections 31160-31165.
3. The Conservancy has independently reviewed the Environmental Impact Report for the “City of Oakland Measure DD Implementation Project” certified by the City of Oakland on February 13, 2008 pursuant to CEQA and finds no substantial evidence that the project as proposed, and with the identified measures to avoid, reduce or mitigate the possible significant environmental effects, will have a significant effect on the environment.”

**D. SIERRA VISTA RIDGE TRAIL**

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed sixty-eight thousand one hundred and fifty dollars (\$68,150) to the Santa Clara County Open Space Authority (Open Space Authority) to construct a segment of the San

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Francisco Bay Area Ridge Trail in the Sierra Vista Open Space Preserve of Santa Clara County.

Prior to the disbursement of Conservancy funds for construction, the Open Space Authority shall submit for the review and approval of the Executive Officer of the Conservancy:

1. Evidence that the Open Space Authority has obtained all necessary permits and approvals.
2. A signing plan for the project acknowledging Conservancy participation and identifying the trail as part of the Bay Area Ridge Trail system.
3. A final work plan (including the names of any contractors to be used in the completion of the project), and a project schedule and budget.
4. Prior to the disbursement of funds, the Open Space Authority and the Conservancy shall enter into an agreement sufficient to protect the public interest in the project and to provide public access to the project site.

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 4.5 of Division 21 of the Public Resources Code, regarding the resource and recreation goals of the San Francisco Bay area.
3. The Conservancy has independently reviewed the Mitigated Negative Declaration (attached to the accompanying staff recommendation as Exhibit 3) and findings adopted by the Open Space Authority on April 28, 2011 for the Sierra Vista Preserve Trail Development project under the California Environmental Quality Act. The Conservancy finds that there is no substantial evidence that the project, as mitigated, may have a significant effect on the environment as defined in 14 California Code of Regulations Section 15382.”

**E. TALL SHIPS FESTIVAL OF 2011**

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed seventy thousand dollars (\$70,000) to the Maritime Museum of San Diego to plan and coordinate the Tall Ships Festivals of 2011 at the ports of San Diego, Dana Point and Chula Vista, including but not limited to, the sponsorship of visits by historic tall sailing

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ships, international maritime training vessels, and other unique craft, and the development of related activities which will promote access to urban waterfronts. Prior to the disbursement of any Conservancy funds, the Maritime Museum of San Diego shall submit for the review and written approval of the Conservancy's Executive Officer a work program, including scope of work, budget and schedule and the names of any contractors it intends to use to carry out the project."

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the purposes and objectives of Chapter 7 of Division 21 of the Public Resources Code, regarding urban waterfront restoration.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on June 4, 2009.
3. The Maritime Museum of San Diego is a nonprofit organization existing under Section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the California Public Resources Code."

Moved and seconded. Consent items were approved by a vote of 5-0.

**4. EXECUTIVE OFFICER REPORT**

The report was presented in the following agenda order:

- A. Executive Officer gave an update on the Ocean Protection Council. Next OPC meeting is scheduled for August 11 in Sacramento.
- C. Deborah Ruddock of the Coastal Conservancy gave the Legislative Report (attached to minutes)
- B. Sam Jenniches and of the Coastal Conservancy gave a demonstration of the Ocean Protection Council On Line Mapping process.

Assembly Member Das Williams left the meeting.

**STATEWIDE**

**5. FEDERAL GOVERNMENTAL LIAISON**

Dick Wayman of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

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“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed two hundred seventy thousand dollars (\$270,000) to provide consulting services to assist with State Coastal Conservancy projects that receive federal funding and provide other consulting services. Assistance with the projects will include advocacy during federal appropriations and authorization processes and coordination with federal project partners.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 3 of Division 21 of the Public Resources Code, regarding the Executive Officer’s authority to carry out the purposes of Division 21 and the Conservancy’s ability to apply for and accept federal grants and receive other financial support from public sources.”

Moved and seconded. Approved by a vote of 5-0.

**6. DEVIL’S SLIDE COASTAL TRAIL**

Tim Duff of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Sabrina Brennan, Coastside Bicycle Coalition; Cecily Harris, San Mateo County Parks.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed five hundred thousand dollars (\$500,000) to the County of San Mateo (“grantee”) to purchase and install bathrooms and other access support facilities at the Devil’s Slide Coastal Trail and to prepare final plans, specifications, and environmental review and permit documents for a Coastal Trail segment connecting Devil’s Slide to McNee Ranch State Park and Gray Whale Cove State Beach in northern San Mateo County. This authorization is subject to the following conditions:

1. Prior to the disbursement of funds, grantee shall submit for the review and approval of the Executive Officer of the Conservancy:
  - a. Evidence that the grantee has obtained all necessary permits and approvals necessary to complete the Devils Slide Coastal Trail improvements.

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- b. A final work program, budget, schedule, and names of any contractors to be employed for these tasks.
  - c. A signing plan for the project acknowledging Conservancy participation.
2. Prior to opening the trail to the public, grantee shall prepare and submit for the review and approval of the Executive Officer of the Conservancy an access management and operation plan that is consistent with all permit conditions.
  3. To the extent appropriate, the County shall ensure that the final designs of the project are consistent with the Conservancy's 'Standards and Recommendations for Accessway Location.'

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the Conservancy's current Project Selection Criteria and Guidelines.
2. The proposed project is consistent with Chapter 9, sections 31400 *et. seq.* of Division 21 of the Public Resources Code, regarding coastal access.
3. The proposed project serves greater than local needs."

Moved and seconded. Approved by a vote of 5-0 with informal direction from the Conservancy that staff write to Caltrans to ask reevaluation of a proposed at-grade crossing, a potential problem raised by Ms. Harris (though not funded by the Conservancy).

**7. CRYSTAL SPRINGS REGIONAL TRAIL**

Ann Buell of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

"The State Coastal Conservancy hereby authorizes disbursement of up to \$250,000 (two hundred fifty thousand dollars) to the County of San Mateo (Department of Public Works, Division of Parks) to improve a 0.84-mile section of the Crystal Springs Regional Trail adjacent to Crystal Springs Reservoir in San Mateo County, subject to the following conditions:

1. Prior to commencement of any work on the project, the County of San Mateo shall submit for the review and approval of the Executive Officer of the Conservancy a work



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plan for the project, including budget and schedule, and any contractors the grantee proposes to employ for the project.

2. The County of San Mateo shall require that any contractor or subcontractor use best management practices (BMPs) for the reduction of greenhouse gas (GHG) emissions during the construction of this project.
3. The County of San Mateo shall ensure that Conservancy funding is acknowledged through the inclusion of the Conservancy logo, in a manner approved by the Conservancy's Executive Officer, in signs installed at the project site."

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of the San Francisco Bay Area Conservancy Program, Chapter 4.5 of Division 21 of the Public Resources Code, sections 31160-31165.
3. The Conservancy, as a responsible agency, has independently reviewed and considered the information contained in the Mitigated Negative Declaration for the "Crystal Springs Watershed Trails" project pursuant to its responsibilities under CEQA, and finds no substantial evidence that the project as proposed, and with the identified measures to avoid, reduce or mitigate the possible significant environmental effects, will have a significant effect on the environment."

Moved and seconded. Approved by a vote of 4-1. Ms. Shallenberger opposed.

**8. AUSTIN CREEK WATERSHED**

Peter Jarausch of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

"The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one hundred forty thousand (\$140,000) to the Sotoyome Resource Conservation District ("SRCD") to implement Phase I of the *Austin Creek Watershed Restoration Program*, consisting of road-related sediment reduction measures in the watershed of Austin Creek, a tributary to the Russian River, for the purpose of enhancing critical anadromous fish habitat subject to the condition that prior to the disbursement of funds for the project, the

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SRCD shall submit for the review and written approval of the Executive Officer of the Conservancy:

- a. A work program, including schedule, budget and detailed site plans for the project and a plan for post-implementation monitoring to evaluate the success of the project.
- b. The names and qualifications of any contractors to be employed on the project.
- c. Evidence that all permits and approvals necessary to undertake the project have been obtained.
- d. A signing plan for the project acknowledging the Conservancy's participation in this project.
- e. Evidence that landowners on whose property the proposed project will take place have agreed to maintain the work for ten years."

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines, updated by the Conservancy on June 4, 2009.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 6 of Division 21 of the Public Resources Code, regarding enhancement of coastal resources.
3. The project area is identified by the Sonoma County Local Coastal Program as requiring public action to resolve existing resource protection problems."
4. The Conservancy has independently reviewed and considered the California Department of Fish and Game Mitigated Negative Declaration for the 2011 Fisheries Restoration Grant Program, attached to the accompanying staff recommendation as Exhibit 5, and finds that the project, as mitigated, avoids, reduces or mitigates the possible significant environmental effects and that there is no substantial evidence that the project will have a significant effect on the environment, as defined in 14 California Code of Regulations Section 15382."

**9. SWEETWATER RIVER TRAIL**

Sam Jenniches of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Greg Cox, Supervisor, County of San Diego, Gustavo Godoy, San Diego County.

Resolution:

"The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed four hundred fifty thousand dollars (\$450,000) to the County of San Diego

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Department of Parks and Recreation (County) for the final design and construction of a trail as part of the Sweetwater River Trail System, subject to the following conditions:

1. Prior to the disbursement of Conservancy funds for construction, the County shall submit for the review and approval of the Executive Officer of the Conservancy:
  - a. A final design plan, project work program, budget, and timeline.
  - b. The names of any contractors that the County will retain to carry out all or part of the project.
  - c. A signing plan that acknowledges Conservancy funding.
  - d. Documentation that the County has obtained all permits and approvals required for the project under federal, state, and local law.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 9 of Division 21 of the Public Resources Code (sections 31400-31410) regarding a system of Public Accessways.
3. The Conservancy has independently reviewed the Negative Declaration and Mitigation Monitoring Program adopted by the County on June 12, 2009 pursuant to CEQA (Exhibit 3) and finds that the project, as mitigated, avoids, reduces or mitigates possible significant environmental effects and that there is no substantial evidence that the project will have a significant effect on the environment, as defined in 14 California Code of Regulations Section 15382.
4. The proposed project serves greater than local needs.”

Moved and seconded. Approved by a vote of 5-0.

**10. BALLONA WETLANDS**

Mary Small of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes an amount not to exceed two hundred eighty thousand dollars (\$280,000) to the Mountains Recreation and Conservation Authority (MRCA) for minor site improvements and planning activities for educational, community

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stewardship and public access at the Ballona Wetlands Ecological Reserve in Los Angeles County. Prior to disbursement of any funds, MRCA shall submit to the Conservancy's Executive Officer for approval a work plan, including a budget, and any contractors MRCA proposes to use for the project."

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the Project Selection Criteria and Guidelines, last updated by the Conservancy on June 4, 2009.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 9 of Division 21 of the Public Resources Code, regarding System of Public Accessways.
3. The project serves greater than local need."

Moved and seconded. Approved by a vote of 5-0.

**11. TRANSFER OF ACCESS EASEMENT, CITY OF MALIBU**

This item was removed from the agenda and postponed until the next Conservancy meeting, to be held in September.

**12. CONSERVANCY MEMBER COMMENTS**

There were no board member comments

**13. PUBLIC COMMENT ON NON-AGENDA ITEMS**

There were no public comments

**14. CLOSED SESSION**

There was no closed session.

**15. ADJOURNMENT**

Meeting adjourned at 12:00 pm

# Legislative Report July 21, 2011

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## budget

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### [SB 14](#) (Wolk D) State Budget.

**Last Amend:** 5/19/2011

**Status:** 6/13/2011-Referred to Com. on BUDGET.

**Location:** 6/13/2011-A. BUDGET

**Summary:** The California Constitution requires the Governor to submit annually to the Legislature a budget itemizing state expenditures and estimating state revenues and requires the Legislature to pass the Budget Bill by midnight on June 15. This bill 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, as defined, for each state agency. This bill contains other related provisions and other existing laws.

**Vote Events:**

05/27/2011 SEN. FLOOR (Y:38 N:0 A:2) (P)

05/12/2011 SEN. B. & F.R. (Y:16 N:0 A:0) (P)

03/30/2011 SEN. GOV. & F. (Y:8 N:0 A:1) (P)

### [SB 15](#) (DeSaulnier D) State budget.

**Last Amend:** 5/19/2011

**Status:** 6/9/2011-Referred to Com. on BUDGET.

**Location:** 6/9/2011-A. BUDGET

**Summary:** Existing law requires the Governor to submit to the Legislature, within the first 10 days of each calendar year, a budget for the ensuing fiscal year. Under existing law, the budget is required to contain a complete plan and itemized statements of all proposed expenditures and all estimated revenues of the state for the ensuing fiscal year, together with a comparison with the actual revenues and expenditures for the last completed fiscal year, the estimated revenues and expenditures for the existing fiscal year, and the budgeted revenues and expenditures for the next fiscal year. Existing law further requires the Director of Finance to provide to the Legislature, on or before May 14 of each year, an estimate of General Fund revenues for the current fiscal year and the ensuing fiscal year, any proposals to reduce expenditures to reflect updated revenue estimates, and specified proposed adjustments to the Governor's Budget. This bill would instead require the budget submitted by the Governor to contain itemized statements, provisional language, performance measurement standards for state agencies and programs, recommended state expenditures, and a projection of anticipated state revenues, including revenues anticipated to be one-time revenues. In addition, the bill would require the budget to contain an estimate of the total resources available for the state expenditures recommended for the budget year and the succeeding fiscal year, and would further require the budget to contain a projection of anticipated state expenditures and anticipated state revenues for the 3 fiscal years following the fiscal year succeeding the budget year, along with budget-related plans and proposals for those 3 fiscal years. In the event recommended expenditures exceed estimated revenues, the Governor would be required to recommend reductions in expenditures or the sources from which the additional revenues should be provided and to include an estimate of the long-term impact that the expenditure reductions or additional revenues will have on the state economy. The Governor would also be required to submit with the budget any legislation necessary to implement appropriations contained in the budget, together with a 5-year capital infrastructure and strategic growth plan. If the Governor's Budget proposes to create a new state program or agency, or to expand the scope of an existing state program or agency, resulting in a net increase in state costs during the budget year or the succeeding fiscal year, or proposes to reduce a state tax resulting in a net decrease in state revenue in the budget year or the succeeding fiscal year, the proposal would be required to be accompanied by a statement identifying state program reductions or sources of additional state revenue in an amount that is equal to or greater than the net increase in state costs or net decrease in state revenue. The bill would also require the Director of Finance to provide to the Legislature, on or before October 15 of each year, updated projections of state revenues and state expenditures for the current fiscal year and for the ensuing fiscal year. This bill contains other related provisions.

**Vote Events:**

05/31/2011 SEN. FLOOR (Y:39 N:0 A:1) (P)

05/12/2011 SEN. B. & F.R. (Y:14 N:0 A:2) (P)

03/30/2011 SEN. GOV. & F. (Y:8 N:0 A:1) (P)

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## Coastal Conservancy

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### [AB 565](#) (Monning D) Conservation: State Coastal Conservancy.

**Last Amend:** 4/25/2011

**Status:** 7/11/2011-In committee: Placed on APPR. suspense file.

**Location:** 7/11/2011-S. APPR. SUSPENSE FILE

**Summary:** Existing law establishes the State Coastal Conservancy in the Natural Resources Agency with prescribed powers and responsibilities for implementing a program of agricultural land protection, area restoration, and resource enhancement within the coastal zone, as defined. Existing law authorizes the conservancy, for the purpose of implementing the provisions governing the conservancy, to fund and undertake plans and feasibility studies, and award grants to public agencies and nonprofit organizations. This bill would additionally authorize the conservancy, for the purpose of implementing the provisions governing the conservancy, to award a grant to a for-profit entity to accomplish removal or alteration of the San Clemente Dam under specified conditions.

**Vote Events:**

07/11/2011 SEN. APPR. (Y:9 N:0 A:0) (P)

06/28/2011 SEN. N.R. & W. (Y:8 N:1 A:0) (P)

05/31/2011 ASM. FLOOR (Y:58 N:19 A:3) (P)

05/27/2011 ASM. APPR. (Y:12 N:5 A:0) (P)

04/11/2011 ASM. NAT. RES. (Y:6 N:3 A:0) (P)

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## coastal zone

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**[SB 468](#)**

**(Kehoe D) Department of Transportation: north coast corridor project: high-occupancy toll lanes.**

**Last Amend:** 7/13/2011

**Status:** 7/13/2011-Action From APPR.: Read second time and amended.Re-referred to APPR..

**Location:** 7/13/2011-A. APPR.

**Calendar:** 8/17/2011 9 a.m. - State Capitol, Room 4202 ASSEMBLY APPROPRIATIONS, FUENTES, Chair

**Summary:** Existing law provides that the Department of Transportation has full possession and control of the state highway system. Existing law imposes various requirements for the development and implementation of transportation projects. This bill would impose additional requirements on the department with respect to specified highway projects on State Highway Route 5 in southern California, known collectively as the north coast corridor project, that are located entirely or partially in the coastal zone, including requiring the department to collaborate with local agencies, the California Coastal Commission, and other affected local, state, and federal agencies to ensure that multimodal transportation options are evaluated and included in the public works plan and, where appropriate, in the project design for the projects. The bill would make these requirements applicable to the San Diego Association of Governments (SANDAG) and would also require SANDAG, for these projects, to establish a safe routes to transit program that integrates the adopted regional bike plan with transit services and, pursuant to SANDAG's agreement, as specified, to commit to dedicate for regional habitat acquisition, management, and monitoring activities a portion of specified taxes approved by the voters in San Diego County. The bill would, for these projects, require the department to suspend a notice of determination relating to environmental impact, issued between January 1, 2011, and January 1, 2012, until it is determined that environmental documents for the projects satisfy the requirements of the bill. The bill would also make legislative findings and declarations. This bill contains other related provisions and other existing laws.

**Vote Events:**

07/06/2011 ASM. NAT. RES. (Y:5 N:1 A:3) (P)

06/27/2011 ASM. TRANS. (Y:9 N:2 A:3) (P)

06/01/2011 SEN. FLOOR (Y:24 N:15 A:1) (P)

05/26/2011 SEN. APPR. (Y:6 N:2 A:1) (P)

05/23/2011 SEN. APPR. (Y:9 N:0 A:0) (P)

05/03/2011 SEN. T. & H. (Y:6 N:2 A:1) (P)

04/12/2011 SEN. N.R. & W. (Y:5 N:3 A:1) (P)

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## conservation lands

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**[AB 484](#)**

**(Alejo D) Land use: natural resources: transfer of long-term management funds.**

**Last Amend:** 5/27/2011

**Status:** 7/8/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was N.R. & W. on 6/8/2011)

**Location:** 7/8/2011-S. 2 YEAR

**Summary:** The Planning and Zoning Law authorizes a state or local public agency to authorize a nonprofit organization to hold title to, and manage an interest in, real property that the state or local public agency requires a property owner to transfer to the agency to mitigate any adverse impact upon natural resources caused by permitting the development of a project or facility, provided the nonprofit organization meets specified conditions. That law also authorizes an agency that, in the development of its own project, is required to transfer an interest in real property to mitigate an

adverse impact upon natural resources, to transfer the interest to a nonprofit organization that meets the specified conditions. This bill would authorize funds set aside for the long-term management of any lands or easements conveyed to a nonprofit organization pursuant to the above provisions to also be conveyed to the nonprofit organization as specified. The bill would also require the nonprofit organization to hold, manage, invest, and disburse the funds in furtherance of managing and stewarding the land or easement for which the funds were set aside.

**Vote Events:**

06/01/2011 ASM. FLOOR (Y:75 N:1 A:4) (P)  
05/27/2011 ASM. APPR. (Y:17 N:0 A:0) (P)  
04/06/2011 ASM. L. GOV. (Y:9 N:0 A:0) (P)  
03/22/2011 ASM. W.,P. & W. (Y:13 N:0 A:0) (P)

**[AB 703](#)**

**(Gordon D) Property taxation: welfare exemption: nature resources and open-space lands.**

**Last Amend:** 5/24/2011

**Status:** 6/29/2011-From committee: Do pass and re-refer to Com. on APPR. (Ayes 9. Noes 0.) (June 29). Re-referred to Com. on APPR.

**Location:** 6/29/2011-S. APPR.

**Calendar:** 8/15/2011 10 a.m. - John L. Burton Hearing Room (4203)  
SENATE APPROPRIATIONS, KEHOE, Chair

**Summary:** Existing property tax law, in accordance with the California Constitution, provides for a welfare exemption under which property used exclusively for religious, hospital, scientific, or charitable purposes and owned and operated by funds, foundations, or corporations meeting certain statutory requirements is exempt from taxation. Existing law also provides that property used exclusively for the preservation of specified nature resources or open-space lands meeting other specified criteria shall be deemed to be included within the welfare exemption. Existing law makes the inclusion of this property within the welfare exemption inoperative on the lien date in 2012, which is January 1, 2012, and repeals this provision on January 1, 2013. This bill would extend the January 1, 2012, inoperative date until January 1, 2022, and the January 1, 2013, repeal date until January 1, 2023, of the inclusion of this property within the welfare exemption. This bill contains other related provisions and other existing laws.

**Vote Events:**

06/29/2011 SEN. GOV. & F. (Y:9 N:0 A:0) (P)  
06/01/2011 ASM. FLOOR (Y:77 N:1 A:2) (P)  
05/27/2011 ASM. APPR. (Y:12 N:5 A:0) (P)  
05/16/2011 ASM. REV. & TAX. (Y:7 N:0 A:2) (P)

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**mitigation**

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**[SB 436](#)**

**(Kehoe D) Land use: mitigation lands: nonprofit organizations.**

**Last Amend:** 7/13/2011

**Status:** 7/13/2011-Read second time and amended. Re-referred to Com. on APPR.

**Location:** 7/13/2011-A. APPR.

**Calendar:** 8/17/2011 9 a.m. - State Capitol, Room 4202 ASSEMBLY APPROPRIATIONS, FUENTES, Chair

**Summary:** The Planning and Zoning Law authorizes a state or local public agency, if the agency requires a property owner to transfer to the agency an interest in real property to mitigate an adverse impact upon natural resources caused by permitting the development of a project or facility, to authorize a nonprofit organization to hold title to and manage that interest in real property, provided that the nonprofit organization meets specified requirements. This bill would revise these provisions and would, until January 1, 2022, authorize a state or local public agency to provide funds to a nonprofit organization to acquire land or easements that satisfy the agency's mitigation obligations, including funds that have been set aside for the long-term management of any lands or easements conveyed to a nonprofit organization, as specified. This bill would require a nonprofit organization that holds funds on behalf of the Department of Fish and Game for the long-term management of land to comply with certain requirements, including certification by the department, and oversight by the Controller under specified circumstances. The bill would also state the findings and declarations of the Legislature with respect to the preservation of natural resources through mitigation, and would state that it is in the best interest of the public to allow state and local public agencies and nonprofit organizations to utilize the tools and strategies they need for improving the effectiveness, cost efficiency, and durability of mitigation for California's natural resources.

**Vote Events:**

07/06/2011 ASM. NAT. RES. (Y:7 N:0 A:2) (P)  
06/29/2011 ASM. L. GOV. (Y:7 N:0 A:2) (P)  
06/02/2011 SEN. FLOOR (Y:39 N:0 A:1) (P)  
05/26/2011 SEN. APPR. (Y:8 N:0 A:1) (P)  
05/16/2011 SEN. APPR. (Y:9 N:0 A:0) (P)  
05/04/2011 SEN. GOV. & F. (Y:9 N:0 A:0) (P)  
04/26/2011 SEN. N.R. & W. (Y:9 N:0 A:0) (P)

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## sea otters

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### [AB 971](#) ([Monning D](#)) **Personal income tax: voluntary contributions: California Sea Otter Fund.**

**Last Amend:** 4/25/2011

**Status:** 6/29/2011-From committee: Do pass and re-refer to Com. on APPR. (Ayes 8. Noes 1.) (June 29). Re-referred to Com. on APPR.

**Location:** 6/29/2011-S. APPR.

**Calendar:** 8/15/2011 10 a.m. - John L. Burton Hearing Room (4203)  
SENATE APPROPRIATIONS, KEHOE, Chair

**Summary:** The Personal Income Tax Law allows, for taxable years beginning on or after January 1, 2006, and before January 1, 2011, individual taxpayers to contribute amounts in excess of their tax liability for the support of the California Sea Otter Fund. This bill would, for taxable years beginning on or after January 1, 2011, and before January 1, 2016, unless as otherwise provided, allow taxpayers to designate on their tax returns that a specified amount in excess of their tax liability be transferred to the California Sea Otter Fund, which would be created by this bill. This bill would require money in that fund, upon appropriation by the Legislature, be allocated to the Department of Fish and Game for the purposes of establishing a sea otter fund, as prescribed, and to the California Coastal Conservancy for competitive grants and contracts for research, projects, and programs related to the Federal Sea Otter Recovery Plan or improving the nearshore ocean ecosystem. This bill contains other related provisions.

**Vote Events:**

06/29/2011 SEN. GOV. & F. (Y:8 N:1 A:0) (P)

05/31/2011 ASM. FLOOR (Y:72 N:3 A:5) (P)

05/27/2011 ASM. APPR. (Y:17 N:0 A:0) (P)

04/11/2011 ASM. REV. & TAX. (Y:6 N:0 A:3) (P)

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## state parks

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### [AB 42](#) ([Huffman D](#)) **State parks.**

**Last Amend:** 6/21/2011

**Status:** 7/11/2011-In committee: Placed on APPR. suspense file.

**Location:** 7/11/2011-S. APPR. SUSPENSE FILE

**Summary:** Existing law gives control of the state park system to the Department of Parks and Recreation. Existing law authorizes the department to enter into agreements with an agency of the United States, a city, county, district, or other public agency or any combination thereof, for the care, maintenance, administration, and control by a party to the agreement of lands under the jurisdiction of a party to the agreement, for the purpose of the state park system. This bill would authorize the department to enter into an operating agreement for the development, improvement, restoration, care, maintenance, administration, or operation of a unit or units, or portion of a unit, of the state park system, as identified by the director, with a qualified nonprofit organization, as provided. This bill would require the operating agreement to include, among other things, a requirement that the nonprofit organization annually submit a report to the department, to be available on the Internet Web site for both the department and the nonprofit organization. The bill would require the nonprofit organization and the district superintendent for the department to hold a joint public meeting for discussion of the report. This bill contains other related provisions.

**Vote Events:**

07/11/2011 SEN. APPR. (Y:9 N:0 A:0) (P)

06/14/2011 SEN. N.R. & W. (Y:9 N:0 A:0) (P)

05/19/2011 ASM. FLOOR (Y:75 N:1 A:4) (P)

05/11/2011 ASM. APPR. (Y:16 N:0 A:1) (P)

03/22/2011 ASM. W.,P. & W. (Y:13 N:0 A:0) (P)

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## transportation natural resources

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### [SB 468](#) ([Kehoe D](#)) **Department of Transportation: north coast corridor project: high-occupancy toll lanes.**

**Last Amend:** 7/13/2011

**Status:** 7/13/2011-Action From APPR.: Read second time and amended.Re-referred to APPR..

**Location:** 7/13/2011-A. APPR.

**Calendar:** 8/17/2011 9 a.m. - State Capitol, Room 4202 ASSEMBLY APPROPRIATIONS, FUENTES, Chair

**Summary:** Existing law provides that the Department of Transportation has full possession and control of the state highway system. Existing law imposes various requirements for the development and implementation of transportation projects. This bill would impose additional requirements on the department with respect to specified highway projects on State Highway Route 5 in southern



California, known collectively as the north coast corridor project, that are located entirely or partially in the coastal zone, including requiring the department to collaborate with local agencies, the California Coastal Commission, and other affected local, state, and federal agencies to ensure that multimodal transportation options are evaluated and included in the public works plan and, where appropriate, in the project design for the projects. The bill would make these requirements applicable to the San Diego Association of Governments (SANDAG) and would also require SANDAG, for these projects, to establish a safe routes to transit program that integrates the adopted regional bike plan with transit services and, pursuant to SANDAG's agreement, as specified, to commit to dedicate for regional habitat acquisition, management, and monitoring activities a portion of specified taxes approved by the voters in San Diego County. The bill would, for these projects, require the department to suspend a notice of determination relating to environmental impact, issued between January 1, 2011, and January 1, 2012, until it is determined that environmental documents for the projects satisfy the requirements of the bill. The bill would also make legislative findings and declarations. This bill contains other related provisions and other existing laws.

**Vote Events:**

07/06/2011 ASM. NAT. RES. (Y:5 N:1 A:3) (P)  
06/27/2011 ASM. TRANS. (Y:9 N:2 A:3) (P)  
06/01/2011 SEN. FLOOR (Y:24 N:15 A:1) (P)  
05/26/2011 SEN. APPR. (Y:6 N:2 A:1) (P)  
05/23/2011 SEN. APPR. (Y:9 N:0 A:0) (P)  
05/03/2011 SEN. T. & H. (Y:6 N:2 A:1) (P)  
04/12/2011 SEN. N.R. & W. (Y:5 N:3 A:1) (P)

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**volunteer labor**

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**[AB 587](#) ([Gordon D](#)) Public works: volunteers.**

**Last Amend:** 6/30/2011

**Status:** 7/14/2011-In Assembly. Concurrence in Senate amendments pending. May be considered on or after August 12 pursuant to Assembly Rule 77.

**Location:** 7/14/2011-A. CONCURRENCE

**Summary:** Existing law defines "public works," for purposes of regulating public works contracts, as, among other things, construction, alteration, demolition, installation, or repair work that is performed under contract and paid for in whole or in part out of public funds. Pursuant to existing law, all workers employed on public works projects are required to be paid not less than the general prevailing rate of per diem wages for work, except as specified. This bill would extend that repeal date to January 1, 2017, and make technical, nonsubstantive changes to that provision. This bill contains other related provisions and other existing laws.

**Vote Events:**

07/14/2011 SEN. FLOOR (Y:37 N:0 A:3) (P)  
06/08/2011 SEN. L. & I.R. (Y:6 N:0 A:1) (P)  
05/02/2011 ASM. FLOOR (Y:76 N:0 A:4) (P)  
04/13/2011 ASM. L. & E. (Y:6 N:0 A:1) (P)

**Total Measures: 11**

**Total Tracking Forms: 11**