

PANE & PANE ASSOCIATES, INC.

List of Global Warming Bills Being Monitored for CBA

Updated May 15,2009

AB 19 (Ruskin) Greenhouse gas emissions: consumer product labeling. (A 05/04/2009)•

Summary: This bill would enact the Carbon Labeling Act of 2009. The act would require the state board 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.

•**STATUS: Assembly Appropriations on May 20th.**

••**AB 118 (Logue)** California Global Warming Solutions Act of 2006. (I-1/15/2009)

•**Summary:** This bill would repeal the California Global Warming Solutions Act of 2006. •

•**STATUS: Failed in Assembly NAT. RES. on 2/26/09**

•••**AB 231 (Huffman)** California Global Warming Solutions Act of 2006: Climate Protection Trust Fund. (A-4/29/2009)•

Summary: This bill would instead require the state board to, no later than March 30, 2010, adopt a schedule of fees, as provided. The revenues collected would be deposited in the Climate Protection Trust Fund, which the bill would create. All other compliance revenues collected pursuant to the act, including fines and penalties, would be required to be deposited into the fund, and would be available, upon appropriation by the Legislature, for the purposes of carrying out the act. This bill contains other related provisions and other existing laws

•**STATUS: Assembly Appropriations Suspense file.**•••

AB 376 (Nava) Voluntary greenhouse gas emission offsets. (A-5/06/2009)

•**Summary:** This bill would require a person selling a voluntary offset, as defined, in the state to clearly and conspicuously disclose specific information in any marketing materials for the voluntary offset. The bill, beginning January 1, 2011, would require an entity that sells a voluntary offset in the state to ensure that each voluntary offset sold has a unique serial number and is registered with and tracked by a registry, as defined. The bill would require a registry to meet certain documentation and tracking requirements. The bill, except as specified, would prohibit a person from registering a voluntary offset with more than one registry concurrently. The bill would prohibit a person from selling, allocating, awarding, transferring, or claiming a voluntary offset for retirement more than once. The

bill 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. The bill would subject any person who violates those provisions to a civil penalty of not more than \$10,000 for each violation. •
STATUS: ASSEMBLY APPROPRIATIONS ON MAY 20th.

••**AB 1404 (De Leon)** California Global Warming Solutions Act of 2006: offsets. (A-4/13/2009)•

Summary: This bill would require the state board, if the state board allows the use of market-based compliance mechanisms, to limit the use of compliance offsets, as defined, that meet specific criteria, to no more than 10% of the greenhouse gas emission reductions expected from market mechanisms during the compliance period. The bill would require the state board to apply the limit as a percentage of each regulated facility's reported emissions in a compliance period. The bill would require the state board to impose an offset verification fee on entities buying and selling compliance offsets, for deposit into the fund. Under the bill, fee revenues would be available, upon appropriation, to pay for expenses related to state board administration of the compliance offset program. •

STATUS: Assembly Appropriations Suspense File.

AB 1530 (Skinner) Greenhouse gas emission reduction measures. (A-4/20/2009)

•**Summary:** This bill would require the state board to adopt protocols for the evaluation, quantification, and verification of any greenhouse gas emission reduction measure that relies on electrical energy efficiency to ensure that the reductions comply with existing requirements. The bill would require the state board, in adopting these protocols, to consult with the Public Utilities Commission, the State Energy Resources Conservation and Development Commission, and experts in the field of energy efficiency.

STATUS: Assembly Appropriations Suspense file.

•••**ACR 14 (Niello)** California Global Warming Solutions Act of 2006. (Amended 03/27/2009)

•**Summary:** This measure would call upon the State Air Resources Board, prior to any regulatory action being taken consistent with the scoping plan for the implementation of the California Global Warming Solutions Act of 2006, to perform an economic analysis that will give the State of California a more complete and accurate picture of the costs and benefits of the act's implementation. The measure would also call upon the Governor to use the authority granted by the act to adjust any applicable deadlines for regulations.

□**STATUS: Assembly Appropriations.**□□□

SB 31 (Pavley) California Global Warming Solutions Act of 2006: revenue allocations. (A-5/05/2009)□

Summary: This bill would require that revenues collected pursuant to compliance mechanisms, as defined, adopted by the state board also be deposited in the Air Pollution Control Fund. This bill would specify certain uses of the revenues collected pursuant to the fee discussed above and the compliance mechanisms.

□**STATUS: SENATE APPROPRIATIONS**

□□□**SB 104 (Oropeza)** California Global Warming Solutions Act of 2006: designation of greenhouse gases. (A-4/30/2009)

□**Summary:** This bill would also include in that definition nitrogen trifluoride and any other gas designated as a greenhouse gas by the United Nations Framework Convention on Climate Change. This bill contains other related provisions and other existing laws

STATUS: SENATE APPROPRIATIONS ON MAY 18th.

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SB 128 (Padilla) California Climate Change Institute. (A-4/02/2009)

□**Summary:** This bill would create the California Climate Change Institute to (A) identify and support, through a merit-based peer-reviewed competitive grant process, research and education to be undertaken at academic and research institutions and laboratories throughout the state, (B) oversee, coordinate, and manage a non-duplicative, targeted research and development program for the purposes of achieving the state's targets for reducing emissions of greenhouse gases and mitigating the effects of those emissions, (C) develop effective model education pathways, training, model curriculum, and professional development necessary for emerging green technologies and industries, and (D) ensure that its climate change research is conducted in a manner that is targeted and non-duplicative of other research programs. The bill would make implementation of its provisions subject to sufficient funds being appropriated by the Legislature for its purposes. □ **STATUS: Senate Appropriations Suspense file.**□

□□**SB 295 (Dutton)** California Global Warming Solutions Act of 2006. (A-5/13/2009)□

Summary: This bill would require the state board to complete a study to reevaluate the evaluation of costs discussed above, and provide this study to the

Legislature by October 1, 2009. The state board would be required to report to the Legislature by November 1, 2009, on whether the revised analysis has led, or will lead, to any changes to the scoping plan, and whether any changes should be made to the act's timelines. The bill would require the Legislative Analyst to review the state board's implementation of these requirements, as provided. This bill contains other related provisions.□

STATUS: SENATE ENVIRONMENTAL QUALITY□□ on May 20th

SB 333 (Hancock) Voluntary Greenhouse Gas Emission Offset Program Fund. (A-5/4/2009)

□**Summary:** This bill 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. The bill would require that moneys from the fund be directed to the California Conservation Corps and local conservation corps for specified projects. The Natural Resources Agency would be required, by October 1, 2012, to adopt guidelines for the distribution of moneys from the fund and to develop strategies for the sale of voluntary greenhouse gas emission offsets by the state and other opportunities for contributions by the public to the Voluntary Greenhouse Gas Emission Offset Program Fund.

□**STATUS: SEN APPROPRIATIONS on May 18th.**

□□**SB 338 (Alquist)** Energy: California Alternative Energy and Advanced Transportation Financing Authority. (A-4/15/2009)□

Summary: This bill would additionally define "project" to apply to specified property and activities that are utilized for the design, technology transfer, manufacture, production, assembly, distribution, or service of renewable energy technologies, renewable energy projects, and renewable energy manufacturing service of renewable energy technologies, renewable energy projects, and renewable energy manufacturing, and would make conforming changes. □ □

STATUS: SEN APPROPRIATIONS□□ ON MAY 18th.

SB 721 (Steinberg) Energy: greenhouse gas emissions. (A-4/23/2009)

Summary: This bill would create the Climate Action Team (CAT), consisting of representatives from specified state agencies that would be responsible for coordinating the state's overall climate policy. The CAT, on or before January 1,

2011, and annually thereafter, would be required to prepare, adopt, and present to the Legislature, a strategic research, development, demonstration, and deployment plan that establishes priorities and identifies key expenditure categories for research, development, demonstration, and deployment funds to be expended by the state agencies represented on the CAT for the following fiscal year. The bill would require a state agency that is represented on the CAT to expend research, development, demonstration, and deployment funds, which would be administered by the Department of Transportation and allocated for clean technology, environmental protection, and public interest energy research, consistent with this plan. The CAT, on or before January 1, 2011, and biennially thereafter, would also be required to prepare and adopt a climate change impact mitigation and adaptation plan that includes specified information. This bill contains other related provisions and other existing laws.

STATUS: Senate Appropriations Suspense file.□

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