

COUNTY OF SANTA BARBARA
LEGISLATIVE ANALYSIS FORM

This form is required for the Legislative Program Committee to consider taking an advocacy position on an issue or legislative item

BILL NUMBER: SB 224	AUTHOR: Jackson
INTRO/AMEND DATE: Introduced on 2/2/2017; Amended on 4/5/2017	AUTHOR'S POLITICAL PARTY: D
BILL STATUS: Referred to Assembly Committee on Appropriation	

1) BILL SUBJECT:

Public Lands: Assignment and transfers: oil, gas and mineral leases

2) FROM DEPARTMENT:

First District

3) IS THIS ITEM SPECIFICALLY REFERENCED IN THE LEGISLATIVE PLATFORM?

No

4) WHICH POLICY-RELATED MATTER IS OF CONCERN WITH THIS BILL?

CEQA

5) HOW WOULD THIS BILL IMPACT THE COUNTY? (Current practices, responsibility, authority, pros/cons, affected programs and/or services, etc.)

This bill would require the Office of Planning and Research to prepare, develop, and transmit to the secretary proposed changes or amendments to determine the baseline physical conditions by which a lead agency determines whether a project has a significant effect on the environment. The bill would require the office, in developing the recommendations to limit the consideration of modifications to the environment at the project site cause by certain actions. The bill would require the secretary to certify and adopt the recommended proposed changes or amendments.

6) IMPACT ON COUNTY PROGRAM:

Major

Minor

None

SANTA BARBARA COUNTY IMPACT:

Major

Minor

None

STATEWIDE IMPACT:

Major

Minor

None

Explanation of Impacts:

7) WOULD THIS BILL IMPACT (Legislative Principles):

a. Job growth and Economic Vitality?

YES

NO

b. Efficient service delivery and operations?

YES

NO

c. Fiscal stability?

YES

NO

d. Inter-agency cooperation?

YES

NO

e. Local control?

YES

NO

f. Health and human services?

YES

NO

g. Community sustainability and environmental protection?

YES

NO



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Additional Comments:

8) FISCAL IMPACT ON THE COUNTY:

- | | | |
|---|---|--|
| <input type="checkbox"/> Revenue Increase | <input type="checkbox"/> Revenue Decrease | <input type="checkbox"/> Unfunded Mandate |
| <input type="checkbox"/> Cost Increase | <input type="checkbox"/> Cost Decrease | <input checked="" type="checkbox"/> Undetermined |
| <input type="checkbox"/> None | | |

Additional Comments:

9) OTHER AGENCIES THAT SHOULD REVIEW THIS BILL:

10) CSAC POSITION ON BILL:

- | | | |
|--|---|---|
| <input type="checkbox"/> Support | <input type="checkbox"/> Oppose | <input type="checkbox"/> Support if Amended |
| <input type="checkbox"/> Oppose unless Amended | <input checked="" type="checkbox"/> Watch | <input type="checkbox"/> No position taken |

11) OTHER LOCAL OR STATEWIDE ORGANIZATIONS THAT HAVE TAKEN A POSITION ON THIS BILL:

(Indicate support or opposition for each)

Support: Sierra Club of California, Environmental Defense Center

Oppose: California Association of Realtors, California Chamber of Commerce

12) PROPOSED AMENDMENTS: (Attach separate sheet)

13) RECOMMENDATION:

- | | | |
|----------------------------------|---|--|
| <input type="checkbox"/> Support | <input checked="" type="checkbox"/> Recommend Support to Board* | <input type="checkbox"/> Support if Amended |
| <input type="checkbox"/> Oppose | <input type="checkbox"/> Recommend Opposition to Board* | <input type="checkbox"/> Oppose unless Amended |
| <input type="checkbox"/> Watch | <input type="checkbox"/> Concerns (Why? Explain in #6) | <input type="checkbox"/> No Position (Why?) |

* Indicates that the department believes that the Board of Supervisors should take a formal position on this bill

Additional Comments:

14) LEGISLATIVE ANALYSIS FORM PREPARED BY: Dennis Bozanich

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AMENDED IN SENATE APRIL 5, 2017

SENATE BILL

No. 224

Introduced by Senator Jackson

February 2, 2017

An act to ~~amend Sections 21080, 21100, and 21151 of~~ *add Section 21083.02* to the Public Resources Code, relating to environmental quality.

LEGISLATIVE COUNSEL'S DIGEST

SB 224, as amended, Jackson. California Environmental Quality Act: baseline conditions.

The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. *CEQA requires the Office of Planning and Research to prepare and develop guidelines for the implementation of CEQA by public agencies. CEQA requires the office to transmit the proposed guidelines to the Secretary of the Natural Resources Agency and requires the secretary to certify and adopt the proposed guidelines. CEQA requires the office, at least once every 2 years, to review the guidelines and to recommend proposed changes or amendments to the guidelines.*

This bill would ~~prohibit the lead agency, in determining the baseline physical conditions by which a lead agency determines whether a project has a significant effect on the environment, from considering the effects of certain actions on the environment.~~ *require the office, on or after January 1, 2018, at the time of the next review of the guidelines, to prepare, develop, and transmit to the secretary proposed changes or amendments to determine the baseline physical conditions by which a lead agency determines whether a project has a significant effect on the environment. The bill would require the office, in developing the recommendations to limit the consideration of modifications to the environment at the project site cause by certain actions. The bill would require the secretary to certify and adopt the recommended proposed changes or amendments.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 21083.02 is added to the Public Resources
- 2 Code, to read:
- 3 21083.02. (a) On or after January, 1 2018, at the time of the
- 4 next review of the guidelines prepared and developed to implement
- 5 this division pursuant to subdivision (f) of Section 21083, the Office
- 6 of Planning and Research shall prepare, develop, and transmit to
- 7 the Secretary of the Natural Resources Agency recommended
- 8 proposed changes or amendments to determine the baseline
- 9 physical conditions by which a lead agency determines whether a
- 10 project has a significant effect on the environment. In developing
- 11 the recommendations, the Office of Planning and Research shall
- 12 limit the consideration of modifications to the environment at the
- 13 project site caused by either of the following:
- 14 (1) Actions undertaken without an environmental review
- 15 pursuant to paragraph (2) or (4) of subdivision (b) of Section
- 16 21080.
- 17 (2) Actions that are unpermitted or illegal at the time the action
- 18 was undertaken.
- 19 (b) Upon receipt and review, the Secretary of the Natural
- 20 Resources Agency shall certify and adopt the recommended
- 21 proposed changes or amendments prepared and developed by the
- 22 Office of Planning and Research pursuant to subdivision (a).

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All matter omitted in this version of the bill appears in the bill as introduced in the Senate, February 2, 2017. (JR11)

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