

AMENDED IN ASSEMBLY JANUARY 8, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 1108

Introduced by Assembly Member Pavley
(Coauthor: Senator Kuehl)

February 23, 2001

An act to ~~add Section 33200.6 to amend Section 21083.9 of the Public Resources Code, relating to the Santa Monica Mountains. to environmental protection.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1108, as amended, Pavley. ~~Santa Monica Mountains: transfer of land~~ *Environmental quality: scoping meetings.*

The existing California Environmental Quality Act requires a lead agency to call at least one scoping meeting for a project of statewide, regional, or areawide significance. The existing federal National Environmental Policy Act and existing federal regulations authorizes a lead agency to hold a scoping meeting, and permit that meeting to be integrated with any other early planning meeting the agency holds on a project that is subject to the federal act.

This bill would exempt any lead agency that has held a scoping meeting pursuant to the federal authorization from the state scoping meeting requirement.

~~Existing law requires the Santa Monica Mountains Conservancy to acquire and manage public lands in the Santa Monica Mountains Zone, as defined. Existing law also requires the Resources Agency to oversee and implement various land preservation and environmental protection programs.~~

~~This bill would authorize the Secretary of the Resources Agency to acquire property located within the Santa Monica Mountains Zone that is held in title by the Controller, and that has been identified by the agency as having significant statewide resource value. The bill would require that ownership of such property be transferred directly from the Controller to the Resources Agency, and would provide that the appropriation of state funds would not be required for that purpose.~~

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

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

1 ~~SECTION 1.—Section 33200.6 is added to the Public~~
2 *SECTION 1. Section 21083.9 of the Public Resources Code is*
3 *amended to read:*

4 21083.9. (a) Notwithstanding Section 21080.4, 21104, or
5 21153, a lead agency shall call at least one scoping meeting for any
6 of the following:

7 (1) A proposed project that may affect highways or other
8 facilities under the jurisdiction of the Department of
9 Transportation if the meeting is requested by the department. The
10 lead agency shall call the scoping meeting as soon as possible, but
11 not later than 30 days after receiving the request from the
12 Department of Transportation.

13 (2) A project of statewide, regional, or areawide significance.

14 (b) The lead agency shall provide notice of at least one scoping
15 meeting held pursuant to paragraph (2) of subdivision (a) to all of
16 the following:

17 (1) Any county or city that borders on a county or city within
18 which the project is located, unless otherwise designated annually
19 by agreement between the lead agency and the county or city.

20 (2) Any responsible agency.

21 (3) Any public agency that has jurisdiction by law with respect
22 to the project.

23 (4) Any organization or individual who has filed a written
24 request for the notice.

25 (c) For any entity, organization, or individual that is required
26 to be provided notice of a lead agency public meeting, the
27 requirement for notice of a scoping meeting pursuant to



1 subdivision (b) may be met by including the notice of a scoping
2 meeting in the public meeting notice.

3 *(d) This section does not apply to any lead agency that has held*
4 *a scoping hearing pursuant to Chapter 55 (commencing with*
5 *Section 4321) of Title 42 of the United States Code or Section*
6 *1501.7 of Title 40 of the Code of Federal Regulations.*

7 ~~Resources Code, to read:~~

8 ~~33200.6.—(a) Notwithstanding any other provision of law, the~~
9 ~~Secretary of the Resources Agency may acquire property located~~
10 ~~within the Santa Monica Mountains Zone, as defined in Section~~
11 ~~33105 of the Public Resources Code, that is held in title by the~~
12 ~~Controller, and that has been identified by the agency as having~~
13 ~~significant statewide resource value.~~

14 ~~(b) Ownership of the property described in subdivision (a) may~~
15 ~~be transferred directly from the Controller to the Resources~~
16 ~~Agency, and shall not require the appropriation of state funds for~~
17 ~~that purpose.~~

