

Assembly Bill No. 471

Passed the Assembly August 24, 2004

Chief Clerk of the Assembly

Passed the Senate August 18, 2004

Secretary of the Senate

This bill was received by the Governor this _____ day of
_____, 2004, at _____ o'clock __M.

Private Secretary of the Governor

└

CHAPTER _____

An act to add Chapter 3.3 (commencing with Section 39630) to Part 2 of Division 26 of the Health and Safety Code, relating to air emissions.

LEGISLATIVE COUNSEL'S DIGEST

AB 471, Simitian. Air emissions: cruise ships.

Existing law regulates the release of sewage sludge, oily bilgewater, hazardous waste, or other waste by large passenger vessels into the marine waters of the state.

This bill would prohibit a cruise ship, as defined, from conducting onboard incineration while operating within 3 miles of the California coast.

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

SECTION 1. Chapter 3.3 (commencing with Section 39630) is added to Part 2 of Division 26 of the Health and Safety Code, to read:

CHAPTER 3.3. CRUISE SHIPS

39630. The Legislature finds and declares that it is in the interests of all Californians to protect the air quality from increasing volumes of cruise ship engine emissions.

39631. (a) The state board shall enforce this chapter, and may adopt standards, rules, and regulations for that purpose pursuant to Section 39601.

(b) As used in this division, "cruise ship" means a commercial vessel that has the capacity to carry 250 or more passengers for hire. "Cruise ship" does not include the following:

(1) Vessels without berths or overnight accommodations for passengers.

(2) Noncommercial vessels, warships, vessels operated by nonprofit entities as determined by the Internal Revenue Service, and vessels operated by the state, United States, or a federal government.



39632. Commencing on January 1, 2005, a cruise ship shall not conduct onboard incineration while operating within three miles of the California coast, to the extent allowed by federal law.



Approved _____, 2004

Governor

