

AMENDED IN SENATE APRIL 29, 2008
AMENDED IN SENATE SEPTEMBER 7, 2007
AMENDED IN SENATE JUNE 26, 2007
AMENDED IN ASSEMBLY APRIL 9, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 837

Introduced by Assembly Member Levine

February 22, 2007

~~An act to amend Sections 6244, 6870, and 6872.5 of the Public Resources Code, relating to public lands.~~*An act to add Section 9250.20 to the Vehicle Code, relating to vehicles.*

LEGISLATIVE COUNSEL'S DIGEST

AB 837, as amended, Levine. ~~Oil and gas leases. Vehicles: registration fees.~~

Existing law requires that a registration fee of \$31 be paid to the Department of Motor Vehicles for the registration of every vehicle or trailer coach of a type subject to registration under the Vehicle Code, except those vehicles that are expressly exempted under that code from the payment of registration fees. Existing law also requires that additional fees be paid upon registration or renewal of every vehicle for specified purposes and, beginning July 1, 2008, increases the basic registration by \$3.

This bill would additionally impose for the registration of a passenger vehicle (1) a fee for a vehicle operated with a manufacturer's gross vehicle weight rating of 10,000 pounds or less according to a specified schedule and (2) a carbon dioxide (CO₂) fee based on the pounds of

CO₂ emitted by the vehicle. The bill would apply these provisions to all original registrations on or after July 1, 2010, and to renewal of registrations for vehicles with expiration dates on or after October 1, 2010. The bill would exempt specified persons who are eligible for public assistance from its provisions.

~~(1) Existing law creates the California Coastal Sanctuary which includes certain state waters subject to tidal influence. Existing law authorizes the State Lands Commission to enter into a lease for the extraction of oil or gas from state-owned tide and submerged lands in the sanctuary, if the commission determines that those oil and gas deposits are being drained by means of producing wells upon adjacent federal lands and the lease is in the best interests of the state.~~

~~This bill would also require the commission to determine that the lease will not be developed from an existing or new offshore platform.~~

~~(2) Existing law prohibits a lease for the extraction of oil and gas from coastal tidelands or submerged lands in state waters within the Santa Barbara Channel, as described, unless the State Lands Commission determines that the lease will not result in the seepage or spillage of oil or in the destruction of scenic or aesthetic values.~~

~~This bill would prohibit the commission from issuing a new lease or lease extension for the extraction of oil and gas from coastal tidelands or submerged lands in state waters within the Santa Barbara Channel or the Santa Maria Basin, as described, if the lease or lease extension would be developed from an existing or new offshore oil platform.~~

~~(3) Existing law authorizes the State Lands Commission to modify the boundaries of existing oil and gas leases on tide and submerged lands and beds of navigable rivers and lakes to encompass all of a field partially contained within the existing lease subject to specified conditions.~~

~~This bill would delete the condition relating to existing offshore platforms, and instead prohibit those parts of a field within areas added to an existing lease to be developed from an existing or new offshore platform.~~

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 9250.20 is added to the Vehicle Code, to
2 read:

1 9250.20. (a) *In addition to any other fees specified in this code*
 2 *and the Revenue and Taxation Code, a fee shall be paid for the*
 3 *registration of a passenger vehicle operated with a manufacturer's*
 4 *gross vehicle weight rating of 10,000 pounds or less. The fees shall*
 5 *be paid as follows:*

6		
7		
8	<i>MANUFACTURER'S GROSS VEHICLE</i>	<i>FEE</i>
9	<i>WEIGHT RANGE</i>	
10	<i>Less than 2,000 lbs.</i>	<i>\$ 5</i>
11	<i>2,000 lbs. to and including 4,000 lbs.</i>	<i>10</i>
12	<i>4,001 lbs. to and including 6,000 lbs.</i>	<i>15</i>
13	<i>6,001 lbs. to and including 8,000 lbs.</i>	<i>20</i>
14	<i>8,001 lbs. to and including 10,000 lbs.</i>	<i>25</i>

15
 16 (b) *In addition to any other fees specified in this code and the*
 17 *Revenue and Taxation Code, a fee shall be paid for the registration*
 18 *of a passenger vehicle based on carbon emissions. The fees shall*
 19 *be paid as follows:*

20		
21	<i>POUNDS OF CARBON DIOXIDE</i>	<i>FEE</i>
22	<i>(CO₂) EMITTED</i>	
23	<i>Under 4,000 lbs.</i>	<i>\$10</i>
24	<i>4,001 lbs. to and including 8,000 lbs.</i>	<i>15</i>
25	<i>8,001 lbs. to and including 12,000 lbs.</i>	<i>20</i>
26	<i>Over 12,000 lbs.</i>	<i>25</i>

27
 28 (c) *This section applies to all original registrations on or after*
 29 *July 1, 2010, and renewal of registration for vehicles with*
 30 *expiration dates on or after October 1, 2010.*

31 (d) *A registered owner who meets the eligibility requirements*
 32 *for assistance programs under Chapter 2 (commencing with*
 33 *Section 11200) or Chapter 3 (commencing with Section 12000) of*
 34 *Part 3, Part 5 (commencing with Section 17000), Chapter 10*
 35 *(commencing with Section 18900), Chapter 10.1 (commencing*
 36 *with Section 18930), or Chapter 10.3 (commencing with Section*
 37 *18937) of Part 6, of Division 9 of the Welfare and Institutions*
 38 *Code, shall be exempt from the payment of fees imposed by this*
 39 *section.*

1 SECTION 1. ~~Section 6244 of the Public Resources Code is~~
2 ~~amended to read:~~

3 ~~6244. The commission may enter into a lease for the extraction~~
4 ~~of oil or gas from state-owned tide and submerged lands in the~~
5 ~~California Coastal Sanctuary if the commission determines all of~~
6 ~~the following:~~

7 ~~(a) The oil or gas deposits are being drained by means of~~
8 ~~producing wells upon adjacent federal lands.~~

9 ~~(b) The lease is in the best interests of the state.~~

10 ~~(c) The lease will not be developed from an existing or new~~
11 ~~offshore platform.~~

12 SEC. 2. ~~Section 6870 of the Public Resources Code is amended~~
13 ~~to read:~~

14 ~~6870. (a) Notwithstanding any other provision of law to the~~
15 ~~contrary, a lease shall not be let for the extraction of oil and gas~~
16 ~~from coastal tidelands or submerged lands in state waters within~~
17 ~~the Santa Barbara Channel or in the Santa Maria Basin, unless the~~
18 ~~commission determines that the lease will not result in the seepage~~
19 ~~or spillage of oil (either by finding that the safety and containment~~
20 ~~devices to be used are sufficient to prevent such seepage or spillage~~
21 ~~or that no seepage or spillage would result in any event) or in the~~
22 ~~destruction of scenic or aesthetic values.~~

23 ~~(b) The commission shall not issue a new lease or lease~~
24 ~~extension for the extraction of oil and gas from coastal tidelands~~
25 ~~or submerged lands in state waters within the Santa Barbara~~
26 ~~Channel or in the Santa Maria Basin, if the lease or lease extension~~
27 ~~would be developed from an existing or new offshore oil platform.~~

28 ~~(c) As used in this section, the Santa Barbara Channel is the~~
29 ~~area described as follows:~~

30 ~~Beginning at the point of intersection of the ordinary high-water~~
31 ~~mark of the Pacific Ocean with the westerly point of Point~~
32 ~~Conception; thence in a generally easterly and southeasterly~~
33 ~~direction along said ordinary high-water mark to the westerly point~~
34 ~~of Point Mugu; thence in a generally southwesterly direction to~~
35 ~~the southwest tip of Anacapa Island; thence along the inland sides~~
36 ~~of Anacapa, Santa Cruz, Santa Rosa and San Miguel Islands to~~
37 ~~the most westerly part of San Miguel Island; thence in a northerly~~
38 ~~direction to the point of beginning; excluding the area described~~
39 ~~in subdivision (b) of former Section 6871.2.~~

1 ~~(d) As used in this section, the Santa Maria Basin is the area~~
2 ~~described as follows:~~

3 ~~Beginning at the point of the ordinary high-water mark of the~~
4 ~~Pacific Ocean with the westerly point of Point Conception to the~~
5 ~~ordinary high-water mark of the Pacific Ocean on the~~
6 ~~Guadalupe-Nipomo Dunes Preserve to the edge of international~~
7 ~~waters.~~

8 ~~SEC. 3. Section 6872.5 of the Public Resources Code is~~
9 ~~amended to read:~~

10 ~~6872.5. The commission may adjust the boundaries of an~~
11 ~~existing lease to encompass all of a field partially contained within~~
12 ~~the existing lease subject to both of the following conditions:~~

13 ~~(a) The commission makes all of the following findings:~~

14 ~~(1) The adjustment will permit more efficient utilization of state~~
15 ~~resources.~~

16 ~~(2) The boundary adjustment will not require the construction~~
17 ~~or major modification of a refinery in this state to permit~~
18 ~~development of any increased production resulting from the~~
19 ~~boundary adjustment, unless that construction or major~~
20 ~~modification is to a field production facility servicing the lease.~~

21 ~~(3) The boundary adjustment represents the environmentally~~
22 ~~least damaging feasible alternative for the extraction and production~~
23 ~~of affected resources.~~

24 ~~(b) Those parts of the field within areas added to the existing~~
25 ~~lease may not be developed from an existing or new offshore~~
26 ~~platform.~~

27 ~~SEC. 4. It is the intent of the Legislature that nothing in this~~
28 ~~act shall affect the authority of the State Lands Commission to~~
29 ~~provide necessary ingress, egress, or access to pipeline facilities~~
30 ~~and other utilities by the lease of rights-of-way or by other~~
31 ~~appropriate means.~~