

**ASSEMBLY BILL**

**No. 437**

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**Introduced by Assembly Member Ting**

February 15, 2013

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An act to amend Section 66704.5 of the Government Code, relating to the San Francisco Bay.

LEGISLATIVE COUNSEL'S DIGEST

AB 437, as introduced, Ting. San Francisco Bay Restoration Authority Act: grant program.

The San Francisco Bay Restoration Authority Act establishes the San Francisco Bay Restoration Authority to raise and allocate resources for the restoration, enhancement, protection, and enjoyment of wetlands and wildlife habitat in the San Francisco Bay and along its shoreline. Existing law authorizes the authority to raise funds and award grants to public and private entities, including, but not limited to, owners or operators of shoreline parcels in the San Francisco Bay area, excluding the Delta primary zone, for eligible projects in the counties within the authority's jurisdiction. Existing law repeals the act on January 1, 2029.

This bill would make a technical, nonsubstantive change in those provisions relating to the authority's authorization to raise funds and issue grants to public and private entities.

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

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

- 1 SECTION 1. Section 66704.5 of the Government Code is
- 2 amended to read:

1 66704.5. (a) The authority may raise funds and award grants  
2 to public and private entities, including, but not limited to, owners  
3 or operators of shoreline parcels in the San Francisco Bay area,  
4 excluding the Delta primary zone, for eligible projects *that are* in  
5 the counties within the authority’s jurisdiction.  
6 (b) An eligible project shall do at least one of the following:  
7 (1) Restore, protect, or enhance tidal wetlands, managed ponds,  
8 or natural habitats on the shoreline in the San Francisco Bay area,  
9 excluding the Delta primary zone.  
10 (2) Build or enhance shoreline levees or other flood management  
11 features that are part of a project to restore, enhance, or protect  
12 tidal wetlands, managed ponds, or natural habitats identified in  
13 paragraph (1).  
14 (3) Provide or improve public access or recreational amenities  
15 that are part of a project to restore, enhance, or protect tidal  
16 wetlands, managed ponds, or natural habitats identified in  
17 paragraph (1).  
18 (c) In awarding grants pursuant to subdivision (a), the authority  
19 shall give priority to projects that, to the greatest extent possible,  
20 meet the selection criteria of the State Coastal Conservancy’s San  
21 Francisco Bay Area Conservancy Program in accordance with  
22 subdivision (c) of Section 31163 of the Public Resources Code,  
23 and are consistent with the San Francisco Bay Conservation and  
24 Development Commission coastal management program for the  
25 San Francisco Bay segment of the California coastal zone and the  
26 San Francisco Bay Joint Venture implementation strategy updated  
27 list of Ongoing and Potential Wetland Habitat Projects.  
28 (d) In reviewing and assessing projects, the authority shall solicit  
29 input from the advisory committee convened pursuant to Section  
30 66703.7. The authority shall adopt a procedure for evaluating  
31 proposals in consultation with the advisory committee.  
32 (e) Grants awarded pursuant to subdivision (a) may be used to  
33 support all phases of planning, construction, monitoring, operation,  
34 and maintenance for projects that are eligible pursuant to  
35 subdivision (b).