

AMENDED IN ASSEMBLY MARCH 14, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 572

Introduced by Assembly Member Atkins

February 20, 2013

An act to add ~~Section~~ *Sections 38571.5 and 38571.6* to the Health and Safety Code, relating to greenhouse gases.

LEGISLATIVE COUNSEL'S DIGEST

AB 572, as amended, Atkins. California Global Warming Solutions Act of 2006: market-based compliance mechanisms.

The California Global Warming Solutions Act of 2006 designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The state board is required to adopt a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions level in 1990 to be achieved by 2020, and to adopt rules and regulations in an open public process to achieve the maximum, technologically feasible, and cost-effective greenhouse gas emissions reductions. The act authorizes the state board to include use of market-based compliance mechanisms. Existing law requires all moneys, except for fines and penalties, collected by the state board from the auction or sale of allowances as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation by the Legislature.

This bill, for purposes of determining the viability of incentivizing greenhouse gas emissions reductions through increased energy efficiency, would require the ~~state board~~ *Public Utilities Commission*, in consultation with the *state board and the State Energy Resources*

Conservation and Development Commission, to identify and evaluate the energy efficiency investments of at least one large-scale building development project that the state board determines will likely provide a significant low-cost opportunity for *develop one or more protocols, as specified, to enable 3rd-party intermediaries to document, aggregate, and trade or sell on behalf of specified entities, the greenhouse gas emissions reductions through investment in value of energy efficient measures that are more stringent than applicable building code standards.*

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 38571.5 is added to the Health and Safety
- 2 Code, to read:
- 3 38571.5. To determine the viability of incentivizing greenhouse
- 4 gas emissions reductions through increased energy efficiency, the
- 5 ~~state board~~ *Public Utilities Commission*, in consultation with the
- 6 *state board and the State Energy Resources Conservation and*
- 7 *Development Commission*, shall ~~identify and evaluate the energy~~
- 8 ~~efficiency investments of at least one large-scale building~~
- 9 ~~development project that the state board determines will likely~~
- 10 ~~provide a significant low-cost opportunity for~~ *develop one or more*
- 11 *protocols to enable third-party intermediaries to document,*
- 12 *aggregate, and trade or sell on behalf of commercial property*
- 13 *owners, California businesses, and municipal facility clients, the*
- 14 *greenhouse gas emissions reductions through investment in value*
- 15 *of energy efficient measures that are more stringent than applicable*
- 16 *building code standards.*
- 17 SEC. 2. Section 38571.6 is added to the Health and Safety
- 18 Code, to read:
- 19 38571.6. *In developing the protocols described in Section*
- 20 *38571.5, the Public Utilities Commission shall do both of the*
- 21 *following:*
- 22 (a) *Give full consideration to the need for adequacy of the scale,*
- 23 *type, and number of projects proposed, which shall include*
- 24 *multiunit, affordable housing projects and school projects.*
- 25 (b) *Recommend procedures to ensure transparency in selection*
- 26 *of projects and accurate accounting of credits so that credits are*

- 1 *counted only once for the purpose of meeting any compliance*
- 2 *obligation required by law with respect to carbon emission.*

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