

AMENDED IN ASSEMBLY MARCH 20, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2083**

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**Introduced by Assembly Member Beth Gaines**

February 20, 2014

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An act to ~~amend Section 38560 of~~ *add Section 38575* to the Health and Safety Code, relating to greenhouse gases.

LEGISLATIVE COUNSEL'S DIGEST

AB 2083, as amended, Beth Gaines. California Global Warming Solutions Act of 2006: ~~rules and regulations.~~ *offsets.*

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 the use of market-based compliance mechanisms.*

*This bill, if the state board uses its authority to include the use of market-based compliance mechanisms, would require the state board to allow a regulated entity to use offsets to meet its compliance obligation regardless of the geographic location of the offset.*

~~This bill would make a technical, nonsubstantive change to this provision.~~

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

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

1     SECTION 1. Section 38575 is added to the Health and Safety  
2 Code, to read:

3     38575. (a) If the state board has exercised its authority  
4 pursuant to subdivision (a) of Section 38570, the state board shall  
5 allow a regulated entity to use offsets to meet its compliance  
6 obligation regardless of the geographic location of the offset.

7     (b) For purposes of subdivision (a), a verified offset shall be  
8 real, permanent, quantifiable, verifiable, and enforceable, pursuant  
9 to subdivision (d) of Section 38562.

10    ~~SECTION 1. Section 38560 of the Health and Safety Code is~~  
11 ~~amended to read:~~

12    ~~38560. The state board shall adopt rules and regulations in an~~  
13 ~~open public process to achieve the maximum technologically~~  
14 ~~feasible and cost-effective greenhouse gas emissions reductions~~  
15 ~~from sources or categories of sources, subject to the criteria and~~  
16 ~~schedules set forth in this part.~~