

AMENDED IN SENATE APRIL 1, 2013

**SENATE BILL**

**No. 511**

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**Introduced by Senator Lieu**

February 21, 2013

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An act to ~~amend Section 30221~~ *add Part 6 (commencing with Section 71450) to Division 34* of the Public Resources Code, relating to ~~coastal natural~~ resources.

LEGISLATIVE COUNSEL'S DIGEST

SB 511, as amended, Lieu. ~~Coastal resources: California Coastal Act of 1976: oceanfront land.~~ *Natural resources: climate change: grants.*

*Existing law establishes the Natural Resources Agency consisting of various entities, departments, and boards.*

*This bill would require the Secretary of the Natural Resources Agency, in coordination with the State Air Resources Board, to develop guidelines for the awarding of grants, upon appropriation by the Legislature, for projects that enhance greenhouse gas emissions avoidance and sequestration associated with natural resources, as specified.*

~~The California Coastal Act of 1976 provides for the planning and regulation of development, under a coastal development permit process, within the coastal zone, as defined, based on various coastal resources planning and management policies set forth in the act. Existing law requires that oceanfront land suitable for recreational use be protected for recreational use and development unless present and foreseeable future demand for public or commercial recreational activities that could be accommodated on the property is already adequately provided for in the area.~~

~~This bill would revise that provision to refer to the immediate area.~~

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. Part 6 (commencing with Section 71450) is added  
2 to Division 34 of the Public Resources Code, to read:

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4     PART 6. GREENHOUSE GAS EMISSIONS AVOIDANCE AND  
5                                    SEQUESTRATION  
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7     71450. (a) The Secretary of the Natural Resources Agency,  
8 in coordination with the State Air Resources Board, shall develop  
9 guidelines for the awarding of grants, upon appropriation by the  
10 Legislature, for projects that enhance greenhouse gas emissions  
11 avoidance and sequestration associated with natural resources.

12     (b) The guidelines developed pursuant to subdivision (a) shall  
13 do all of the following:

14     (1) Promote climate benefits from reducing or sequestering  
15 greenhouse gas emissions associated with reductions in  
16 transportation emissions, improvements in energy conservation  
17 or efficiency, promoting development of sustainable communities,  
18 improving the siting of environmentally sensitive distributed  
19 generation, improving regional water supply from regional water  
20 filtration and watershed enhancements, improving forest  
21 management, or increasing the urban forestry canopy.

22     (2) Incentivize innovative pilot projects that can act as statewide  
23 models for enhancing natural resources emission reductions and  
24 sequestration from a portion of the grant awards.

25     (3) Leverage, or maximize, the use of other public and private  
26 funding to either improve the climate value of existing conservation  
27 projects or assist in the implementation of conservation projects  
28 that have important climate values.

29     (4) Promote investments in projects that include cobenefits,  
30 including adaptation, improved water supply and quality, and  
31 public health improvements.

32     (5) Ensure that appropriate funding levels will be dedicated to  
33 conservation projects in disadvantaged communities.

34     (c) To minimize administration costs associated with  
35 implementing this part, the Secretary of the Natural Resources

1 Agency shall use existing programs, including, but not limited to,  
2 programs administered pursuant to Chapter 2 (commencing with  
3 Section 4799.06) of Part 2.5 of Division 4, Chapter 3.8  
4 (commencing with Section 5750) of Division 5, Division 10.4  
5 (commencing with Section 10330), Chapter 3 (commencing with  
6 Section 31100) of Division 21, Chapter 1 (commencing with Section  
7 32600) of Division 22.8, and Chapter 3 (commencing with Section  
8 33200) of Division 23, for competitive grants in forestry, open  
9 space, sustainable agriculture, and watershed enhancements to  
10 further the goals of this part. Funds also may be administered  
11 pursuant to Division 22.3 (commencing with Section 32300),  
12 Division 22.5 (commencing with Section 32500), Division 22.7  
13 (commencing with Section 32550), Division 22.9 (commencing  
14 with Section 32630), Division 23.3 (commencing with Section  
15 33320), and Division 23.5 (commencing with Section 33500).

16 (d) The Administrative Procedure Act (Chapter 3.5 (commencing  
17 with Section 11340) of Part 1 of Division 3 of Title 2 of the  
18 Government Code) shall not apply to the development and adoption  
19 of guidelines adopted pursuant to this part.

20 SECTION 1. ~~Section 30221 of the Public Resources Code is~~  
21 ~~amended to read:~~

22 ~~30221. Oceanfront land suitable for recreational use shall be~~  
23 ~~protected for recreational use and development unless present and~~  
24 ~~foreseeable future demand for public or commercial recreational~~  
25 ~~activities that could be accommodated on the property is already~~  
26 ~~adequately provided for in the immediate area.~~