

AMENDED IN SENATE JUNE 24, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1059

Introduced by Assembly Member Eduardo Garcia

February 26, 2015

An act to add Part 2.1 (commencing with Section 71090) to Division 34 of the Public Resources Code, relating to environmental justice.

LEGISLATIVE COUNSEL'S DIGEST

AB 1059, as amended, Eduardo Garcia. California Communities Environmental Health Screening.

Existing law requires the Secretary for Environmental Protection to convene a Working Group on Environmental Justice to assist the secretary in developing an agencywide strategy for identifying and addressing gaps in existing programs, policies, or activities of the agency's boards, departments, and offices that may impede the achievement of environmental justice.

Existing law requires the California Environmental Protection Agency to identify disadvantaged communities as part of a 3-year investment plan developed by the Department of Finance for the moneys collected by the State Air Resources Board resulting from a market-based compliance mechanism.

This bill would require the Office of Environmental Health Hazard Assessment to *include in the next* update of the California Communities Environmental Health Screening, developed by the agency and the office to implement the above requirements, ~~by using any relevant necessary~~ environmental data relating to ~~known impacts on the environmental quality of~~ the communities in the California-Mexico border ~~region. region, as specified~~. The bill would require the office to

make a report to the Legislature on ~~any barriers to accessing~~ that data *not later than January 1, 2017.*

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 2.1 (commencing with Section 71090) is
2 added to Division 34 of the Public Resources Code, to read:

3
4 PART 2.1. CALIFORNIA COMMUNITIES ENVIRONMENTAL
5 HEALTH SCREENING
6

7 71090. (a) For purposes of this part, the following terms have
8 the following meanings:

9 (1) "Office" means the Office of Environmental Health Hazard
10 Assessment.

11 (2) "Tool" means the California Communities Environmental
12 Health Screening, also known as CalEnviroScreen, that is used to
13 identify disadvantaged communities pursuant to Section 39711 of
14 the Health and Safety Code.

15 ~~(b) The office shall update the tool by using any relevant~~
16 ~~environmental data relating to known impacts on the environmental~~
17 ~~quality of the communities in the California-Mexico border region,~~
18 ~~including, but not limited to, air pollution, water pollution, and~~
19 ~~toxic sites.~~

20 ~~(e) (1) The office~~

21 ~~(b) (1) In the next update of the tool or by January 1, 2017,~~
22 ~~whichever is sooner, the office shall report to the Legislature on~~
23 ~~any barriers in accessing the data described in subdivision (b) in~~
24 ~~the next update of the tool or by January 1, 2017, whichever is~~
25 ~~sooner: air quality, water quality, and toxic release and hazardous~~
26 ~~waste site data necessary for updating the indicators in the tool~~
27 ~~for communities located in the California-Mexico border region,~~
28 ~~including both of the following:~~

29 ~~(2) A report submitted pursuant to paragraph (1) shall be~~
30 ~~submitted in compliance with Section 9795 of the Government~~
31 ~~Code.~~

32 (A) *Deficiencies in and barriers to accessing necessary data.*

1 (B) Current and future monitoring studies and plans for
2 obtaining the data.

3 (2) A report submitted pursuant to this subdivision shall be
4 submitted in compliance with Section 9795 of the Government
5 Code.

6 (c) For the purposes of subdivision (b), necessary data and
7 information may include, but need not be limited to, the following:

8 (1) Air quality measurements for ozone and particulate matter
9 2.5 microns and smaller in size in the border region.

10 (2) Vehicle emissions at border crossings.

11 (3) Complete traffic density data within 150 meters of the
12 border.

13 (4) Water quality data for waterways that cross the border.

14 (5) Feasibility of incorporating into the tool information from
15 Mexico contained in the Pollutant Release and Transfer Registry.

16 (d) When the relevant necessary data identified in subdivisions
17 (b) and (c) are available for the communities in the
18 California-Mexico border region, the office shall include that data
19 in the next update of the tool.