

**ASSEMBLY BILL**

**No. 2616**

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**Introduced by Assembly Member Burke  
(Coauthor: Assembly Member Mark Stone)**

February 19, 2016

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An act to amend Sections 30213 and 30301 of, and to add Section 30006.6 to, the Public Resources Code, relating to coastal resources.

LEGISLATIVE COUNSEL'S DIGEST

AB 2616, as introduced, Burke. California Coastal Commission: membership: environmental justice.

Existing law, the California Coastal Act of 1976, establishes the California Coastal Commission and prescribes the membership and functions and duties of the commission. Existing law provides that the commission consists of 15 members.

This bill would increase the membership of the commission to 18 and would require 3 additional members to be appointed, one each by the Governor, the Senate Committee on Rules, and the Speaker of the Assembly, who represent and work directly with communities in the state that are most burdened by, and vulnerable to, high levels of pollution and issue of environmental justice, as defined.

Existing law requires maximum access and recreational opportunities to be provided to the public in the state's coastal areas and, in that regard, requires lower cost visitor and recreational facilities to be protected, encouraged, and, where feasible, provided.

This bill would additionally require housing opportunities for persons of low and moderate income to be protected, encouraged, and, where feasible, provided in coastal areas. The bill would also specify that the act does not preclude or otherwise restrict the consideration of

environmental justice or the equitable distribution of environmental benefits in communities throughout the state.

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 30006.6 is added to the Public Resources  
 2 Code, to read:

3 30006.6. This division shall not preclude or otherwise restrict  
 4 the consideration of environmental justice, as defined in  
 5 subdivision (e) of Section 65040.12 of the Government Code, or  
 6 the equitable distribution of environmental benefits in communities  
 7 throughout the state.

8 SEC. 2. Section 30213 of the Public Resources Code is  
 9 amended to read:

10 30213. Lower cost visitor and recreational facilities *and*  
 11 *housing opportunities for persons of low and moderate income*  
 12 shall be protected, encouraged, and, where feasible, provided.  
 13 Developments providing public recreational opportunities are  
 14 preferred.

15 The commission shall ~~not: (1) require~~ *not do either of the*  
 16 *following:*

17 (a) *Require* that overnight room rentals be fixed at an amount  
 18 certain for any privately owned and operated hotel, motel, or other  
 19 similar visitor-serving facility located on either public or private  
 20 ~~lands; or (2) establish lands.~~

21 (b) *Establish or* approve any method for the identification of  
 22 low or moderate income persons for the purpose of determining  
 23 eligibility for overnight room rentals in any ~~such~~ *of those* facilities.

24 SEC. 3. Section 30301 of the Public Resources Code is  
 25 amended to read:

26 30301. The commission shall consist of the following ~~15~~ *18*  
 27 members:

- 28 (a) The Secretary of the *Natural* Resources Agency.
- 29 (b) The Secretary of Transportation.
- 30 (c) The Chairperson of the State Lands Commission.
- 31 (d) Six representatives of the public from the state at large. The  
 32 Governor, the Senate Committee on Rules, and the Speaker of the  
 33 Assembly shall each appoint two of these members.

1 (e) Six representatives selected from six coastal regions. The  
2 Governor shall select one member from the north coast region and  
3 one member from the south central coast region. The Speaker of  
4 the Assembly shall select one member from the central coast region  
5 and one member from the San Diego coast region. The Senate  
6 Committee on Rules shall select one member from the north central  
7 coast region and one member from the south coast region. For  
8 purposes of this division, these regions are defined as follows:

9 (1) The north coast region consists of the Counties of Del Norte,  
10 Humboldt, and Mendocino.

11 (2) The north central coast region consists of the Counties of  
12 Sonoma and Marin and the City and County of San Francisco.

13 (3) The central coast region consists of the Counties of San  
14 Mateo, Santa Cruz, and Monterey.

15 (4) The south central coast region consists of the Counties of  
16 San Luis Obispo, Santa Barbara, and Ventura.

17 (5) The south coast region consists of the Counties of Los  
18 Angeles and Orange.

19 (6) The San Diego coast region consists of the County of San  
20 Diego.

21 *(f) Three representatives of, and who work directly with,*  
22 *communities in the state that are most burdened by, and vulnerable*  
23 *to, high levels of pollution and issues of environmental justice, as*  
24 *defined in subdivision (e) of Section 65040.12 of the Government*  
25 *Code, including, but not limited to, communities with diverse racial*  
26 *and ethnic populations and communities with low-income*  
27 *populations. The Governor, the Senate Committee on Rules, and*  
28 *the Speaker of the Assembly shall each appoint one of these*  
29 *members.*

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