

AMENDED IN SENATE JANUARY 27, 2016

SENATE BILL

No. 380

Introduced by Senator ~~Allen Pavley~~
(Principal coauthors: Senators De León and Huff)
(Coauthors: Senators Allen and Runner)
(Coauthor: Assembly Member Wilk)

February 24, 2015

~~An act to add Article 24 (commencing with Section 70050) to Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, relating to student financial aid. An act to add Section 3217 to the Public Resources Code, and to add Section 713 to the Public Utilities Code, relating to natural gas, and declaring the urgency thereof, to take effect immediately.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 380, as amended, ~~Allen Pavley. Student financial aid: Topline Teacher Recruitment and Retention Program. Natural gas storage: moratorium.~~

(1) Under existing law, the Division of Oil, Gas, and Geothermal Resources in the Department of Conservation regulates the drilling, operation, maintenance, and abandonment of oil and gas wells in the state. Existing law requires the State Oil and Gas Supervisor to supervise the drilling, operation, maintenance, and abandonment of wells and the operation, maintenance, and removal or abandonment of tanks and facilities related to oil and gas production within an oil and gas field, so as to prevent damage to life, health, property, and natural resources, as provided; to permit owners and operators of wells to utilize all known methods and practices to increase the ultimate recovery of hydrocarbons; and to perform the supervisor's duties in a

manner that encourages the wise development of oil and gas resources to best meet oil and gas needs in this state. Under existing law, a person who fails to comply with certain requirements relating to the regulation of oil or gas operations is guilty of a misdemeanor.

This bill would require the supervisor to immediately institute a moratorium on injections of natural gas into any wells located within and serving the Aliso Canyon storage facility located in the County of Los Angeles until specified conditions are met. The bill would also require the supervisor to prohibit the production of natural gas by any well originally drilled earlier than 1954 at the Aliso Canyon storage facility located in the County of Los Angeles until specified conditions are met, except as specified. Because a violation of these requirements would be a crime, the bill would impose a state-mandated local program.

(2) Under existing law, the Public Utilities Commission is authorized to supervise and regulate every public utility in the state.

This bill would require the commission to determine the feasibility of minimizing or eliminating use of the Aliso Canyon natural gas storage facility located in the County of Los Angeles while still maintaining energy reliability for the region, and to consult with specified entities in making its determination.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(4) This bill would declare that it is to take effect immediately as an urgency statute.

~~Existing law establishes the Student Aid Commission as the state agency charged with the responsibility of administering student financial aid programs, including the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Program, the Assumption Program of Loans for Education, the State Nursing Assumption Program of Loans for Education, the Graduate Assumption Program of Loans for Education, and the Middle Class Scholarship Program, among other programs.~~

~~This bill would express the intent of the Legislature to enact legislation to establish the Topline Teacher Recruitment and Retention Program, under the administration of the Student Aid Commission, which would make funds available to students at public postsecondary educational~~

institutions who have graduated in the top 5% of their secondary school classes and have committed to teaching in public secondary schools for a specified number of years.

Vote: ~~majority~~^{2/3}. Appropriation: no. Fiscal committee: ~~no~~^{yes}. State-mandated local program: ~~no~~^{yes}.

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

1 SECTION 1. Section 3217 is added to the Public Resources
2 Code, to read:

3 3217. (a) The supervisor shall immediately institute a
4 moratorium on injections of natural gas into any wells located
5 within and serving the Aliso Canyon storage facility located in the
6 County of Los Angeles until all of the following conditions are
7 met:

8 (1) The integrity of each well has been quantitatively and
9 objectively evaluated using state-of-the-art technology and the
10 risks posed by well failure have been evaluated.

11 (A) The age, history, and condition of each well shall be
12 specifically addressed, with particular emphasis on wells drilled
13 prior to 2006.

14 (B) The technical methods and equipment used to evaluate well
15 integrity and the risks posed by well failure shall be determined
16 by the supervisor with input from independent experts and the
17 public through a public process.

18 (2) Any well posing an enhanced risk of failure has been
19 repaired to mitigate the enhanced risk or plugged and abandoned.

20 (3) The supervisor determines that the overall risk from well
21 failure satisfies the supervisor’s duty pursuant to Section 3106 to
22 prevent damage to life, health, property, and natural resources
23 and other requirements.

24 (4) The Public Utilities Commission and the State Energy
25 Resources Conservation and Development Commission concur
26 with the supervisor’s determination in paragraph (3).

27 (b) The supervisor shall prohibit the production of natural gas
28 by any well originally drilled earlier than 1954 at the Aliso Canyon
29 storage facility located in the County of Los Angeles until after
30 the integrity of and the risks associated with any of these wells
31 have been evaluated and determinations by the supervisor, with
32 the concurrence of the commissions, have been made pursuant to

1 *the process described in subdivision (a), except when necessary*
2 *to do either of the following:*

3 *(1) Respond to the uncontrolled leak of natural gas from the*
4 *“Standard Sesnon 25” well (American Petroleum Institute*
5 *identification number 03700776).*

6 *(2) Maintain regional energy reliability, at the written direction*
7 *of the commissions.*

8 *SEC. 2. Section 713 is added to the Public Utilities Code, to*
9 *read:*

10 *713. The commission shall determine the feasibility of*
11 *minimizing or eliminating use of the Aliso Canyon natural gas*
12 *storage facility located in the County of Los Angeles while still*
13 *maintaining energy reliability for the region. The commission shall*
14 *consult with the State Energy Resources Conservation and*
15 *Development Commission, the Independent System Operator, the*
16 *Division of Oil, Gas, and Geothermal Resources in the Department*
17 *of Conservation, and other relevant government entities, in making*
18 *its determination.*

19 *SEC. 3. No reimbursement is required by this act pursuant to*
20 *Section 6 of Article XIII B of the California Constitution because*
21 *the only costs that may be incurred by a local agency or school*
22 *district will be incurred because this act creates a new crime or*
23 *infraction, eliminates a crime or infraction, or changes the penalty*
24 *for a crime or infraction, within the meaning of Section 17556 of*
25 *the Government Code, or changes the definition of a crime within*
26 *the meaning of Section 6 of Article XIII B of the California*
27 *Constitution.*

28 *SEC. 4. This act is an urgency statute necessary for the*
29 *immediate preservation of the public peace, health, or safety within*
30 *the meaning of Article IV of the Constitution and shall go into*
31 *immediate effect. The facts constituting the necessity are:*

32 *In order to mitigate, at the earliest possible time, ongoing harm*
33 *from the gas leak at the Aliso Canyon storage facility, and to*
34 *evaluate the integrity of and the risks associated with older wells*
35 *at that facility, it is necessary that this act take effect immediately.*

36 ~~*SECTION 1. Article 24 (commencing with Section 70050) is*~~
37 ~~*added to Chapter 2 of Part 42 of Division 5 of Title 3 of the*~~
38 ~~*Education Code, to read:*~~

1 Article 24. ~~Topline Teacher Recruitment and Retention Program~~

2

3 70050. ~~It is the intent of the Legislature to enact legislation to~~
4 ~~establish the Topline Teacher Recruitment and Retention Program,~~
5 ~~under the administration of the Student Aid Commission, to make~~
6 ~~funds available to students at public postsecondary educational~~
7 ~~institutions who have graduated in the top 5 percent of their~~
8 ~~secondary school classes and have committed to teaching in public~~
9 ~~secondary schools for a specified number of years.~~

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