

Introduced by Senator Lara

February 26, 2015

An act to amend Section 38561 of the Health and Safety Code, relating to greenhouse gases.

LEGISLATIVE COUNSEL'S DIGEST

SB 544, as introduced, Lara. California Global Warming Solutions Act of 2006: scoping plan.

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. The act requires the state board to prepare and approve a scoping plan for achieving the maximum technologically feasible and cost-effective reductions in greenhouse gas emissions.

This bill would make technical, nonsubstantive changes to these provisions.

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

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

- 1 SECTION 1. Section 38561 of the Health and Safety Code is
- 2 amended to read:
- 3 38561. (a) (1) On or before January 1, 2009, the state board
- 4 shall prepare and approve a scoping plan, as that term is understood
- 5 by the state board, for achieving the maximum technologically

1 feasible and cost-effective reductions in greenhouse gas emissions
2 from sources or categories of sources of greenhouse gases by 2020
3 under this division. ~~The~~

4 (2) *The* state board shall consult with all state agencies with
5 jurisdiction over sources of greenhouse gases, including the Public
6 Utilities Commission and the State Energy Resources Conservation
7 and Development Commission, on all elements of its plan that
8 pertain to ~~energy-related~~ *energy-related* matters including, but not
9 limited to, electrical generation, load based-standards or
10 requirements, the provision of reliable and affordable electrical
11 service, petroleum refining, and statewide fuel supplies to ensure
12 the greenhouse gas emissions reduction activities to be adopted
13 and implemented by the state board are complementary,
14 nonduplicative, and can be implemented in an efficient and
15 cost-effective manner.

16 (b) The plan shall identify and make recommendations on direct
17 ~~emission~~ *emissions* reduction measures, alternative compliance
18 mechanisms, market-based compliance mechanisms, and potential
19 monetary and nonmonetary incentives for sources and categories
20 of sources that the state board finds are necessary or desirable to
21 facilitate the achievement of the maximum feasible and
22 cost-effective reductions of greenhouse gas emissions by 2020.

23 (c) In making the determinations required by subdivision (b),
24 the state board shall consider all relevant information pertaining
25 to greenhouse gas emissions reduction programs in other states,
26 localities, and nations, including the northeastern states of the
27 United States, Canada, and the European Union.

28 (d) The state board shall evaluate the total potential costs and
29 total potential economic and noneconomic benefits of the plan for
30 reducing greenhouse gases to California's economy, environment,
31 and public health, using the best available economic models,
32 emission estimation techniques, and other scientific methods.

33 (e) In developing its plan, the state board shall take into account
34 the relative contribution of each source or source category to
35 statewide greenhouse gas emissions, and the potential for adverse
36 effects on small businesses, and shall recommend a de minimis
37 threshold of greenhouse gas emissions below which ~~emission~~
38 *emissions* reduction requirements will not apply.

39 (f) In developing its plan, the state board shall identify
40 opportunities for ~~emission reductions~~ *emissions reduction* measures

1 from all verifiable and enforceable voluntary actions, including,
2 but not limited to, carbon sequestration projects and best
3 management practices.

4 (g) The state board shall conduct a series of public workshops
5 to give interested parties an opportunity to comment on the plan.
6 The state board shall conduct a portion of these workshops in
7 regions of the state that have the most significant exposure to air
8 pollutants, including, but not limited to, communities with minority
9 populations, communities with low-income populations, or both.

10 (h) The state board shall update its plan for achieving the
11 maximum technologically feasible and cost-effective reductions
12 of greenhouse gas emissions at least once every five years.