

**Introduced by Senator Hertzberg**January 5, 2016

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An act to repeal Article 8 (commencing with Section 25395.109) of Chapter 6.82 of, and to repeal Article 1 (commencing with Section 25395.110) of Chapter 6.83 of, Division 20, of the Health and Safety Code, relating to hazardous materials.

## LEGISLATIVE COUNSEL'S DIGEST

SB 820, as introduced, Hertzberg. Hazardous materials: California Land Reuse and Revitalization Act of 2004.

The California Land Reuse and Revitalization Act of 2004 provides, among other things, that an innocent landowner, bona fide purchaser, or contiguous property owner, as defined, qualifies for immunity from liability from certain state statutory and common laws for pollution conditions caused by a release or threatened release of a hazardous material if specified conditions are met, including entering into an agreement for a specified site assessment and response plan. The act prohibits the Department of Toxic Substances Control, the State Water Resources Control Board, or a California regional water quality control board from requiring one of those persons to take a response action under certain state laws, except as specified. Existing law repeals the act on January 1, 2017.

This bill would extend the operation of the act indefinitely, and would make a conforming change.

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. Article 8 (commencing with Section 25395.109)
- 2 of Chapter 6.82 of Division 20 of the Health and Safety Code is
- 3 repealed.
- 4 SEC. 2. Article 1 (commencing with Section 25395.110) of
- 5 Chapter 6.83 of Division 20 of the Health and Safety Code is
- 6 repealed.

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