

Bill, Author, Chapter	Title	Requirements	Implementation	Due Date
AB 709, (Wayne), CH. 589, Adds Sec. 48022 & 48022.5 to Public Resources Code	Codisposal Sites: Cleanup	Establishes a new category of solid waste site - the "burn dump site" - in the CIWMB's solid waste cleanup program. Prescribes a method for determining if the CIWMB will oversee the cleanup of a burn dump site or whether the DTSC or the RWQCBs will have oversight responsibility.	Work with the CIWMB and the DTSC on the protocols that the DTSC is required to develop. The DTSC or a RWQCB is required to be the oversight agency if one or the other requests the role if the land use of the site following cleanup is a sensitive use (residences, school, day care, health care, high density daily occupation). Otherwise the CIWMB will be the oversight agency.	6/30/2003
AB 1393, (Thomson) CH. 420, Amends Sec.175.5 of Water Code	RWQCB Panels/Conferences	Expands the use of hearing panels and pre-hearing conferences by RWQCBs. Final decisions on matters brought before a hearing panel must be made by a quorum of the nine-member RWQCBs.	If desired, schedule and conduct hearing panels of three or more RWQCB members for issues that come before a RWQCB, instead of only the two issues currently eligible for hearing panels (e.g., issuance of a cease and desist order and after the issuance of an administrative civil liability complaint). Schedule and conduct pre-hearing conferences with parties with issues before the RWQCB to discuss the rules of the hearing (e.g., time limits, procedures for submitting evidence).	Ongoing, beginning 01/01/2003.
AB 2156, (Kehoe), CH. 574, Adds Sec. 32630, Art. 1, Div. 22.9	San Diego River Conservancy	Establishes, until 1/1/2010, the San Diego River Conservancy in the RA, to acquire and manage specific public lands in the San Diego River area. The Conservancy would become operative only when the Legislature appropriates funds or a bond act allocates funding for this purpose.	A representative of the San Diego RWQCB will be one of the two non-voting members of the 11-member Conservancy.	Through 1/1/2010

<p>AB 2351, (Canciamilla) CH. 995, Amends Sec. 13385 of Water Code</p>	<p>Mandatory Minimum Penalties (MMP) – Exemptions</p>	<p>Allows RWQCBs, with the concurrence of the discharger, to direct a portion, above the former \$3,000 limit, of a MMP to be expended on a SEP, assures that a portion of the MMP is deposited into the CAA, and eliminates the preparation of a pollution prevention plan as an alternative to an MMP. Violations of more than one pollutant parameter from a “single operational upset” of a biological treatment process would be treated as a single violation, even if the violations lasts for more than a day up to 30 days. Exempts from MMPs, under certain conditions, the operation of a new or reconstructed wastewater treatment plant unit or process, including a POTW in Orange County, as it upgrades to federal secondary treatment standards.</p>	<p>RWQCBs, with the consent of the dischargers, could designate up to the first \$15,000, plus 50% of the amount over \$15,000, of any MMP on a SEP. After the \$15,000 threshold is reached, 50% of the money over the threshold must go to the CAA. The balance can go to a SEP, the CAA, or can be divided between both. This formula provides flexibility to the RWQCBs and assures that funds are deposited into the SWRCB CAA.</p>	<p>Beginning 1/1/2003</p>
<p>AB 2436, (Frommer), CH. 592, Amends Sec. 1471 of the Civil Code and Adds Sec. 57012 to H&amp;SC, and amends Sec. 13307.1 of Water Code</p>	<p>Land Use Restrictions: Cleanup and Abatement</p>	<p>Prohibits the SWRCB or a RWQCB from declaring a site cleanup complete (issuing a closure letter or determining that a site requires no further cleanup action) without requiring that land use restrictions be recorded if: (1) the SWRCB makes a finding that the site is not suitable for unrestricted use, and that a land use restriction is necessary for the protection of public health, safety, or the environment; (2) the site is subject to a cleanup and abatement order; and (3) the cleanup is of pollution or contamination from a source other than a UST.</p>	<p>Maintain a list of all instruments and agreements restricting land uses imposed by involved agencies, along with specified information. Update all instruments and agreements restricting land uses imposed by involved those agencies and list, as specified. Display list on web site and make list available to the public upon request.</p>	

<p>AB 3035, (Assembly Judiciary Committee), CH. 300, Amends and adds various sections of the Government Code</p>	<p>Access to Government Programs</p>	<p>Amends the Ralph M. Brown Act and the Bagley-Keene Open Meetings Act to cross-reference a requirement under the federal ADA that notices of agendas and public records distributed at these open meetings be available to persons with a disability. Requires published agendas to include information on the availability of disability-related aids or services.</p>	<p>Notices of agendas and public records distributed at open meetings are required to be available to persons with a disability and that published agendas include information on the availability of disability-related aids or services. Adds "race" and "national origin" to the list of factors, such as religion, age, sex, color, ethnic group identification or disability, on which basis a person may not be unlawfully denied full and equal access to a program or activity by the state, a state agency, or to a program or activity that is funded directly by the state or receives any financial assistance from the state</p>	
<p>SB 469, (Alpert), CH. 20, Amends Sec. 13246 and adds Sec. 13191.3 to the Water Code</p>	<p>Total Maximum Daily Loads</p>	<p>Requires the SWRCB, in consultation with the AB 982 Public Advisory Group, (PAG) to prepare, by 7/1/2003 and finalize by 1/1/2004, guidelines for listing and delisting of impaired waters of the state and for developing and implementing the TMDL program. Requires the SWRCB, when taking action on a Basin Plan amendment that is submitted by a RWQCB solely for TMDLs, to comply with deadlines in existing law, unless the proposed amendment is for an exceedingly complex TMDL.</p>	<p>SWRCB must consult with the PAG to prepare guidelines for listing and delisting impaired waters and developing and implementing TMDLs per the federal CWA. The SWRCB must consider the consensus recommendations adopted by the PAG.</p>	<p>Prepare by 7/1/2003; adopt by 1/1/2004</p>
			<p>SWRCB must abide by the 60-day review and approval deadline when acting on an RWQCB's Basin Plan amendment to implement a TMDL. SWRCB can exceed the 60 days only if proposed amendment is for an exceedingly complex TMDL or the submittal is incomplete.</p>	<p>Ongoing</p>
			<p>SWRCB must inform the RWQCB in writing when the SWRCB determines that a certain TMDL is "exceedingly complex."</p>	<p>Ongoing</p>
<p>SB 1473, (Machado), CH. 618, Amends Sec. 79560.1 to the Water Code</p>	<p>Water Security: Clean Drinking Water, Coastal and Beach Protection Act of 2002</p>	<p>Provides implementation guidelines for the water bond initiative (Proposition 50) on the November 2002 ballot.</p>	<p>Determine prior to awarding grants for a regional water management program that the project's environmental impact would be fully mitigated. Administer the funds to be used for projects that facilitate water transfers under the Quantification Settlement Agreement.</p>	

<p>SB 1599, (Poochigian), CH. 324, Amends Sec. 13320 &amp; 13321 of the Water Code</p>	<p>Requests for Stays of Waste Discharge Requirements (WDRs)</p>	<p>Authorizes the SWRCB, in ruling on a petition for review of a RWQCB action on WDRs, to grant a stay to be in effect from the effective date of the WDRs. Authorizes the Superior Court, in granting a stay pursuant to a petition for review of a SWRCB decision denying a request for a stay of WDRs, to make the stay effective as of the effective date of the WDRs.</p>	<p>SWRCB must act on a request for a stay of RWQCB WDRs within 60 days of accepting the petition and may order any stay to be in effect from the effective date of the WDRs.</p>	<p>Ongoing</p>
<p>SB 1949, (Soto), CH. 604, Adds Chap. 4.7 commencing with Sec. 13307.1 of the Water Code</p>	<p>Public Participation</p>	<p>Requires the SWRCB to review the RWQCBs' public participation procedures. Makes the provisions of this bill contingent on funding being provided by the Legislature.</p>	<p>Conduct a study of the public participation activities of the RWQCBs. Prepare a report on the study's findings for the Legislature. Make recommendations how the RWQCBs may improve their public participation activities.</p>	<p>Commencing 7/1/2003</p>