



**2010-11
Budget Conference Committee
on AB 190**

Upon Call of the Chair – Room 4203

**Section VII
RESOURCES**

**Senator Denise Moreno Ducheny, Chair
Assemblymember Bob Blumenfield, Vice Chair
Members: Senator Bob Dutton, Senator Bob Huff, Senator Mark Leno, Senator Alan Lowenthal,
Assemblymember Connie Conway, Assemblymember Felipe Fuentes, Assemblymember Jim Nielsen, and Assemblymember Nancy Skinner**

Table of Contents

| <u>Item #</u> | <u>Title</u> | <u>Page</u> |
|----------------------|---|--------------------|
| 0555 | Secretary for Environmental Protection | 1 |
| Various | Waste Board Reorganization (SB 63) | 2 |
| 3360 | California Energy Commission | 4 |
| 3480 | Department of Conservation..... | 10 |
| 3500 | Department of Resources Recycling and Recovery..... | 11 |
| 3540 | Department of Forestry and Fire Protection | 12 |
| 3600 | Department of Fish and Game..... | 16 |
| 3790 | Department of Parks and Recreation | 18 |
| 3860 | Department of Water Resources | 19 |
| 3900 | State Air Resources Board | 25 |
| 3930 | Department of Pesticide Regulation..... | 27 |
| 3940 | State Water Resources Control Board..... | 28 |
| 3960 | Department of Toxic Substances Control..... | 30 |
| 8570 | Department of Food and Agriculture | 31 |
| 8660 | California Public Utilities Commission..... | 32 |
| 3885 | Delta Stewardship Council – Errata..... | 36 |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

0555-001-0044 Secretary for Environmental Protection

| | | | |
|-----|--|-----------------|--|
| 203 | Integrated Waste Management Account (IWMA) Reduction—Implement SB 63. | Assembly \$0 | |
|-----|--|-----------------|--|

| | |
|---|---|
| <p>Governor proposed various reductions to the IWMA, including \$954,000 from various funds in recognition of the fact that the funds now reside in the Natural Resources Agency under the Department of Resources Recycling and Recovery (as a result of the Waste Board reorganization pursuant to SB 63).</p> | <p>Senate \$667</p> <p>Difference \$667</p> |
|---|---|

Assembly approved the request.

Senate partially denied the request.

Various Items Waste Board Reorganization (Implement SB 63)

Section VII

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

**0555-001-0044 Waste Board Reorganization (SB 63 Implementation)
3480-001-0133; 3500-001-0133; (et al.)**

| | | | |
|--------|---|--------------------------------|--|
| 063 | Transfer Former California Integrated Waste Board (Waste Board) Programs to the New Department of Resources Recycling and Recovery (DRRR)— Implement SB 63 (Chapter 21, Statutes of 2009; Strickland). | Assembly \$0 | |
| (3500) | Governor requested the transfer of \$212.1 million and 482.9 positions from the Waste Board to the DRRR. | Senate -\$212,100 | |
| | Assembly approved the request. | (special funds deleted from | |
| | Senate denied the request. | DRRR budget) | |
| | | Difference \$212,100 | |

Various Items Waste Board Reorganization (Implement SB 63)

Section VII

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|------------------|---|---|-------------------|
| 063 | Transfer Division of Recycling—Implement SB 63. | Assembly \$0 | |
| (3480) (3500) | Governor requested the transfer of the Department of Conservation (DOC), Division of Recycling, including 282.9 positions, to the Department of Resources Recycling and Recovery. | Senate \$49,638 (special funds still in DOC budget) | |
| | Assembly approved the request. | | |
| | Senate denied the request. | Difference \$49,638 | |
| 263 | Transfer the Office of Education and the Environment (OEE) to the Secretary for Environmental Protection (CalEPA)—Implement SB 63. | Assembly \$0 | |
| (0555) | Governor proposed the transfer of 6.5 positions and \$748,000 from the former California Integrated Waste Board (Waste Board) to the CalEPA due to the elimination of the Waste Board pursuant to SB 63. | Senate -\$748 Difference \$748 | |
| | Assembly approved the request. | | |
| | Senate denied the request. | | |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

3360-001-0465 California Energy Commission

| | | | |
|-----|--|---------------------|--|
| 100 | Biosolids Renewable Energy Project. | Assembly \$1,000 | |
|-----|--|---------------------|--|

Governor did not propose this item.

Senate
\$0

Assembly appropriated \$1 million from the Public Interest Research Development and Demonstration Fund (PIER) for the San Francisco Bay Area Biosolids to Energy Project (BAB2E)—a project proposed by a coalition of sanitation districts to develop a facility that would process biosolids waste (the end product of sewage treatment) into a state that can be easily converted into energy through combustion.

Difference
\$1,000

Senate heard discussion of the BAB2E, but asked the Energy Commission and the project to explore the feasibility of the project accessing PIER funding through the existing “unsolicited” application process.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

| | | | |
|-----|---|-----------------|--|
| 300 | Low Carbon Resources and Distributed Generation. | Assembly \$0 | |
|-----|---|-----------------|--|

Governor proposed two positions and \$282,000 (special funds) to conduct ongoing oversight and management of the combined heat and power (CHP) program, and address distributed generation (DG) issues associated with developing a “smart grid” (e.g., determining where on the distribution system new generation would provide value).

Senate
-\$143

Difference
\$143

Assembly approved the Governor’s request.

Senate approved one position and \$139,000 for ongoing CHP compliance monitoring and oversight, and denied the position for DG.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

| | | | |
|-----|---|---------------------|--|
| 301 | SB 17 Implementation (Smart Grid). | Assembly \$0 | |
| | Governor proposed two positions and \$287,000 (special funds) to provide the California Public Utilities Commission (PUC) with consultation on defining and developing a smart grid in California (pursuant to SB 17). | Senate -\$143 | |
| | Assembly approved the Governor's request. | Difference \$143 | |
| | Senate approved one position and \$139,000 to consult with the PUC pursuant to SB 17. | | |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

| | | | |
|-----|---|-----------------|--|
| 302 | Alternative and Renewable Fuel and Vehicle Technology (AB 118) Augmentation. | Assembly \$0 | |
|-----|---|-----------------|--|

| | | | |
|--|---|---|--|
| | Governor proposed: (1) a baseline increase of \$2 million from AB 118 funds for contracts and technical assistance, including an effort to establish formal relationships with several national laboratories (approximately \$1.2 million); and (2) a one-time augmentation of \$5 million for various projects. | Senate -\$1 Difference \$1 | |
|--|---|---|--|

Assembly approved the Governor's request.

Senate approved all but \$1,000.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

| | | | |
|-----|---|-----------------|--|
| 001 | Reappropriation of AB 118 Funding. | Assembly \$0 | |
|-----|---|-----------------|--|

Governor proposed reappropriation of \$40 million for the California Alternative Energy and Advanced Transportation Financing Authority to provide loans, loan guarantees, credit enhancements, bond funding, and sales tax rebates in the following solicitation areas:

- Advanced Biofuel Production Plants – \$15 million
- Vehicle Component Manufacturing – \$19 million
- California Ethanol Production Incentive Program – \$6 million

| |
|-------------------|
| Senate -\$1 |
| Difference \$1 |

Assembly approved the Governor's request.

Senate approved all but \$1,000.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

| | | | |
|-----|--|------------|--|
| 001 | Biomass Energy Program. | Assembly | |
| | Governor did not propose this item. | \$0 | |
| | Assembly took no action on this item. | Senate | |
| | Senate approved BBL specifying that \$1,000 from the Renewable Resource Trust Fund is to be made available for support of the Biomass Energy Program in an effort to address the disposal of agricultural waste that would otherwise be burned in the field, thereby adversely affecting air quality. | \$0 | |
| | | BBL | |
| | | Difference | |
| | | \$0 | |
| | | BBL | |

| 3480 | Department of Conservation | Section VII | |
|-------|----------------------------|--------------------------------------|-------------------|
| Issue | Description | Difference (dollars in thousands) | Conference Action |

3480-001-3046 Department of Conservation

| | | | |
|-----|---|------------------------------|--|
| 003 | Underground Injection Control (UIC) and Enhanced Oil Recovery (EOR) Program Augmentation. | Assembly \$3,179 TBL | |
| | Governor proposed 17 positions and \$3.2 million (special funds) to enhance regulatory oversight for all UIC programs, including EOR projects, in order to better protect the public and the environment (e.g., by regulating the use of thermal injection diatomite). | Senate \$2,000 | |
| | Assembly approved the request, and adopted TBL requiring the department to report annually on permitting levels and enforcement actions. | Difference \$1,179 TBL | |
| | Senate partially approved the request (8 positions and \$2 million). | | |

| | | | |
|--------------|--------------------|--|--------------------------|
| Issue | Description | Difference <small>(dollars in thousands)</small> | Conference Action |
|--------------|--------------------|--|--------------------------|

3500-001-0001 Department of Resources Recycling and Recovery

| | | | |
|-----|--------------------------------|---|--|
| TBL | California Jobs Budget. | Assembly -\$8,900,000 (securitization) TBL | |
|-----|--------------------------------|---|--|

Governor did not propose this item.

| | |
|---|---|
| <p>Assembly approved TBL to securitize California Redemption Value fees from the Beverage Container Recycling Program (Bottle Bill). The securitization is scored to generate \$8.9 billion, \$8.7 billion of which will be transferred to the Jobs and Economic Stability Fund (Jobs Fund), also proposed in TBL.</p> | <p style="text-align: right;">Senate \$0</p> <p style="text-align: right;">Difference \$8,900,000 TBL</p> |
|---|---|

Starting in 2011, \$716 million in Bottle Bill Funds will be used to repay the securitization. To support Bottle Bill programs, \$916 million will be transferred from the Jobs Fund to the Bottle Bill Fund.

Senate took no action on this item.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

3540-001-0001 Department of Forestry and Fire Protection

| | | | |
|-----|---|-----------------------|----------------|
| 001 | Fund AB 32-Related Forest Sector Emission Reduction Programs. | Assembly \$1,255 | (special fund) |
| | Governor proposed \$1.3 million from the new AB 32 Cost of Implementation Fund to support implementation of Forest Sector greenhouse gas reduction measures. | TBL | |
| | Assembly approved the request with TBL to ensure the department's work is closely coordinated with AB 32 implementation (under the Air Resources Board). | Senate \$0 | |
| | Senate denied the request. | Difference \$1,255 | (special fund) |
| | | TBL | |

Issue

Description

Difference
(dollars in thousands)

Conference Action

| | | |
|-----|--|--|
| 005 | <p>Emergency Response Initiative (ERI).</p> <p>Governor proposed to backfill \$200 million GF support for fire protection with revenues from a 4.8 percent surcharge on property insurance premiums. The May Revise contained: (1) a proposal to recognize revenue erosion due to delayed implementation of the surcharge, and to restore \$124 million GF; and (2) BBL authorizing cash-flow borrowing if additional revenue delays occurred.</p> | <p>Assembly \$124,000 BBL</p> <p>Senate \$200,000</p> <p>Difference \$76,000 BBL</p> |
|-----|--|--|

Assembly approved the Governor’s May Revise request.

Senate denied the entire ERI proposal.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|--|---|-------------------|
| 201 | Fund Watershed Fuels Management Program. | Assembly -\$5,461 | |
| | Governor proposed to use \$5.5 million in Proposition 1E funds to support a new Watershed Fuels Management Program (as Proposition 40 funds for the existing Sierra-based fuels management program will soon expire). | (special fund) | |
| | Assembly denied the Governor's request. | Senate -\$5,460 | |
| | Senate denied the Governor's request except for \$1,000. | (special fund) Difference \$1 (special fund) | |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

| | | | |
|-----|---|----------------------|------------------------------|
| 303 | Fund and Fiscal Oversight of Fire Prevention and Fire Protection Expenditures. | Assembly \$60,000 | Staff Recommendation: |
|-----|---|----------------------|------------------------------|

Governor did not propose this item.

Assembly approved a one-time shift of fire protection expenditures (\$60 million) from the department’s Emergency Fund (E-Fund) to the baseline budget (based on historical use of these funds for non-emergency purposes), and adopted TBL to more clearly specify the authorized uses of the E-Fund and require reporting on certain expenditures.

Senate
\$60,000
(w/ \$2,000 allocated to fire protection)
TBL

Senate approved the same changes as the Assembly, and additionally:

- Specified that \$2 million of the funds transferred from the E-Fund to the base budget are to be used to hire personnel to enhance statewide fire protection through increased defensible space inspections.
- Adopted TBL to clarify and enhance existing fire prevention reporting requirements.
- Adopted TBL to enhance oversight (via reporting) of “Schedule A” agreements (in which local governments hire the department to provide emergency response services).

Difference
\$2,000 allocation to fire prevention
TBL

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

3600-001-0200 Department of Fish and Game

| | | | |
|-----|---|------------|--|
| 303 | Tasers for Game Wardens. | Assembly | |
| | | \$0 | |
| | Governor proposed \$378,000 (special fund) to purchase 350 tasers for game wardens. | BBL | |
| | | Senate | |
| | Assembly approved the Governor's request. | \$0 | |
| | | BLL | |
| | Senate approved the requested funding subject to the following requirements in BBL: (1) the availability of funds is contingent upon legislative review of the department's taser training and use policy (once it is officially adopted); and (2) the department is to report on incidence and outcomes of taser use. | Difference | |
| | | \$0 | |
| | | BBL | |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

**3600-001-0200 Department of Fish and Game
3600-001-3117**

| | | | |
|-----|---|---|-----|
| 301 | Diesel Retrofit Program. | Assembly \$0 | BBL |
| | Governor proposed \$1 million from the Fish and Game Preservation Fund for retrofit of the department’s diesel vehicles consistent with State Air Resources Board (ARB) regulations. | Senate \$0 | |
| | Assembly approved the Governor’s request with BBL to authorize the Department of Finance to reduce funding if subsequent changes to the ARB requirements reduce or eliminate the need for the funding. | Difference \$0 (fund source) BBL | |
| | Senate approved the requested amount, but shifted the expenditure to the Alternative Renewable Fuel and Vehicle Technology Fund (AB 118). | | |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

3790-001-0001 Department of Parks and Recreation

| | | |
|-----|--|-----------------------|
| 110 | Restore General Fund for State Park System. | Assembly \$140,000 |
| | Governor requested restoration of \$140 million GF to state parks when he abandoned his proposal to fund the department with new oil lease revenues from Tranquillon Ridge. | Senate \$133,000 |
| | Assembly approved the Governor's request. | Difference \$7,000 |
| | Senate approved \$133 million (a five percent reduction). | |

3790-001-0392 Department of Parks and Recreation

| | | |
|-----|--|-------------------|
| 201 | Point Lobos Concession. | Assembly \$0 |
| | Governor requested a new parks concession at Point Lobos. | BBL |
| | Assembly approved the request with BBL requiring the department to submit a feasibility study report to the Legislature at least 30 days prior to entering into any concession agreement. | Senate \$0 |
| | Senate did not hear the request. | Difference \$0 |
| | | BBL |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

**3860-001-6051 Department of Water Resources
3860-001-6080; 3860-101-6080; 0540-001-6080**

| | | | |
|---------------|--|----------------------|--|
| 111 (3860) | Fund Red Bluff Diversion Dam Project from Water Bond Act of 2010. | Assembly \$57,900 | |
|---------------|--|----------------------|--|

| | | | |
|---------------|--|---|--|
| 111 (0540) | Governor proposed \$1.1 billion in appropriations from the 2010 Water Bond (to go before the voters at the November 2010 General Election), including \$57.9 million for the Red Bluff Diversion Dam Project. | Senate \$0 Difference \$57,900 | |
|---------------|--|---|--|

Assembly approved the proposal as budgeted.

Senate denied the proposal.

| | | | |
|---------------|---|------------------------------|--|
| 113 (3860) | Fund Drought Relief and Water Recycling from Water Bond Act of 2010. | Assembly \$440,000 BBL | |
|---------------|---|------------------------------|--|

| | |
|---|--|
| Governor proposed \$1.1 billion in appropriations from the 2010 Water Bond (to go before the voters at the November 2010 General Election), including \$440 million and BBL for the Drought Relief and Water Recycling programs. | Senate \$0 Difference \$440,000 |
|---|--|

Assembly approved the proposal as budgeted.

Senate denied the proposal.

3860-003-0001 Department of Water Resources

301 **Create Flood Emergency Fund.**

Assembly
\$0

Governor requested a shift of \$1 million in baseline GF to a new Emergency Fund (E-Fund) for exclusive use in responding to imminent flood threats with duration of no more than seven days.

Senate
\$0
BBL

Assembly approved the proposal as budgeted with BBL requiring the following: (1) legislative notification within 30 days of an E-Fund expenditure; and (2) utilization of E-Funds for purposes that are consistent with the criteria identified in the Water Resources Engineering Memorandum Process (WREMP).

Difference
BBL

Senate approved the proposal with BBL containing the same requirements as the Assembly, but additionally: (1) legislative review and approval of the WREMP once it is officially adopted by the department; and (2) the Governor’s approval for E-Fund expenditures after the fourth day of operations.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

3860-001-6051 Department of Water Resources

304 **Provide Direction on Expenditure of Proposition 84 Funds for Coachella Water District.**

Assembly
\$0
BBL

Governor did not propose this item.

Senate
\$0

Assembly adopted BBL directing the department, when implementing a pilot program for disadvantaged community assistance within the Coachella Irrigation District, to consider methods that provide cost savings for high-priority water-related problems affecting disadvantaged communities, including consolidation of community water systems, wastewater systems, and flood systems, and steps to implement consolidation of those systems, where appropriate and feasible.

Difference
BBL

Senate did not take action on this item.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

3860-301-6051 Department of Water Resources

201 **State Water Project (SWP) Facilities Fish and Wildlife and Recreation Enhancements (Davis-Dolwig).** Assembly
-\$10,404

Governor proposed: TBL

- \$15.1 million (Proposition 84) over three years to fund the share of total SWP capital projects that the department allocates to fish, wildlife, and recreation benefits that are deemed a state responsibility pursuant to the Davis-Dolwig Act). Projects include Perris Dam, water pumping infrastructure, new administrative offices, and communications/operation systems. Senate
-\$15,103
- \$7.5 million (continuous appropriation) from the Harbors and Watercraft Fund to pay for the portion of total SWP ongoing maintenance and operations costs calculated as Davis-Dolwig benefits. Difference
\$4,699
- TBL to clarify that the State is not obligated to fund prior or future Davis-Dolwig costs unless there was/is an appropriation in the Budget Act to do so. TBL

Assembly: (1) approved \$4.7 million (Proposition 84), for one year, to fund water infrastructure and Perris Dam Davis-Dolwig projects only; (2) rejected \$7.5 million continuous appropriation; and (3) approved TBL.

Senate denied the request.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

TBL Department of Water Resources

| | | | |
|-----|---|--|--|
| 203 | <p>Williams Settlement—San Francisco Turbine Sale. The City of San Francisco recently sold at public auction four turbines received by the State as part of the Williams Settlement stemming from the 2001 energy crisis. By the terms of the 2003 Williams Implementation Agreement, the State is entitled to a specified share of the sale proceeds.</p> | <p>Assembly \$0</p> <p>Senate -\$21,000 (\$21m GF revenue) TBL</p> | |
| | <p>Governor did not propose this item.</p> | <p>Difference \$21,000 TBL</p> | |
| | <p>Assembly did not take action on this item.</p> | | |
| | <p>Senate approved TBL to transfer, from the Electric Power Fund to the GF, the state's share (at least \$21 million) of proceeds from the sale of the Williams Settlement turbines.</p> | | |

TBL Department of Water Resources

204 **Modifications to 2009 Water Legislation.**

Assembly
\$0

Governor did not propose this item.

Senate
\$0
TBL

Assembly adopted various modifications to appropriations contained in Chapter 2, Statutes of 2009, Seventh Extraordinary Session (SBx7 8).

Difference
\$0
TBL

Senate adopted the same modifications to appropriations contained in SBx7 8 as the Assembly, but also:

- Made integrated regional water management (IRWM) appropriation language consistent with existing grant guidelines.
- Reverted specified Proposition 84 and Proposition 1E appropriations to re-appropriate the funds with amended control language.
- Matched Delta natural community conservation plan (NCCP) local assistance to local needs.

| Issue | Description | Difference <small>(dollars in thousands)</small> | Conference Action |
|--------------|--------------------|--|--------------------------|
|--------------|--------------------|--|--------------------------|

3900-001-0044 State Air Resources Board
3900-001-0115

| | | | |
|-----|---|------------|--|
| 202 | Implement AB 1085—Rulemaking Requirements. | Assembly | |
| | | -\$275,000 | |
| | Governor requested four positions and \$559,000 (special funds) to support the State Air Resources Board’s (ARB) new rulemaking responsibilities—to make certain information available before the opening of a rulemaking public comment period—pursuant to AB 1085. | TBL | |
| | | | |
| | | Senate | |
| | | -\$275,000 | |
| | | | |
| | | Difference | |
| | Assembly approved one position and \$100,000 and TBL to clarify the intent of AB 1085. | \$0 | |
| | | TBL | |
| | Senate approved one position and \$100,000. | | |

| | | | |
|--------------|--------------------|--|--------------------------|
| Issue | Description | Difference <small>(dollars in thousands)</small> | Conference Action |
|--------------|--------------------|--|--------------------------|

| | | | |
|------------|----------------------------------|--|--|
| TBL | State Air Resources Board | | |
|------------|----------------------------------|--|--|

| | | | |
|-----|--|---|--|
| 205 | <p>TBL: Cap-and-Trade “Pause.”</p> <p>Governor did not propose this item.</p> <p>Assembly did not take action on this item.</p> <p>Senate adopted TBL requiring the ARB to “pause” in its adoption of cap-and-trade regulations until all necessary impact assessments (e.g., health) are completed.</p> | <p>Assembly \$0</p> <p>Senate \$0</p> <p>TBL</p> <p>Difference \$0</p> <p>TBL</p> | |
|-----|--|---|--|

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

3930-001-0106 Department of Pesticide Regulation

| | | | |
|-----|---|------------|------|
| 201 | Reduce Pesticide Registration Budget. | Assembly | \$0 |
| | Governor did not propose this item. | Senate | -\$1 |
| | Assembly did not take action on this item. | Difference | \$1 |
| | Senate reduced the department's budget related to pesticide registration by \$1,000 due to concerns with the proposed approval for use of methyl iodide. | | |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

**3940-001-0001 State Water Resources Control Board
3940-001-0193; 3940-001-0439; 3940-001-3058**

| | | | |
|-----|--|--------------------------|--|
| 001 | National Pollutant Discharge Elimination System (NPDES)—Shift GF to Fee-Supported Special Fund. | Assembly \$1,373 (GF) | |
|-----|--|--------------------------|--|

| | | | |
|--|--|---------------|--|
| | Governor requested a \$1.4 million shift from GF to the Waste Discharge Permit Fund in the NPDES. | Senate \$0 | |
|--|--|---------------|--|

| | | | |
|--|------------------------------|-----------------------|--|
| | Assembly denied the request. | Difference \$1,373 | |
|--|------------------------------|-----------------------|--|

Senate approved the request.

| | | | |
|-----|--|--------------------------|--|
| 002 | Irrigated Lands Regulatory Program (ILRP)—Shift GF to Fee-Supported Special Fund. | Assembly \$1,762 (GF) | |
|-----|--|--------------------------|--|

| | | | |
|--|---|---------------|--|
| | Governor requested a \$1.8 million shift from GF to the Waste Discharge Permit Fund in the ILRP. | Senate \$0 | |
|--|---|---------------|--|

| | | | |
|--|------------------------------|-----------------------|--|
| | Assembly denied the request. | Difference \$1,762 | |
|--|------------------------------|-----------------------|--|

Senate approved the request.

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|---|--------------------------------------|-------------------|
| 003 | Water Rights Program (WRP)—Shift GF to Fee-Supported Special Fund. | Assembly \$3,230 (GF) | |
| | Governor requested a \$3.2 million shift from GF to the Water Right Fund in the WRP. | Senate \$0 | |
| | Assembly denied the request. | Difference \$3,230 | |
| | Senate approved the request. | | |
| 007 | Basin Planning Program. | Assembly \$0 | |
| | Governor requested a \$746,000 increase to the Basin Planning Program (to be supported by third-party reimbursements). | Senate \$0 | |
| | Assembly approved the request. | Difference \$0 | |
| | Senate approved the requested dollars, but shifted the fund source to the Waste Discharge Permit Fund (consistent with the Governor’s proposal to support the rest of the program from this source). | Fund Source Only | |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

3960-001-0014 Department of Toxic Substances Control

| | | | |
|-----|---|------------|--|
| 101 | Green Chemistry Toxics Information Clearinghouse. | Assembly | |
| | | \$403 | |
| | Governor requested \$403,000 to implement the Green Chemistry Toxics Information Clearinghouse pursuant to Chapter 560, Statutes of 2008 (SB 509). | Senate | |
| | | \$402 | |
| | Assembly approved the request. | Difference | |
| | | \$1 | |
| | Senate approved the request less \$1,000 because the department had not yet fulfilled a commitment to provide an AB 1879 (Chapter 559, Statutes of 2008; Feuer) spending plan. | | |

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|-------|-------------|--------------------------------------|-------------------|
|-------|-------------|--------------------------------------|-------------------|

8570-001-0001 Department of Food and Agriculture
8570-001-0111

| | | | |
|-----|--|-----------------------------|--|
| 301 | State Board of Food and Agriculture Staffing. | Assembly \$0 | |
| | Governor requested three positions and \$513,000 (special funds) to permanently staff the State Board of Food and Agriculture (Board). | BBL Senate -\$513 | |
| | Assembly approved the requested positions (for one-year limited-term) with BBL requiring the Board to incorporate policies expressed in current statewide water policy into the Board's staffing work plan. | Difference \$513 BBL | |
| | Senate denied the request. | | |

| | | | | |
|--------------|--------------------|--|--|--------------------------|
| Issue | Description | Difference <small>(dollars in thousands)</small> | | Conference Action |
|--------------|--------------------|--|--|--------------------------|

8660-001-0462 California Public Utilities Commission

| | | |
|-----|---|-----------------|
| 300 | Division of Ratepayer Advocate (DRA): Energy Efficiency Programs and Activities. | Assembly \$0 |
|-----|---|-----------------|

| | |
|--|----------------|
| <p>Governor proposed one position and \$96,000 (special funds) to ensure investor-owned utility energy efficiency programs are cost-effective for ratepayers.</p> | Senate -\$1 |
|--|----------------|

| | |
|--|-------------------|
| <p>Assembly approved the request.</p> | Difference \$1 |
|--|-------------------|

Senate approved the request less \$1,000.

| | | |
|-----|--|-----------------|
| 301 | DRA: Energy Low Income Assistance Activities. | Assembly \$0 |
|-----|--|-----------------|

| | |
|--|----------------|
| <p>Governor proposed one position and \$95,000 (special funds) to address expanding workload on energy low income assistance programs and activities.</p> | Senate -\$1 |
|--|----------------|

| | |
|--|-------------------|
| <p>Assembly approved the request.</p> | Difference \$1 |
|--|-------------------|

Senate approved the request less \$1,000.

| | | |
|-----|--|---|
| 202 | <p>Delete Resources Associated with Pursuit of 33-Percent Renewable Portfolio Standard (RPS).</p> <p>Governor did not propose this item.</p> <p>Assembly adopted the LAO recommendation to reduce the California Public Utilities Commission's (PUC) budget by the amount the PUC anticipates spending to implement a 33-percent RPS.</p> <p>Senate also adopted the LAO recommendation (noted above), but less \$1,000.</p> | <p>Assembly -\$2,182</p> <p>Senate -\$2,181</p> <p>Difference \$1</p> |
|-----|--|---|

| | | |
|-----|--|--|
| 200 | <p>Advanced Energy Storage (AES).</p> <p>Governor requested three positions and \$310,000 (special funds) to evaluate the cost-effective use of AES in support of various California policy goals, but primarily the RPS and AB 32.</p> <p>Assembly approved one position and \$101,000.</p> <p>Senate approved the request.</p> | <p>Assembly -\$209</p> <p>Senate \$0</p> <p>Difference \$209</p> |
|-----|--|--|

| | | | | |
|--------------|--------------------|--|--|--------------------------|
| Issue | Description | Difference <small>(dollars in thousands)</small> | | Conference Action |
|--------------|--------------------|--|--|--------------------------|

| | |
|-----------------|---|
| 8660-490 | California Public Utilities Commission |
|-----------------|---|

| | | |
|-----|--|---|
| 222 | <p>California Teleconnect Fund Reappropriation.</p> <p>Governor did not propose this item.</p> <p>Assembly approved reappropriation of the unencumbered balance (approximately \$1.5 million) of funds previously made available to support broadband installation for community nonprofits.</p> <p>Senate approved reappropriation of \$500,000 for the same purpose noted above.</p> | <p>Assembly \$1,500</p> <p>Senate \$500</p> <p>Difference \$1,000</p> |
|-----|--|---|

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|----------------------|---|--------------------------------------|-------------------|
| 3885-001-0001 | Delta Stewardship Council | | |
| 001 | Delta Plan TBL. | Assembly | |
| | | \$0 | |
| | Governor did not propose this item. | TBL | |
| | Assembly approved TBL that gives the Delta Stewardship Council an additional year – until 2013 – to complete the Delta Plan. | Senate | |
| | | \$0 | |
| | Senate took no action on this item. | Difference | |
| | | \$0 | |
| | | TBL | |

3885 Delta Stewardship Council

| Issue | Description | Difference (dollars in thousands) | Conference Action |
|--|--|--------------------------------------|-------------------|
| 3885-001-0001 Delta Stewardship Council | | | |
| TBL/ BBL | Independence of Contractors. | Assembly | |
| | Governor did not request this item. | \$0 | |
| | Assembly approved BBL prohibiting the Delta Stewardship Council from hiring a contractor to develop the Delta Plan that is also working on the Bay Delta Conservation Plan (BDCP). | BBL | |
| | | Senate | |
| | | \$0 | |
| | | TBL | |
| | | Difference | |
| | Senate approved TBL requiring that any contract for developing the Delta Plan must include provisions ensuring that work completed on the Delta Plan shall be conducted independently from work conducted by the contractor on the Bay Delta Conservation Plan. | \$0 | |
| | | Language | |

| 3560 | State Lands Commission | Section VII | |
|-------|------------------------|--------------------------------------|-------------------|
| Issue | Description | Difference (dollars in thousands) | Conference Action |

3560-490 State Lands Commission

NIC **Selby Slag Remediation.** N/A

Governor did not request this item.

Assembly took no action on this item.

Senate took no action on this item.

It has come to the Committee's attention that the State Lands Commission's (SLC) existing appropriation in support of hazardous waste remediation at Selby, California, will expire on June 30, 2010, before the SLC will have received invoices for \$261,000 in active project costs. Without reappropriation of these dollars, the SLC would have to absorb these costs, which are the result of a federally-ordered cleanup directed by the Department of Toxic Substances Control (over which the SLC has no control).