

Senator Josh Becker, Chair
Senator Catherine Blakespear
Senator Brian Dahle



Thursday, May 30, 2024
Upon Adjournment of Floor Session
1021 O Street, Room 2200

Consultants: Diego Emilio J. Lopez and Joanne Roy

PART A

OUTCOMES

- 3-0: Issues #5—7, 9—17, 19, 21—31, 33—35, 39—44, 49, 54—57, 62, 72, 74, and 75.
(Dahle - Aye)**
- 2-1: Issues #3, 4, 18, 20, 32, 60, 67, and 68. (Dahle - No)**
- 2-0: Issues #1, 2, 8, 36, 37, 38, 45—48, 50—53, 58, 59, 61, 63—66, 69—71, and 73.
(Dahle - Abstain)**

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VOTE-ONLY

0540 CALIFORNIA NATURAL RESOURCES AGENCY (CNRA)
3480 DEPARTMENT OF CONSERVATION (DOC)
3540 DEPARTMENT OF FORESTRY AND FIRE PROTECTION (CALFIRE)
3600 CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE (CDFW)
3720 CALIFORNIA COASTAL COMMISSION
3790 DEPARTMENT OF PARKS AND RECREATION (PARKS)
3860 DEPARTMENT OF WATER RESOURCES (DWR)

Issue 1: Chaptered Legislation Proposals (May Revision (MR))

Governor’s Proposal. The May Revision requests resources from the General Fund and special funds to implement statutory requirements associated with legislation chaptered in 2023.

- a) **CNRA: SB 306 (Caballero), Chapter 387, Statutes of 2023: Extreme Heat Action Plan.** \$250,000 General Fund and one position ongoing. This bill requires annually reporting to the Legislature by the California Energy Commission regarding the direct install program as part of the Equitable Building Decarbonization Program and codifies the Extreme Heat Action Plan with required reporting.
- b) **DOC: AB 1167 (Wendy Carillo), Chapter 359, Statutes of 2023: Oil and Gas Acquisition and Bond Requirements.** \$751,000 Oil, Gas, and Geothermal Administrative Fund in 2024-25, \$697,000 in 2025-26 and ongoing; and four positions ongoing. This bill requires a person who acquires the right to operate a well or production facility by purchase, transfer, assignment, conveyance, exchange, or other disposition, to file with the State Oil and Gas Supervisor an individual indemnity bond for the well or production facility or a blanket indemnity bond for multiple wells or facilities in an amount determined by the supervisor to be sufficient to cover, in full, all costs of plugging and abandonment, decommissioning, and site restoration, with certain exceptions, as provided.
- c) **CalFire: AB 1403 (Garcia), Chapter 368, Statutes of 2023: Fireworks Public Safety.** \$638,000 General Fund in 2024-25, \$528,000 in 2025-26, and \$512,000 in 2026-27 and ongoing; and two positions ongoing. This bill requires the State Fire Marshal, by January 1, 2025, to collect and analyze data about firework-related fires, damages, and arrests; submit a workload analysis to the relevant committees of the Legislature and train local authorities on relevant regulations related to fireworks, as specified. Also, this bill authorizes and limits local jurisdictional fees covering costs related to fireworks sale permits, inspection, public education, enforcement, and fire operation efforts.
- d) **CDFW: SB 544 (Laird), Chapter 216, Statutes of 2023: Bailey-Keene Open Meeting Act: Teleconferencing.** \$262,000 in special funds (Fish and Game Preservation Fund, Oil Spill Prevention and Administration Fund, and the Hatchery and Inland Fisheries Fund) in 2024-25 and 2025-26 and one position ongoing. This bill revises and repeals, until January 1, 2026, certain teleconference requirements under the Bailey-Keene Open Meeting Act, which requires all

meetings of the state body be open and public.

- e) ***California Coastal Commission: SB 423 (Wiener), Chapter 778, Statutes of 2023: Streamlined Housing Approvals Implementation.*** \$200,000 General Fund ongoing and one position ongoing. This bill extends the sunset on SB 35 (Wiener), Chapter 366, Statutes of 2017, to January 1, 2036, and makes other specified changes. SB 35 created a streamlined, ministerial approval process for infill development projects in localities that have failed to meet their regional housing needs assessment numbers.
- f) ***Parks: AB 618 (Bauer-Kahan), Chapter 536, Statutes of 2023: State Parks Reservations.*** \$200,000 General Fund in 2024-25. This bill requires any contract entered into by Parks to manage the department's reservation system to reflect certain rules, authorizations, and requirements, as specified. Also, this bill requires Parks, by January 1, 2025, and through January 1, 2029, to implement a reservation drawing for up to five of the most popular units of the state park system and to report on the outcomes of the reservation drawing to the Legislature.
- g) ***DWR: SB 659 (Ashby), Chapter 624, Statutes of 2023: California Water Supply Solutions Act Implementation.*** \$300,000 General Fund ongoing and one position ongoing. This bill requires DWR, as part of the 2028 update to the California Water Plan, and each subsequent update thereafter to the plan, to provide actionable recommendations to develop additional groundwater recharge opportunities that increase the recharge of the state's groundwater basins.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

0540 CALIFORNIA NATURAL RESOURCES AGENCY (CNRA)
3125 CALIFORNIA TAHOE CONSERVANCY
3355 OFFICE OF ENERGY INFRASTRUCTURE SAFETY
3360 ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION (CEC)
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3860 DEPARTMENT OF WATER RESOURCES (DWR)
3875 SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY

Issue 2: CNRA Bond and Technical Proposals (MR)

Governor’s Proposal. The May Revision requests appropriations and reappropriations from various bonds, reversions, reversions with associated new appropriations, and other non-bond technical adjustments to continue implementation of existing authorized programs.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

0540 CALIFORNIA NATURAL RESOURCES AGENCY (CNRA)
3600 CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE (CDFW)
3860 DEPARTMENT OF WATER RESOURCES (DWR)

Issue 3: Salton Sea Management Program (Governor’s Budget (GB)) (MR)

Governor’s Proposal. According to the LAO:

The Governor’s budget proposes \$65.2 million from the General Fund in 2024-25, \$3.3 million from the General Fund in 2025-26, and \$3.3 million from the Salton Sea Lithium Fund in 2026-27 and ongoing for Salton Sea restoration projects and SSMP staffing, as follows:

- \$60 million General Fund to begin work on six projects, including the SCH Expansion project. Depending on the project, activities conducted in 2024-25 would include planning, design, and/or permitting. For one small project, funding would support design and construction. The administration currently estimates the total combined cost for these projects at between \$376 million and \$453 million. Once completed, these projects would provide up to 8,165 acres of wetlands, dust suppression, vegetation enhancement, and aquatic habitat.
- 18 new positions at DWR, CDFW, and CNRA, phased in over two years (nine beginning in 2024-25 and another nine in 2025-26) along with \$1.6 million from the General Fund in 2024-25, \$3.3 million from the General Fund in 2025-26, and \$3.3 million from the Salton Sea Lithium Fund in 2026-27 and ongoing. (The proposal assumes lithium development will begin generating tax revenue sufficient to support these positions in the out-years.) These positions would be responsible for a variety of activities, including maintenance and operations of completed projects (including upkeep of both infrastructure and habitat), data collection, real estate support, environmental science, and management and administrative functions.
- \$3 million General Fund in 2024-25 for the state's current required payment to support the USACE Imperial Streams Salton Sea and Tributaries Feasibility Study pursuant to an agreement the state made with the federal government regarding this work. In addition, the budget proposes \$600,000 on a one-time basis from the General Fund to contract with a company to provide technical support for project planning, environmental and regulatory compliance, and initial project design.

The May Revision shifts the funding source from the General Fund to the Greenhouse Gas Emissions Fund (GGRF).

Date Originally Heard. This issue was heard in Subcommittee 2 on April 18, 2024.

Staff Recommendation. Approve as budgeted and conform to the GGRF Spending Plan.

0540 OCEAN PROTECTION COUNCIL (OPC)
3560 STATE LANDS COMMISSION (SLC)
3720 CALIFORNIA COASTAL COMMISSION

Issue 4: Support for Offshore Wind Energy (MR)

Governor's Proposal. The May Revision requests \$16 million one-time General Fund over three years to support state efforts to plan for and implement offshore wind energy development in federal waters off the coast of California based on recommendations from the *Draft AB 525 Offshore Wind Strategic Plan*, and to support compliance with AB 1373 (Garcia), Chapter 367, Statutes of 2023 and SB 286 (McGuire), Chapter 386, Statutes of 2023.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3100 EXPOSITION PARK

Issue 5: Exposition Park Capacity Building

Governor's Proposal. The Governor's budget requests \$479,000 Exposition Park Improvement Fund and \$84,000 in reimbursement authority in 2024-25 and ongoing for four positions to address increased workload in Exposition Park.

This issues was heard in Subcommittee No. 2 on March 14, 2024.

Staff Recommendation. Approve as budgeted.

Issue 6: Southeast Underground Parking Structure

Request. The Governor's budget requests \$352 million Public Building Construction Fund for Exposition Park for the design-build phase of Exposition Park's Southeast Underground Parking Structure project to construct an underground parking structure with a public park on its top-deck with an adjacent headquarters and community center.

This proposal was heard on March 14, 2024.

Staff Recommendation. Approve as budgeted.

Issue 7: California Science Center: Minimum Wage Increase Impact – May Revision

Request. May Revision requests \$23,000 ongoing from the General Fund to address the State's minimum wage increase impact to its contract for specialized functions with the California Science Center Foundation.

Staff Recommendation. Approve as budgeted.

Issue 8: California Science Center: Operational Support for Phase III Facility – May Revision

Request. The May Revision requests \$2.9 million General Fund and 7 positions in 2024-25, \$3.5 million in 2025-26, \$3.6 million in 2026-27, \$3.7 million in 2027-28, and \$3.8 million ongoing to support core facilities operations and utilities associated with operating the state-approved Phase III Project.

Staff Recommendation. Approve as budgeted.

3125 CALIFORNIA TAHOE CONSERVANCY

Issue 9: Lake Tahoe Boulevard Demolition and Site Stabilization (MR)

Governor's Proposal. The May Revision requests \$2 million California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Fund (Proposition 68), \$756,000 Tahoe Conservancy Fund, and will use \$100,000 of existing Habitat Conservation Fund for the preliminary plans, working drawings, and construction phases of the Lake Tahoe Boulevard Demolition and Site Stabilization Project. The project includes demolition of three existing buildings and stabilization of the remaining soil surface to avoid soil erosion into the nearby river.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 10: Proposition 68 Program Implementation (MR)

Governor's Proposal. The May Revision requests \$1 million Proposition 68 to continue implementing projects and provide funding to partners to improve parks and natural areas, restore rivers and wetlands, and improve access for all, and support climate preparedness and resiliency.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 11: Upper Truckee Marsh Restoration Project (MR)

Governor's Proposal. The May Revision requests an increase of \$400,000 one-time for a total of \$700,000 Federal Trust Fund to study restoration and recreation needs and complete environmental review for the Upper Truckee Marsh Restoration Project.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 12: Withdrawal of Upper Truckee River Sunset Stables Reach 6 Restoration Project (MR)

Governor's Proposal. The May Revision requests a decrease of \$250,000 one-time reimbursement authority in 2024-25. These resources were requested through a proposal included in the Governor's budget, which the conservancy is requesting be withdrawn. The conservancy has identified a possible need to revise the request and re-submit it in the future based on additional information learned during the study phase of the project.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3340 CALIFORNIA CONSERVATION CORPS

Issue 13: Residential Center, Auberry (GB)

Governor's Proposal. The Governor's January budget proposes \$5.9 million in lease revenue bonds (to be repaid by the General Fund) for the working drawing phase. Total project costs are estimated at \$123.1 million. The proposal notes that this project also would increase ongoing operating costs by \$7 million from the General Fund annually.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 14: Withdrawal of 2024-25 Fall Proposal – Nonresidential Center, Wilderness and Watersheds Restoration District: Acquire Existing Nonresidential Facility (MR)

Governor's Proposal. The May Revision requests to withdraw the Governor's Budget proposal requesting \$2.5 million Proposition 68 to acquire the leased Wilderness and Watersheds Restoration District Nonresidential Facility located in Eureka, Humboldt County. The department is exploring other, more cost-effective options, including the use of existing state facilities.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 15: Withdrawal of 2024-25 Fall Proposal – Residential Center, Camarillo: Fitness, Fire Readiness, and Health & Safety (MR)

Governor's Proposal. The May Revision requests to withdraw the Governor's Budget proposal requesting \$650,000 Proposition 68 to develop a fitness track at the Camarillo Residential Center. The department is exploring other, more cost-effective options such as using Corpsmember labor to develop the track.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 16: Reversion of Unexpended Balance for Los Padres Facility Repairs and Vehicle Replacements (MR)

Governor's Proposal. The May Revision requests to revert (1) \$321,000 General Fund for repairs and maintenance needs at the Los Padres facility, which was included in the 2021 Budget Act and is available for expenditure until June 30, 2024, and (2) \$371,000 General Fund for the replacement of fleet vehicles, which as included in the 2022 Budget Act and is available for expenditure until June 30, 2024.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 17: Employee Compensation Adjustments (MR)

Governor's Proposal. The May Revision requests an increase of \$26,000 General Fund ongoing and \$9,000 Collins-Dugan California Conservation Corps Reimbursement Account to reflect revised employee compensation costs.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3480 DEPARTMENT OF CONSERVATION (DOC)

Issue 18: Plugging and Well Remediation (Budget Change Proposal (BCP) and Trailer Bill Language (TBL) (GB)

Governor's Proposal. The Governor's budget requests \$7.5 million for 2024-25 and 2025-26 from the Oil, Gas, and Geothermal Administrative Fund (OGGAF) (Fund 3046) to implement the mandates of recent chaptered legislation associated with conducting state abandonments to plug and abandon hazardous and idle-deserted wells, decommissioning of facilities, and site remediation.

The proposal includes a shift of the 2023-24 \$50 million one-time General Fund appropriation for this purpose to the Greenhouse Gas Reduction Fund (GGRF) in 2024-25, as follows:

- Commencing with 2022-23, and each fiscal year thereafter, \$5 million.
- On a one-time basis, for 2024-25, \$7.5 million as a match to the dedicated \$50 million General Fund appropriation for 2022-23 for the above-mentioned purposes.
- On a one-time basis, for 2025-26, \$7.5 million as a match to a dedicated GGRF appropriation for 2024-25 for the above-mentioned purposes.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Comment. For clarification, please note that the \$7.5 million OGGAF in both 2024-25 and 2025-26 was adopted through TBL as part of last year's budget package (specifically SB 122 (Committee on Budget and Fiscal Review), Chapter 51, Statutes of 2023).

Staff Recommendation. Approve General Fund reduction. Reject fund swap to GGRF and proposed TBL. Adopt alternative TBL clarifying that the General Fund provided in the 2022-23 fiscal year shall qualify as the state match for the \$7.5 million to be provided in the 2025-26 fiscal year from OGGAF.

3540 DEPARTMENT OF FORESTRY AND FIRE PROTECTION (CALFIRE)**Issue 19: 66-Hour Workweek (no BCP) (GB and MR)**

Governor’s Proposal. The Governor’s budget includes \$199 million (\$197 million from the General Fund) and 338 positions in fiscal year 2024-25 to begin implementing a shift to a 66-hour workweek as contemplated in the 2022 Memorandum of Understanding (MOU) with Unit 8. The costs of the proposal would increase in the coming years as CalFire phases in the changes, rising to \$770 million (\$756 million from the General Fund) on an ongoing annual basis and 2,457 permanent positions by 2028-29.

The May Revision requests to add provisional language to Item 3540-001-0001 to provide contracting efficiencies included with other similar prior investments to support implementation of the 66-Hour Workweek.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024, and May 15, 2024.

Staff Comment. In the past few years, the state has started to shift its approach on how to address wildfires —not just by suppressing them — but also by acknowledging the importance of, and placing greater emphasis on, wildfire prevention and resilience work, e.g. prescribed fires and improving forest health. CalFire has grown significantly in the past few years with an increase in firefighter personnel and major investments in CalFire’s aviation program, equipment, and capital outlay projects. This proposal would further increase the number of CalFire firefighter personnel substantially and expand the department’s operations during months that are relatively low-risk for wildfires. This, in turn, should make additional personnel available to perform not only wildfire suppression but also to engage in wildfire prevention and resilience work. In order to better understand and assess how the growth of the department is improving and increasing its wildfire prevention and resiliency work, annual reporting would be prudent.

Staff Recommendation. Approve as budgeted and add placeholder TBL requiring CalFire to report annually on wildfire prevention and resiliency work.

Issue 20: Five Firefighter Hand Crews (MR)

Governor’s Proposal. The May Revision requests \$46.8 million (\$46.4 million General Fund and \$373,000 other funds) and 226 positions in 2024-25 and \$44.5 million (\$43.8 million General Fund and \$731,000 other funds) and 234 positions in 2028-29 and ongoing, phased in over five years with varying amounts in the intermediate years to provide vegetation management, hazardous fuel reduction projects, and wildland fire suppression. This proposal provides funding to make permanent five existing temporary CalFire firefighter hand crews. The five crews include a mix of year-round and seasonal staff.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Comment. Considering the condition of the state budget in the out-years, the significant increase in firefighters in this year’s budget, and approval of a similar hand crew proposal last year that had a one-year basis of funding — it may be prudent to maintain the status quo by adjusting this proposal to provide one-year of funding, and have the Administration come back next year to justify or modify additional years of funding. In addition, the Legislature has asked CalFire to provide an assessment of

Fire response capacity at CalFire and partner agencies; gaps in capacity; and where additional resources would be most beneficial no later than April 2020 (more than four years ago) and it has yet to come to fruition.

Staff Recommendation. Approve \$43.0 million (\$42.6 million from the General Fund and \$373,000 from other funds) and 226 positions in 2024-25 to support five hand crews on a one-year basis (excluding the proposed funding for facility improvements and amortization of vehicles and related equipment). Reject the proposed out-year funding.

Issue 21: Allocation for Employee Compensation (MR)

Governor's Proposal. The May Revision requests an increase of \$4,000 ongoing and reimbursements be increased by \$1,000 ongoing to reflect revised employee compensation costs.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 22: Boggs Mountain Helitack Base - Relocate Facility (Continuing) (GB)

The Governor's budget requests \$1.5 million General Fund for the preliminary plans phase. Total project costs are estimated at \$26.3 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 23: Butte Fire Center: Replace Facility (Continuing) (GB and MR)

The Governor's budget requests \$57.6 million in lease revenue bonds (to be repaid by the General Fund) for the construction phase. Total project costs are estimated at \$63 million.

The May Revision requests to withdraw the 2024-25 fall proposal for \$57.62 Public Building Construction Fund for the construction phase of the Butte Fire Center project. Additional information learned during the design phase of the project indicates that this requires is premature and a new proposal for the project is expected to be included in a future budget.

Dates Originally Heard. These issues were heard in Subcommittee 2 on April 11, 2024, and May 15, 2024.

Staff Recommendation. Approve May Revision proposal to withdraw this request.

Issue 24: Hayfork Fire Station: Relocate Facility (Continuing) (GB)

The Governor's budget requests \$640,000 General Fund for the preliminary plans phase. Total project costs are estimated at \$15.9 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 25: Hollister Air Attack Base/Bear Valley Helitack Base: Relocate Facility (Continuing) (GB)

The Governor's budget requests \$2.5 million General Fund for the working drawings phase. Total project costs are estimated at \$80.9 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 26: Humboldt-Del Norte Unit Headquarters: Relocate Facility (Continuing) (GB)

The Governor's budget requests \$4 million in lease revenue bonds (to be repaid by the General Fund) for the working drawings phase. Total project costs are estimated at \$78.3 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 27: Ishi Conservation Camp: Replace Kitchen (Continuing) (GB)

The Governor's budget requests \$11 million General Fund to repay the interim financing loan for the construction of the project. This repayment is necessary due to an inability to secure the insurance coverage necessary to finance the project with lease revenue bonds, as originally intended. Total project costs are estimated at \$11.8 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 28: Sonoma Lake Napa Unit Headquarters and St Helena Fire Station: Relocate Facility (New) (GB)

The Governor's budget requests \$7.6 million in lease revenue bonds (to be repaid by the General Fund) for the performance criteria phase. Total project costs are estimated at \$152.4 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Comment. This project as currently proposed would be located on land that is a wildlife habitat connectivity corridor. CalFire and the Department of General Services should ensure that the project and the use of the new headquarters and fire station do not impact the habitat corridor.

Staff Recommendation. Approve as budgeted. Add placeholder trailer bill language to preserve and protect habitat.

Issue 29: Parkfield Forest Fire Station: Relocate Facility (Continuing) (GB)

The Governor's budget requests \$18.6 million in lease revenue bonds (to be repaid by the General Fund) for the construction phase. Total project costs are estimated at \$20 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 30: Rohnerville Air Attack Base: Replace Fuel System (Continuing) (GB)

The Governor's budget requests \$1.9 million General Fund for the construction phase. Total project costs are estimated at \$2 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 31: Ramona Air Attack Base (AAB): Critical Emergency Response Operations Infrastructure Improvements (GB)

Governor's Proposal. The Governor's budget requests \$12 million one-time General Fund in 2024-25 for a loading pit reconfiguration at the Ramona AAB to repair and improve retardant loading operations, better meet tactical objectives, and increase fire operations.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 32: Additional CalFire Training Center (CFTC): New Facility (BCP) (GB and MR)

Governor's Proposal. The Governor's budget includes \$18.7 million from the General Fund in 2024-25 for the acquisition of property on which to construct a new training center for CalFire. The total cost of this project was anticipated to be \$419 million in GB.

The May Revision requests a supplemental of \$12.91 million General Fund for the acquisition phase of the Additional CalFire Training Center: New Facility project. The total estimated cost is \$631.53 million.

The Administration states that this supplemental appropriation is needed due to changes in the estimated minimum parcel size for the project, which has increased from approximately 50 acres to approximately 115 acres, and to cover additional costs related to project execution. The Administration states that a future project will be proposed to fully develop the remainder of the property after the initial project is complete.

Dates Originally Heard. These issues were heard in Subcommittee 2 on April 11, 2024, and May 15, 2024.

Staff Comment. As noted by the LAO, it is premature to fund the acquisition of property for this project when the Legislature has not been afforded the opportunity or reasonable time to review relevant studies, including justification for whether the project is necessary. The information that has been provided recently is insufficient, especially considering that the Administration states in the May Revision that it has yet to fully develop a plan for the 115 acres — over double acreage proposed in the Governor’s budget a few months ago.

Staff Recommendation. **Reject both the Governor’s budget and May Revision proposals.**

Issue 33: Various Capital Outlay Reappropriations (MR)

Governor’s Proposal. The May Revision requests reappropriation for 24 projects, as follows:

- a) ***Alhambra Valley Fire Station: Relocate Facility.*** Acquisition: \$2.5 million.
- b) ***Badger Forest Fire Station.*** Construction: \$2.927 million.
- c) ***Boggs Mountain Helitack Base: Relocate Facility.*** Acquisition: \$2 million.
- d) ***Butte Fire Center: Replace Facility.*** Working Drawings: \$2.745 million.
- e) ***Chico Air Attack Base: Relocate Facility.*** Preliminary Plans \$923,000; Working Drawings: \$963,000.
- f) ***Columbia Helitack Base: Replace Facility.*** Preliminary Plans: \$1.228 million.
- g) ***Elsinore Fire Station: Relocate Facility.*** Acquisition: \$1.8 million.
- h) ***Fresno Air Attack Base: Infrastructure Improvements.*** Preliminary Drawings: \$280,000; Working Drawings: \$292,000; and Construction: \$3.217 million.
- i) ***Growlersburg Conservation Camp: Replace Facility.*** Working Drawings: \$4.548 million.
- j) ***Hemet-Ryan Air Attack Base: Replace Facility.*** Working Drawings: \$1.931 million.
- k) ***Higgins Corner Fire Station: Replace Facility.*** Preliminary Plans: \$789,000; Working Drawings: \$789,000.
- l) ***Hollister Air Attack Base/Bear Valley Helitack Base: Relocate Facility.*** Preliminary Plans: \$2.131 million.
- m) ***Howard Forest Helitack Base: Replace Facility.*** Preliminary Plans: \$1.228 million; Working Drawings: \$1.228 million.
- n) ***Intermountain Conservation Camp: Replace Facility.*** Acquisition: \$600,000.
- o) ***Kneeland Helitack Base: Relocate Facility.*** Preliminary Plans: \$850,000.
- p) ***Macdoel Fire Station: Relocate Facility.*** Preliminary Plans: \$586,000; Working Drawings: \$586,000.
- q) ***Paso Robles Air Attack Base: Infrastructure Improvements.*** Preliminary Plans: \$285,000; Working Drawings: \$297,000.
- r) ***Perris Emergency Command Center: Remodel Facility.*** Working Drawings: \$300,000.
- s) ***Prado Helitack Base: Replace Facility.*** Working Drawings: \$300,000.
- t) ***Ramona Air Attack Base: Infrastructure Improvements.*** Preliminary Plans: \$431,000; Working

Drawings: \$449,000; Construction: \$4.947 million.

- u) **Riverside Unit Headquarters: Relocate Facility.** Acquisition: \$3.6 million.
- v) **Rohnerville Air Attack Base: Replace Fuel System.** Preliminary Plans: \$5,000; Working Drawings: \$55,000.
- w) **Self-Generating Power Projects in Tehama-Glenn and Fresno-Kings Units.** Preliminary Plans: \$1 million; Working Drawings: \$1 million.
- x) **Shasta Trinity Unit Headquarters/Northern Operations: Relocate Facilities.** Working Drawings: \$6.288 million.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3560 STATE LANDS COMMISSION (SLC)

Issue 34: Inflation Reduction Act: Methane Emissions Reduction for Marginal Conventional Wells (MR)

Governor's Proposal. The May Revision requests \$20.78 million in Federal Trust Fund Authority, which was granted to SLC through the Inflation Reduction Act, for the purpose of implementing the Methane Emissions Reduction Program for Marginal Conventional Wells. The funds are intended to be fully expended by June 30, 2029, and do not impose on the state any requirement to commit or expend new state funds for any program or purpose.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3600 CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE (CDFW)

Issue 35: Cannabis Environmental Restoration and Protection Support (Allocation 3 Enhancement) (MR)

Governor's Proposal. The May Revision requests 29 positions (permanent position authority only) in 2024-25 and ongoing to increase capacity for cannabis environmental restoration and protection by expanding stakeholder engagement, increasing grant opportunities, and increasing law enforcement and scientific capacity. The positions will be funded by CDFW's existing authority provided through the continuous appropriation from the Cannabis Tax Fund — Department of Fish and Wildlife, Environmental Restoration and Protection Account – Allocation 3.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 36: Dedicated Fish and Game Preservation Fund Realignment (BCP and TBL) (MR)

Governor’s Proposal. The May Revision requests various adjustments to the Fish and Game Preservation Fund’s dedicated accounts, California Waterfowl Habitat Preservation Account, Fish and Game Preservation Fund, Upper Newport Bay Ecological Reserve Maintenance and Preservation Fund, and Nesting Bird Habitat Incentive Program Account, Fish and Game Preservation Fund resulting in an increase of \$3.22 million in 2024-25 and \$2.62 million ongoing. These adjustments align the accounts’ expenditure authority with revenues and help CDFW maintain stability, structural balance, and workload for the funds.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 37: Environmental Enhancement Fund Settlement Appropriation (MR)

Governor’s Proposal. The May Revision requests \$7.64 million Environmental Enhancement Fund one-time with an extended encumbrance period through June 30, 2026, and an extended liquidation period through June 30, 2031, to allow CDFW to meet the needs of grant applicants completing habitat restoration work and follow necessary administrative and grant award timelines.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3720 CALIFORNIA COASTAL COMMISSION 3820 SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION (SF BCDC)

Issue 38: Sea Level Rise (SLR) Planning and Adaptation (SB 272) (MR)

Governor’s Proposal. The May Revision requests the following:

- California Coastal Commission: \$2.1 million General Fund and nine permanent positions in 2024-25 and \$3.8 million General Fund and 18 positions in 2025-26 and ongoing to support workload associated with the implementation of SB 272 (Laird), Chapter 384, Statutes of 2023.
- SF BCDC: \$804,000 General Fund and three positions in 2024-25, \$3.1 million and 10 positions in 2025-26, and \$3.8 million and 15 positions in 2026-27 and ongoing to support workload and contracts associated with the implementation of SB 272.

SB 272 (Laird) requires a local government in the coastal zone or within the San Francisco Bay to develop an SLR plan as part of either a local coastal program or a shoreline resiliency plan that includes certain information, including SLR adaptation strategies and recommended projects, requires local governments to comply by January 1, 2034, as specified, and prioritizes funding for implementation of sea level adaptation strategies in approved plans, among other things.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3790 DEPARTMENT OF PARKS AND RECREATION (PARKS)**Issue 39: Malakoff Diggins State Historic Park (SHP) Mine Remediation Implementation (GB)**

Governor's Proposal. The Governor's budget requests \$6 million General Fund in 2024-25 and \$1.5 million General Fund in 2025-26 and 2026-27 to continue implementation of improvements required by the State Water Resources Control Board and to maintain the remedial actions to abate contamination resulting from historic mining activities at Malakoff Diggins SHP for the Mine Remediation Project. Tasks in this proposal build upon previous appropriations used for design, permitting and initial implementation and construction. Specifically, this request consists of: (1) \$3 million (\$1.5 million in 2025-26 and 2026-27) for sampling and monitoring, maintenance of prior cleanup actions undertaken by the state, and may include limited cleanup activities, and (2) \$6 million to continue implementation of improvements.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 40: 2023 and 2024 Storm Damage – Statewide Repairs and Adaptation Project (MR)

Governor's Proposal. The May Revision requests \$5 million Natural Resources and Parks Preservation Fund in 2024-25 and \$51 million reimbursement authority phased over the next two years (\$5 million in 2024-25) to address damages and rebuilding efforts related to the 2023 and 2024 winter storms, including Hurricane Hillary. This request builds on immediate need resources previously provided through the 2023 *Winter Storm Damage – Statewide Repairs and Adaptation* proposal. Funding from the 2023 Winter Storm Damage proposal is requested to be reappropriated to allow Parks to utilize existing funds to address either 2023 or 2024 storm damage. Federal Emergency Management Agency (FEMA) funding will be the source of the reimbursements for this proposal.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 41: California Indian Heritage Center: Design and Construction (MR)

Governor's Proposal. The May Revision requests a supplemental appropriation of \$3.49 California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection (Proposition 40) bond funds, set aside specifically for the California Indian Heritage Center project in Yolo County pursuant to Public Resources Code Section 5096.652(a). This supplemental appropriation is for increased costs in Preliminary Plans to cover more extensive outreach activities than previously anticipated.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 42: Deferred Maintenance and Special Projects (MR)

Governor's Proposal. The May Revision requests \$14.93 million one-time from Proposition 40 to address deferred maintenance projects and other bond eligible projects that are deemed critical to the mission and goals of Parks. This proposal represents a fund shift of deferred maintenance projects from the General Fund to Proposition 40, which will result in General Fund savings and allow Parks to make progress on implementing the Next Generation Sales and Reservations Management (NextGen) Solution.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 43: El Capitan State Beach (SB): Entrance Improvements (MR)

Governor's Proposal. The May Revision requests a supplemental appropriation of \$4.1 million Natural Resources and Parks Preservation Fund (NRPPF) to replace expired grant funding that is needed to complete the construction phase of the El Capitan SB: Entrance Improvements project in Santa Barbara County.

Parks states that grant funding was lost due to delays at the start of construction caused by lengthy permitting requirements, associated project modifications, and conditions altered by severe storm damage.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 44: Fort Ross State Historic Park (SHP): Cultural Trail (MR)

Governor's Proposal. The May Revision requests \$2.816 million Proposition 40 for supplemental appropriations for the working drawings (\$336,000) and construction (\$2.48 million) phases of the Fort Ross SHP Cultural Trail project.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 45: Next Generation Sales and Reservation Management System Solution (R2S2 NextGen) Project Support (MR)

Governor's Proposal. The May Revision requests authority for a total of 17 permanent positions (five positions in 2024-25, an additional five positions in 2025-26, and an additional seven positions in 2026-27). Parks requests to reallocate General Fund appropriated in 2021 for Deferred Maintenance to provide funding to support the requested information technology resources for three years, which will support the implementation of the NextGen project, which is intended to improve Parks's current reservation

and recreation system and revenue collection as well as provide better real-time data analytics to increase utilization and enable park staff and managers to make business decisions based on real-time data.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 46: Off-Highway Vehicle Trust Fund (OHVTF) Local Assistance Grants (MR)

Governor's Proposal. The May Revision requests \$29 million OHVTF in 2024-25 for local assistance grants. This fund provides state funds to local and state agencies and other organizations for grants that support off-highway motorized vehicle projects and programs.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 47: Statewide Capital Outlay Reappropriations (MR)

Governor's Proposal. The May Revision requests reappropriation of existing Capital Outlay appropriations to allow for the completion of projects currently in process.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 48: Statewide Floating Restrooms (MR)

Governor's Proposal. The May Revision requests \$300,000 Harbors and Watercraft Revolving Fund in 2024-25 and ongoing to continue constructing and delivering Americans with Disabilities Act (ADA) compliant floating restrooms to California lakes and reservoirs to help protect these waters from contamination by recreational boater sewage. This funding is needed for the matching requirement to leverage up to \$900,000 from the federal Clean Vessel Act Inland grant, which the Division of Boating and Waterways receives annually for floating restroom construction and deployment.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 49: Winter Recreation Fund Program Support (MR)

Governor's Proposal. The May Revision requests \$360,000 Winter Recreation Fund and one permanent position in 2024-25 and ongoing to accommodate unmet visitor services workload at SNO-Parks, as well as project backlogs and cost increases for ongoing contracts.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 50: Adventure Pass Program (TBL) (MR)

Governor’s Proposal. The May Revision requests TBL to indefinitely extend the provisions related to the California State Park Adventure Pass to any child in grade 4, or grade 4 equivalent, who is a California resident.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Conform action to the final decision on the Proposition 98 package.

Issue 51: Division of Boating and Waterways Federal Alignment (TBL) (MR)

Governor’s Proposal. The May Revision requests TBL to, among other things, redefine “personal watercraft,” as specified; prohibit a person from operating a personal watercraft with an engine cut-off switch, as specified; prohibit a person from operating from operating a recreational vessel underway with a child under 13 years of age onboard unless certain conditions are met; shortens

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

Issue 52: Angel Island State Park: Ferry Service (TBL) (Legislative Proposal)

Governor’s Proposal. The Legislature proposes TBL authorizing Parks to negotiate a service contract with an entity qualified to do business in the state as a ferry operator, for the transport of passengers via ferry service between the City of Tiburon and Angel Island State Park.

Staff Recommendation. Approve as proposed.

3820 SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION (SF BCDC)

Issue 53: Department of Justice (DOJ) Legal Costs (MR)

Governor’s Proposal. The May Revision requests \$434,000 General Fund in 2024-25 and \$170,000 General Fund annually thereafter to cover increased DOJ litigation costs.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3860 DEPARTMENT OF WATER RESOURCES (DWR)

Issue 54: Urban Flood Risk Reduction Projects (GB)

Governor's Proposal. The Governor's budget requests to appropriate \$33 million General Fund in 2024-25 for urban flood risk reduction projects carried out in collaboration with US Army Corps of Engineers. Of the total, \$23 million is the required state share of cost and \$10 million is for associated state operations costs.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 18, 2024.

Staff Recommendation. Approve as budgeted.

Issue 55: Central Valley Systemwide Flood Risk Reduction Multi-Benefit Projects (GB)

Governor's Proposal. The Governor's budget requests to appropriate \$31.3 million General Fund in 2024-25 through the Central Valley Systemwide Flood Risk Reduction Program for multi-benefit projects that also are part of the State Plan of Flood Control. These particular projects are state-funded, although one project likely can also draw down \$10 million in federal funds from the Bureau of Reclamation.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 18, 2024.

Staff Recommendation. Approve as budgeted.

Issue 56: Central Valley Flood Protection Board (CVFPB) – Funding for Current Operations (BCP) and the Flood Risk Management Fund (BCP and TBL) (MR)

Governor's Proposal. The May Revision requests \$2.088 million General Fund and \$1.6 million Flood Risk Management Fund in 2024-25 to support current operations and \$3.888 million General Fund and \$300,000 Flood Risk Management Fund annually thereafter. This funding is intended to support existing staff who implement CVFPB's regulatory programs.

The May Revision requests TBL to expand the types of actions that moneys in the Flood Risk Management Fund may be expended by the board to any type of service for which it charges fees pursuant to Water Code Section 8535.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted and TBL.

Issue 57: Salton Sea Restoration Federal Authority (MR)

Governor's Proposal. The May Revision requests a total of \$50 million Federal Trust Fund Authority

in 2024-25 for funding received from the US Department of Interior fund in the Inflation Reduction Act: Public Law 117-169.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

ENVIRONMENTAL PROTECTION

0555 CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY (CALEPA)
3900 CALIFORNIA AIR RESOURCES BOARD (CARB)
3930 DEPARTMENT OF PESTICIDE REGULATION (DPR)
3940 STATE WATER RESOURCES CONTROL BOARD (SWRCB)

Issue 58: CalEPA Bonds and Technical Proposals (MR)

Governor’s Proposal. The May Revision requests various bond appropriations, reappropriations, and reversions; technical adjustments; reappropriations; and baseline adjustments to continue implementation of previously authorized programs.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3900 CALIFORNIA AIR RESOURCES BOARD (CARB)
3930 DEPARTMENT OF PESTICIDE REGULATION (DPR)
3940 STATE WATER RESOURCES CONTROL BOARD (SWRCB)
3970 CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE)

Issue 59: CalEPA Chaptered Legislation Proposals (MR)

Governor’s Proposal. The May Revision requests resources from the General Fund and special funds to implement statutory requirements associated with legislation chaptered in 2023, as follows:

- a) **CARB: AB 585 (Robert Rivas and Petrie-Norris), Chapter 336, Statutes of 2023: Clean Energy Projects Assessment.** Three positions and \$684,000 Air Pollution Control Fund (APCF) in 2024-25; \$899,000 APCF in 2025-26; \$681,000 in 2026-27 and ongoing. This bill requests the California Council on Science and Technology (CCST) to perform a triennial literature review to assess the infrastructure projects necessary to achieve the quantities of renewable energy, and the distribution and transmission networks necessary, to achieve the state’s energy, climate change, and air quality goals. Also, this bill requires the Governor’s Office of Business and Economic Development (GO-Biz) to prepare an assessment of barriers limiting the deployment of clean energy projects by January 1, 2026.
- b) **CARB: AB 1594 (Garcia), Chapter 585, Statutes of 2023: Zero Emission Vehicles for Public Agency Utilities.** One position and \$220,000 Cost of Implementation Account (COIA), APCF in 2024-25; and \$219,000 COIA, APCF in 2025-26 and ongoing. This bill requires any state

regulation that seeks to require the procurement of medium- and heavy-duty zero-emission vehicles (ZEVs) to authorize public agency utilities to purchase replacements for traditional utility-specialized vehicles that are at the end of life, as determined by CARB, in consultation with public agency utilities, when needed to maintain reliable service and respond to major foreseeable events, including severe weather, wildfires, natural disasters, and physical attackers, as specified.

- c) **DPR: AB 1016 (Jones-Sawyer), Chapter 354, Statutes of 2023: Private Unmanned Pest Control Aircraft Certification.** 2.5 positions and \$436,000 DPR Fund in 2024-25 and ongoing. This bill expands DPR's authority to create training programs for drone aerial applicator licensing independent of the existing journeymen/apprenticeship requirements.
- d) **DPR: AB 652 (Lee), Chapter 662, Statutes of 2023: DPR Environmental Justice Advisory Committee.** Two positions and \$580,000 DPR Fund in 2024-25 and ongoing. This bill requires DPR to convene an Environmental Justice Advisory Committee by July 1, 2025, with specified membership that would provide recommendations to DPR to integrate environmental justice considerations into DPR's programs, policies, decision making, and activities.
- e) **SWRCB: AB 664 (Lee), Enforcement Support for At-Risk Domestic Well Compliance.** Three positions and \$450,000 Safe Drinking Water Account in 2024-25 and ongoing. This bill requires the owner of any domestic well that serves a rental property and is located within a consolidation or extended service area, if the owner does not provide written consent, to ensure that tenants of rental properties served solely by that domestic well have access to adequate supply of safe drinking water.
- f) **SWRCB: AB 876 (Robert Rivas), Chapter 816, Statutes of 2023: Pajaro River Flood Risk Management Project.** One position and \$225,000 in 2024-25 and ongoing. This bill exempts state and local approvals of the Pajaro River Project from specified waste discharge permit and lake and streambed alteration agreement requirements. Also, this bill declares that the environmental assessment previously prepared for the project by the US Army Corps of Engineers satisfies the requirements of the California Environmental Quality Act.
- g) **SWRCB: SB 3 (Dodd, et al.), Chapter 855, Statutes of 2023: Water Shut-Off Protection Expansion.** Five positions and \$1.625 million Safe Drinking Water Account (SDWA) in 2024-25 and \$1.375 million SDWA in 2025-26 and ongoing. This bill eliminates the exemption for water systems that serve less than 200 connections (but at least 15 service connections) from statutes and policies related to water service shutoffs due to nonpayment.
- h) **SWRCB: SB 745 (Cortese, et al.), Chapter 884, Statutes of 2023: Update to Onsite Treatment and Reuse of Nonpotable Water Regulations.** \$650,000 General Fund in 2024-25 and \$450,000 General Fund in 2025-26 and 2026-27. This bill requires the California Building Standards Commission (BSC) and the Department of Housing and Community Development to develop and propose new mandatory building standards related to water efficiency. SWRCB will coordinate with BSC in the development of guidance documents and a model local ordinance to assist local jurisdictions establish programs for onsite nonpotable water treatment systems.
- i) **CalRecycle: AB 1526 (Committee on Natural Resources), Chapter 848, Statutes of 2023: Aerosol Spray Paint Inclusion Within Extended Producer Responsibility Program.** Two positions and \$261,000 Architectural Paint Stewardship Account (APSA) in 2024-25 and \$670,000 APSA in 2025-26 and ongoing. This bill, among other things, adds aerosol paint to the

Architectural Paint Recovery Program.

- j) ***CalRecycle: AB 1548 (Hart), Chapter 693, Statutes of 2023: Recycling Infrastructure Project Grants.*** One position and \$135,000 GGRF in 2024-25 and ongoing. This bill adds specificity on the types of projects that are eligible for CalRecycle’s grant program that provides financial assistance to promote the development of organic waste infrastructure and waste reduction programs.
- k) ***CalRecycle: SB 613 (Seyarto), Chapter 878, Statutes of 2023: Expansion of Low Population of Waiver Within Organic Waste Recycling Law.*** One position and \$171,000 in 2024-25 and ongoing. This bill creates a waiver for low-population local jurisdictions and exempts those jurisdictions from SB 1383 organics waste diversion goals until December 31, 2028, if they do not already have another, specified waiver. (SB 1383 (Lara), Chapter 395, Statutes of 2016)

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted.

3930 DEPARTMENT OF PESTICIDE REGULATION (DPR)

Issue 60: Sustainable Funding for Pest Management at DPR (BCP & TBL) (GB)

Governor’s Proposal. According to the LAO:

The Governor proposes several changes to increase revenues into the DPR Fund which would generate a total of \$30.4 million of new revenues in 2024-25 (growing to \$43.9 million in future years). Of this amount, \$9.8 million would address the structural deficit and \$17.8 million would be used to expand programs and activities (growing to \$32.5 million). The increased revenues would be generated by: (1) increasing the mill assessment (\$22.1 million in 2024-25, growing to \$33.8 million), (2) increasing registration fees through regulations (\$6.3 million in 2024-25, growing to \$7.2 million), and (3) increasing licensing fees through regulations (\$2 million in 2024-25, growing to \$2.9 million). The proposal also would provide \$717,000 from the GGRF on an ongoing basis to support additional programmatic expansions for the department.

Includes Several Policy Changes. The Governor proposes TBL that would make several changes, including the following:

- Changes mill assessment payer responsibility.
- Extends statute of limitations for mill assessment payment violations found in audits.
- Extends statute of limitations for pesticide use violations.
- Authorizes DPR to enforce the state’s laws on out-of-state pesticide dealers.
- Exempts Emergency Pesticide Use Authorizations From California Environmental Quality Act (CEQA) Review.

Date Originally Heard. This issue was heard in Subcommittee 2 on March 14, 2024.

Staff Comment. As noted previously, AB 2113 (Garcia) is a policy bill based on this TBL — both of which have substantial, substantive policy impacts. AB 2113 is currently being vetted through the legislative policy committee process and has been amended multiple times since its introduction. The

bill is currently in the Senate. In order to avoid confusion and to allow for more transparency and public participation, it would be prudent to continue vetting this proposal through AB 2113 and the policy committee process before taking any budget action.

Staff Recommendation. Reject the \$717,000 ongoing GGRF appropriation. Reject without prejudice the trailer bill language. Approve BCP contingent upon passage of, and conforming, to AB 2113.

3940 STATE WATER RESOURCES CONTROL BOARD (SWRCB)

Issue 61: Resource Needs to Address Impacts on Project Permitting Resulting from Recent Supreme Court Decisions (*Sackett Ruling*) (GB)

Governor's Proposal. The Governor's budget requests \$6.1 million from the Waste Discharge Permit Fund (WDPF) in 2024-25 then \$7 million annually thereafter, and 38 permanent positions phased in over two years, 26 positions in 2024-25 and an additional 12 positions beginning in 2025-26. This request includes \$1.1 million in one-time contract funds for Information Technology (IT) services, \$200,000 in one-time contract funds and \$35,000 in ongoing contract funds for staff training.

The requested resources would be used to conduct essential water quality permitting and enforcement work that has historically been conducted by the US Army Corps of Engineers (Corps) and the US Environmental Protection Agency (US EPA) but will no longer be, due to a 2023 US Supreme Court Decision that reduces federal jurisdiction over a number of waterbodies. The recent reinterpretation through the *Sackett Ruling* of what qualifies as waters of the United States significantly narrows the scope of federal jurisdiction, and the SWRCB and regional water quality control boards (collectively, the Water Boards) will need to restructure their programs to replace lost federal services and provide state protection where federal protections no longer apply.

In many cases the state processes are less efficient and more resource intensive than the lost federal protections. This BCP would provide staff and contract resources that would help the Water Boards independently manage the workload that was historically shared with the Corps; and make the transition to being the sole regulator of discharges of pollutants to these waterbodies.

Date Originally Heard. This issue was heard in Subcommittee 2 on March 14, 2024.

Staff Recommendation. Approve 26 positions and \$4.7 million from the Waste Discharge Permit Fund in 2024-25 and ongoing. Reject the requested additional 12 positions and \$2.3 million beginning in 2025-26. Approve \$1.1 million contract funds in 2024-25 for IT services and \$235,000 in contract funds in 2024-25 and \$35,000 in contract funds in 2025-26 and ongoing for staff training. Add placeholder budget bill language to provide reporting requirements related to the impacts of the *Sackett Ruling* on SWRCB.

Issue 62: Administrative Hearings Office Special Project (MR)

Governor's Proposal. The May Revision requests \$1.1 million Water Rights Fund and four permanent positions ongoing to expedite a adjudicative hearings for significant water storage and conveyance projects. The four proposed positions are intended to preside over and support adjudicative hearings and

pre-hearing conferences, provide technical analyses, review and respond to public comments, participate in SWRCB meetings and briefings, draft recommended orders and decisions, and present recommended orders to the Board.

Staff Recommendation. Approve as budgeted.

Issue 63: Los Angeles County Primacy Delegation Agreement Termination (MR)

Governor's Proposal. The May Revision requests \$881,000 Safe Drinking Water Account ongoing and four permanent positions to carry out the public small water system regulatory program fro Los Angeles County. The county's primacy delegation will be terminated by June 30, 2024, per request of the county and oversight of the delegated public water systems is in the process of being transferred to SWRCB.

Staff Recommendation. Approve as budgeted.

Issue 64: Leviathan Mine Pond Water Treatment System Improvements and Leviathan Mine Transfer of Title (BCP and TBL) (MR)

Governor's Proposal. The May Revision requests \$3.7 million General Fund one-time in 2024-25 to pay for criminal performance, efficiency, and safety improvements to the aging Leviathan Mine Pond Water Treatment System. Of this amount, \$200,000 will be used to support the Department of General Services to effectuate a title transfer of the Leviathan Mine site from the State to Atlantic Richfield Company. It is also requested to revert \$5.163 million originally appropriated for the Leviathan Creek Diversion Channel Relining project. If the possible transfer of ownership of the site is realized, potential future liability for the state will be reduced significantly because the state will no longer be a property owner.

The May Revision includes TBL authorizing the Department of General Services to convey all or a p[ortion of the Leviathan Mine Site to any entity if the Director determines that the conveyance is in the best interest of the state; and requires the net proceeds from the disposition of the site be deposited into the Deficit Recovery Bond Retirement Sinking Fund Subaccount.

Staff Recommendation. Approve as budgeted.

Issue 65: Underground Storage Tank Cleanup Fund Augmentation (MR)

Governor's Proposal. The May Revision requests the following:

- An additional \$100 million Underground Storage Tank Cleanup Fund (USTCF) with three years to encumber and three years to liquidate for reimbursing costs associated with the cleanup of contamination from leaking petroleum underground storage tanks. The requested increase of \$100 million in authority is in addition to the existing assistance authority of \$80.9 million.
- A transfer of \$15 million in 2024-25 from the USTCF to the Orphan Site Cleanup Fund (OSCF) with an encumbrance period of three years and a liquidation period of three years for reimbursing

costs associated with the cleanup of sites contaminated by leaking petroleum underground storage tanks where there is no financially responsible party, and the applicant is not an eligible claimant to the USTCF.

Staff Recommendation. Approve as budgeted.

Issue 66: Amendment to Federal Trust Fund Authority for Emerging Contaminants (TBL) (MR)

Governor’s Proposal. The May Revision requests TBL authorizing SWRCB, upon appropriations of funds by the Legislature, to provide grants and direct expenditures to public water systems that serve small or disadvantaged communities to address emerging contaminants in those communities, consistent with the federal grant terms, as provided.

Staff Recommendation. Approve as budgeted.

3960 DEPARTMENT OF TOXIC SUBSTANCES CONTROL (DTSC)

Issue 67: Board of Environmental Safety (BES): Baseline Level of Service Increase (GB)

Governor’s Proposal. The Governor’s budget requests \$331,000 in 2024-25 and ongoing, split between the Hazardous Waste Control Account (HWCA) and the Toxic Substances Control Account (TSCA), to increase baseline funding and reclassify six BES staffing positions to permanent. These upgraded staff members are intended to better support board members across the various BES responsibilities identified in SB 158 (Committee on Budget and Fiscal Review), Chapter 73, Statutes of 2021, which include:

- Consult with the Director to develop a multi-year schedule to improve DTSC performance in hazardous waste management, site mitigation, and enforcement;
- Adopt clear performance metrics for DTSC;
- Conduct an analysis of DTSC programs and the Cleanups in Vulnerable Communities Initiative;
- Hear and decide hazardous waste permit appeals;
- Provide opportunities for public hearings on individual sites;
- Approve (in 2025 and every three years) a statewide hazardous waste management plan;
- Advance environmental justice in historically disadvantaged communities;
- Conduct an analysis of the fee structure supporting DTSC; and
- Adopt a fee rate schedule by October 1 of each year.

Date Originally Heard. This issue was heard in Subcommittee 2 on March 14, 2024.

Staff Recommendation. Approve as budgeted.

Issue 68: Hazardous Waste Control Account (HWCA): Generation and Handling Fee Shortfall Solutions (BCP and TBL) (MR)

Governor’s Proposal. The May Revision requests a total of \$750,000 in 2024-25 and ongoing

(including a net reduction of \$4.6 million Hazardous Waste Control Account (HWCA) and increases of \$5.3 million ongoing from various funds including: \$5.014 million Toxic Substances Control Account (TSCA), \$284,000 Lead-Acid Battery Cleanup Fund, and \$28,000 Mercury Thermostat Collection Program Fund.

The May Revision requests to add authority to forgive a \$15 million loan that was previously made from TSCA to HWCA.

The May Revision requests TBL intended to improve oversight, increase fee payer compliance, and provide more consistent use of statutory exemptions.

These changes are intended to ensure an equitable distribution of costs among the regulated community.

Staff Recommendation. Approve as budgeted and approve portion of proposed TBL that clarifies exemptions and authorizes emergency rulemaking authority to implement exemption review process. Reject other proposed trailer bill provisions without prejudice until review and discussion in policy committees later this summer.

Issue 69: Exide Cost Recovery Litigation – Continued Funding (MR)

Governor’s Proposal. The May Revision requests \$4 million Lead-Acid Battery Cleanup Fund over two years, which includes \$1 million in 2024-25 and \$3 million in 2025-26 to support DTSC’s ongoing cost recovery litigation efforts against parties responsible for contributing contamination from the former Exide Technologies facility in the City of Vernon.

Staff Recommendation. Approve as budgeted.

Issue 70: Vulnerable Community Clean-Up General Fund Solution (TBL) (GB)

Governor’s Proposal. The Governor’s budget requests trailer bill language to allocate an \$822.4 million appropriation over five fiscal years, as prescribed, for specified purposes. The proposal also requires the Board of Environmental Safety to include 2025-26 and 2026-27 in its analysis of the expenditure funds allocated by the department for those specified purposes.

Staff Recommendation. Conform proposed TBL to the GGRF Expenditure Plan and General Fund Solutions Package.

3970 DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE)

Issue 71: Beverage Container Recycling Grants Program Staffing (GB)

Governor’s Proposal. The Governor’s budget requests position authority only for six new permanent ongoing positions in 2024-25 to implement and manage the grant programs under SB 1013 (Atkins), Chapter 610, Statutes of 2022, and AB 179 (Ting), Chapter 249, Statutes of 2022.

Date Originally Heard. This issue was heard in Subcommittee 2 on April 11, 2024.

Staff Recommendation. Approve as budgeted.

Issue 72: Withdrawal of Proposed Loan from the California Beverage Container Recycling Fund (BCRF) Loan to the General Fund (MR)

Governor's Proposal. The May Revision requests to withdraw a proposed loan in the Governor's budget proposal, along with a one-year repayment deferral of an existing \$25 million budgetary loan, from BCRF to the General Fund.

Date Originally Heard. This issue was heard in Subcommittee 2 on May 15, 2024.

Staff Recommendation. Approve as budgeted (withdrawal).

FOOD & AGRICULTURE

8570 CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE (CDFA)

Issue 73: Blythe Border Protection Station Replacement

Request. The Governor’s budget requests \$99.3 million Public Buildings Construction Fund for the California Department of Food and Agriculture to begin the construction phase for the Blythe Border Protection Station Replacement Project.

This issues was heard in Subcommittee No. 2 on March 14, 2024.

Staff Recommendation. Approve as budgeted.

Issue 74: Emergency Invasive Fruit Fly Response – May Revision

Request. The May Revision requests \$25 million General Fund and \$28 million Federal Trust Fund authority one-time, for CDFA, for the response to infestations of exotic fruit flies.

Staff Recommendation. Approve as budgeted.

Issue 75: Broomrape Program, AB 402 – May Revision

Request. The May Revision requests seven permanent positions in 2024-25 and ongoing to perform the research, outreach, survey, treatment, and assessment activities related to Broomrape, as required by AB 402 (Aguiar-Curry, Chapter 651, Statutes of 2023).

Staff Recommendation. Approve as budgeted.