

AMENDED IN SENATE FEBRUARY 23, 2016
AMENDED IN ASSEMBLY JANUARY 26, 2016
CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1346

Introduced by Assembly Member Gray
(Principal coauthors: Senators Hertzberg and Hill)

February 27, 2015

An act to *amend Section 8587.8 of, and to add Section 8570.4 to the Government Code, relating to state-government. government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1346, as amended, Gray. ~~State Emergency Plan. Office of Emergency Services: State Emergency Plan and statewide earthquake early warning system.~~

~~The~~

(1) *The California Emergency Services Act requires the Governor to coordinate the State Emergency Plan and any programs necessary for the mitigation of the effects of an emergency in this state, as specified. Existing law requires the Office of Emergency Services to update the State Emergency Plan, on or before January 1, 2015, to include proposed best practices for local governments and nongovernmental entities to use to mobilize and evacuate people with disabilities, and others with access and functional needs, during an emergency or natural disaster.*

This bill would require the Office of Emergency Services to update the State Emergency Plan on or before January 1, 2018, and every 5

years thereafter, and would require the plan to be consistent with specified state climate adaptation strategies.

(2) Existing law requires the office, in collaboration with the Alfred E. Alquist Seismic Safety Commission and other specified entities, to develop a comprehensive statewide earthquake early warning system in California through a public-private partnership, as specified. Existing law requires the office to identify funding for the system through single or multiple sources of revenue, and requires those sources to exclude the General Fund and to be limited to federal funds, funds from revenue bonds, local funds, and funds from private sources. Under existing law, the requirement that the office develop the system is not operative until funding is identified, and is repealed if funding is not identified by July 1, 2016.

This bill would discontinue the requirement that the funding sources for the system exclude the General Fund and be limited to federal funds, funds from revenue bonds, local funds, and funds from private sources. The bill would delete the provisions providing for the repeal and the contingent operation of the requirement that the office develop the system. The bill would appropriate \$23,100,000 from the General Fund to the office for the purpose of implementing the system.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ~~majority~~^{2/3}. Appropriation: ~~no~~^{yes}. Fiscal committee: yes. State-mandated local program: no.

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

- 1 SECTION 1. Section 8570.4 is added to the Government Code,
- 2 to read:
- 3 8570.4. (a) The Office of Emergency Services shall update
- 4 the State Emergency Plan on or before January 1, 2018, and every
- 5 five years thereafter.
- 6 (b) The State Emergency Plan shall be consistent with the
- 7 following state climate adaptation strategies:
- 8 (1) The Safeguarding California Plan published by the Natural
- 9 Resources Agency.
- 10 (2) The California Climate Adaptation Planning Guide published
- 11 by the Natural Resources Agency and the Office of Emergency
- 12 Services.

1 (3) To the extent applicable, the Internet Web site
2 www.cal-adapt.org published by the California Energy
3 Commission.

4 *SEC. 2. Section 8587.8 of the Government Code is amended*
5 *to read:*

6 8587.8. (a) The Office of Emergency Services, in collaboration
7 with the California Institute of Technology (Caltech), the California
8 Geological Survey, the University of California, the United States
9 Geological Survey, the Alfred E. Alquist Seismic Safety
10 Commission, and other stakeholders, shall develop a
11 comprehensive statewide earthquake early warning system in
12 California through a public-private partnership, which shall include,
13 but not be limited to, the following features:

14 (1) Installation of field sensors.

15 (2) Improvement of field telemetry.

16 (3) Construction and testing of central processing and
17 notification centers.

18 (4) Establishment of warning notification distribution paths to
19 the public.

20 (5) Integration of earthquake early warning education with
21 general earthquake preparedness efforts.

22 (b) In consultation with stakeholders, the Office of Emergency
23 Services shall develop an approval mechanism to review
24 compliance with earthquake early warning standards as they are
25 developed. The development of the approval mechanism shall
26 include input from a broad representation of earthquake early
27 warning stakeholders. The approval mechanism shall accomplish
28 all of the following:

29 (1) Ensure the standards are appropriate.

30 (2) Determine the degree to which the standards apply to
31 providers and components of the system.

32 (3) Determine methods to ensure compliance with the standards.

33 (4) Determine requirements for participation in the system.

34 (c) The Office of Emergency Services shall identify funding
35 for the system described in subdivision (a) through single or
36 multiple sources of revenue ~~that shall be limited to federal funds,~~
37 ~~funds from revenue bonds, local funds, and funds from private~~
38 ~~sources. The Office of Emergency Services shall not identify the~~
39 ~~General Fund as a funding source for the purpose of establishing~~

1 the system described in subdivision (a), beyond the components
2 or programs that are currently funded: *revenue*.

3 ~~(d) Subdivisions (a) and (b) shall not become operative until
4 the Office of Emergency Services identifies funding pursuant to
5 subdivision (e):~~

6 ~~(e) (1) If funding is not identified pursuant to subdivision (e)
7 by July 1, 2016, this section is repealed unless a later enacted
8 statute, that is enacted before January 1, 2017, deletes or extends
9 that date:~~

10 ~~(2) The Office of Emergency Services shall file with the
11 Secretary of State its determination that funding was not identified
12 pursuant to subdivision (e) by July 1, 2016.~~

13 *SEC. 3. The sum of twenty-three million one hundred thousand
14 dollars (\$23,100,000) is hereby appropriated from the General
15 Fund to the Office of Emergency Services for the purpose of
16 implementing a comprehensive statewide earthquake early warning
17 system pursuant to Section 8587.8 of the Government Code.*

18 *SEC. 4. This act is an urgency statute necessary for the
19 immediate preservation of the public peace, health, or safety within
20 the meaning of Article IV of the Constitution and shall go into
21 immediate effect. The facts constituting the necessity are:*

22 *In order to protect the public from the continuing threat of loss
23 of life and property damage due to earthquakes, it is necessary
24 that this act take effect immediately.*