

AMENDED IN SENATE MAY 3, 2000  
AMENDED IN SENATE APRIL 24, 2000

**SENATE BILL**

**No. 1622**

**Introduced by Senator Alarcon**

February 22, 2000

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An act to amend Section 72001 of, and to add Section 25539.5 to, act to amend and renumber Sections 72000 and 72001 of, and to add Sections 25539.5 and 71102 to, the Public Resources Code, relating to environmental justice.

LEGISLATIVE COUNSEL'S DIGEST

SB 1622, as amended, Alarcon. State Energy Resources Conservation and Development Commission: environmental justice.

Existing law prohibits the construction of any facility or the modification of any existing facility without first obtaining certification for any such site and related facility by the State Energy Resources Conservation and Development Commission. Existing law provides for a procedure to be followed in certifying a facility, including holding a public hearing on the application, and preparing a written decision after the public hearing.

This bill would require the commission to adopt regulations to ensure that when it certifies sites it is in conformity with *an environmental mission statement the bill would require the commission to adopt on or before January 1, 2001, and applicable* federal guidance concerning environmental justice. ~~The bill would also require the California~~

~~Environmental Protection Agency, in consultation with the Resources Agency and the commission, to develop a model environmental justice mission statement for the commission.~~

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

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

- 1 SECTION 1. Section 25539.5 is added to the Public
- 2 Resources Code, to read:
- 3 25539.5. On or before January 1, 2002, the commission
- 4 shall adopt regulations to ensure that the commission,
- 5 when certifying sites and related facilities pursuant to this
- 6 chapter, is in conformity with the *environmental justice*
- 7 *mission statement developed and adopted pursuant to*
- 8 *Section 71102 and* applicable federal guidance relating to
- 9 environmental justice.
- 10 SEC. 2. *Section 72000 of the Public Resources Code is*
- 11 *amended and renumbered to read:*
- 12 ~~72000.—~~
- 13 71100. The California Environmental Protection
- 14 Agency, in designing its mission for programs, policies,
- 15 and standards, shall do all of the following:
- 16 (a) Conduct its programs, policies, and activities that
- 17 substantially affect human health or the environment in
- 18 a manner that ensures the fair treatment of people of all
- 19 races, cultures, and income levels, including minority
- 20 populations and low-income populations of the state.
- 21 (b) Promote enforcement of all health and
- 22 environmental statutes within its jurisdiction in a manner
- 23 that ensures the fair treatment of people of all races,
- 24 cultures, and income levels, including minority
- 25 populations and low-income populations in the state.
- 26 (c) Ensure greater public participation in the agency's
- 27 development, adoption, and implementation of
- 28 environmental regulations and policies.
- 29 (d) Improve research and data collection for
- 30 programs within the agency relating to the health of, and
- 31 environment of, people of all races, cultures, and income

1 levels, including minority populations and low-income  
2 populations of the state.

3 (e) Identify differential patterns of consumption of  
4 natural resources among people of different  
5 socioeconomic classifications for programs within the  
6 agency.

7 *SEC. 3. Section 72001 of the Public Resources Code is*  
8 *amended to read:*

9 ~~72001. On or before January 1, 2001, the California~~  
10 ~~Environmental Protection Agency shall develop a model~~  
11 ~~environmental justice mission statement for boards,~~  
12 ~~departments, and offices within the agency, and, in~~  
13 ~~consultation with the Resources Agency and the State~~  
14 ~~Energy Resources Conservation and Development~~  
15 ~~Commission, for the State Energy Resources~~  
16 ~~Conservation and Development Commission. For~~  
17 ~~purposes of this section, environmental justice has the~~  
18 ~~same meaning as defined in subdivision (c) of Section~~  
19 ~~65040.12 of the Government Code. amended and~~  
20 *renumbered to read:*

21 ~~72001.—~~

22 *71101. On or before January 1, 2001, the California*  
23 *Environmental Protection Agency shall develop a model*  
24 *environmental justice mission statement for boards,*  
25 *departments, and offices within the agency. For purposes*  
26 *of this section, environmental justice has the same*  
27 *meaning as defined in subdivision (c) of Section 65040.12*  
28 *of the Government Code.*

29 *SEC. 4. Section 71102 is added to the Public Resources*  
30 *Code, to read:*

31 *71102. On or before January 1, 2001, the State Energy*  
32 *Resources Conservation and Development Commission,*  
33 *in consultation with the Office of Planning and Research,*  
34 *shall develop and adopt an environmental justice mission*  
35 *statement for the commission. For purposes of this*  
36 *section, environmental justice has the same meaning as*  
37 *defined in subdivision (c) of Section 65040.12 of the*  
38 *Government Code.*

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