

AMENDED IN ASSEMBLY JUNE 15, 2000

AMENDED IN SENATE MAY 23, 2000

AMENDED IN SENATE MAY 3, 2000

AMENDED IN SENATE APRIL 24, 2000

SENATE BILL

No. 1622

Introduced by Senator Alarcon

February 22, 2000

An act to amend and renumber Sections 72000 and 72001 of, and to add Sections ~~25539.5~~ 25520.1 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 on or before January 1, 2002, to ensure that ~~when it certifies sites it is in conformity~~ *each application contains sufficient information to address environmental justice issues in a*

manner consistent with an environmental mission statement the bill would require the commission to adopt on or before July 1, 2001, ~~and applicable federal guidance concerning environmental justice.~~

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~~ 25520.1 is added to the
2 Public Resources Code, to read:

3 ~~25539.5.—~~

4 25520.1. On or before January 1, 2002, the commission
5 shall adopt regulations to ensure that ~~the commission,~~
6 ~~when certifying sites and related facilities pursuant to this~~
7 ~~chapter, is in conformity with the environmental justice~~
8 ~~mission statement developed and adopted pursuant to~~
9 ~~Section 71102 and applicable federal guidance relating to~~
10 ~~environmental justice.~~ *each application contains*
11 *sufficient information to address environmental justice*
12 *issues in a manner consistent with the environmental*
13 *justice mission statement developed and adopted*
14 *pursuant to Section 71102.*

15 SEC. 2. Section 72000 of the Public Resources Code is
16 amended and renumbered to read:

17 71100. The California Environmental Protection
18 Agency, in designing its mission for programs, policies,
19 and standards, shall do all of the following:

20 (a) Conduct its programs, policies, and activities that
21 substantially affect human health or the environment in
22 a manner that ensures the fair treatment of people of all
23 races, cultures, and income levels, including minority
24 populations and low-income populations of the state.

25 (b) Promote enforcement of all health and
26 environmental statutes within its jurisdiction in a manner
27 that ensures the fair treatment of people of all races,
28 cultures, and income levels, including minority
29 populations and low-income populations in the state.



(c) Ensure greater public participation in the agency's development, adoption, and implementation of environmental regulations and policies.

(d) Improve research and data collection for programs within the agency relating to the health of, and environment of, people of all races, cultures, and income levels, including minority populations and low-income populations of the state.

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

SEC. 3. Section 72001 of the Public Resources Code is amended and renumbered to read:

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

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

71102. On or before July 1, 2001, the State Energy Resources Conservation and Development Commission, in consultation with the Office of Planning and Research *and the California Environmental Protection Agency*, shall develop and adopt an environmental justice mission statement for the commission. *In developing this mission statement, the commission shall consider all applicable federal guidance relating to environmental justice and, to the extent available to the commission, the review conducted by the Office of Planning and Research pursuant to paragraph (3) of subdivision (b) of Section 65040.12 of the Government Code.* For purposes of this section, environmental justice has the same meaning as defined in subdivision (c) of Section 65040.12 of the Government Code.

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