

SB 1386 (Lowenthal) Residential building safety. (A-08/12/2008 [html](#) [pdf](#))

Status:08/12/2008-From committee: Do pass as amended. (Ayes 12. Noes 4.) Read second time. Amended. To second reading.

Current Location:08/12/2008-A SECOND READING

Calendar Events:08/13/08 6 ASM SECOND READING FILE

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Summary: Existing law requires the State Fire Marshal to adopt regulations and standards regarding the quality and installation of burglar bars and safety release mechanisms for emergency escape and rescue windows, the approval and installation of smoke detectors, and the approval of portable fire extinguishers for marketing, distribution, and sale in this state. Existing law requires a smoke detector approved and listed by the State Fire Marshal to be installed in a dwelling unit intended for human occupancy. Existing law also requires the transferor of real property containing a single-family dwelling to provide transferees written notice of compliance with specified requirements for the installation of smoke detectors. This bill would instead require the transferor to disclose to the prospective purchaser the transferor's compliance with that provision, as specified. This bill contains other related provisions and other existing laws.

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SB 1500 (Kehoe) Environment: CEQA: fire hazards: state responsibility areas. (A-08/08/2008 [html](#) [pdf](#))

Status:08/08/2008-From committee: Do pass as amended. (Ayes 12. Noes 4.) Read second time. Amended. To second reading.

Current Location:08/08/2008-A SECOND READING

Calendar Events:08/11/08 61 ASM SECOND READING FILE

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Summary: Existing law requires the state to have the primary financial responsibility for preventing and suppressing fires in areas that the State Board of Forestry and Fire Protection has determined are state responsibility areas. This bill would require, on and after July 1, 2009, if the legislative body of a county considers entering into development contracts, approving certain permits or entitlements, or approving a tentative map or parcel map for a subdivision, for a project, as

defined, located within a state responsibility area, the county to notify the State Fire Marshal of the proposed project when the application is deemed complete. The State Fire Marshal would then be required to evaluate the project, within 60 days, as to whether it is eligible to remain within a state responsibility area or be removed and become a local responsibility for structural fire protection services. In evaluating the project, the State Fire Marshal would be required to consider residential density, and if the project's residential density would not exceed 3 residential dwelling units per acre averaged across a prescribed area, the project would remain in a state responsibility area. If a county is notified that a project would remain in a state responsibility area, the county would be prohibited from acting on the proposed project until the county ensures the provision of structural fire protection by complying with certain requirements to ensure that structural fire protection is or will be provided, including, but not limited to, contracting with the Department of Forestry and Fire Protection to provide structural fire protection services. This bill contains other related provisions and other existing laws.

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SB 1537 (Kehoe) Disaster assistance: 2007 southern California wildfires. (A-08/08/2008Â [html](#)Â [pdf](#))

Status:08/08/2008-From committee: Do pass as amended. (Ayes 16. Noes 0.) Read second time. Amended. To second reading.

Current Location:08/08/2008-A SECOND READING

Calendar Events:08/11/08 24 ASM SECOND READING FILE

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Summary: Under existing law, the California Disaster Assistance Act, the state share for eligible project costs is no more than 75% of total state eligible costs, and for specific incidents, the state share is up to 100% of total eligible state costs. This bill would include, as eligible for 100% state share, the wildfires that occurred in southern California commencing on or about October 20, 2007, as specified in agreements between the state and the United States for federal financial assistance. This bill would become effective only if SB 1764 of the 2007-08 Regular Session is enacted.

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SB 1595

(Kehoe) Public resources: fire protection: fuels management: forest protection. (A-08/15/2008Â [html](#)Â [pdf](#))

Status:08/15/2008-Read third time. Amended. To third reading.

Current Location:08/15/2008-A THIRD READING

Calendar Events:08/18/08 149 ASM THIRD READING FILE

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Summary:

Existing law requires that a person who owns, leases, controls, operates, or maintains an occupied dwelling or occupied structure in, upon, or adjoining a mountainous area, forest-covered lands, brush-covered lands, grass-covered lands, or land that is covered with flammable material that is within a very high fire hazard severity zone, as designated by a local agency, maintain at all times a firebreak by removing all brush, flammable vegetation, or other combustible growth for a prescribed number of feet from the occupied dwelling or occupied structure, with exceptions, as well as take other required fire prevention actions. This bill would change the current brush clearance requirements and would instead require the owner or person in control of a qualified property to significantly reduce the risk of ignition of a habitable structure by maintaining defensible space, as prescribed, within a certain number of feet from the above-described dwellings, buildings, or structures. The bill would require the Department of Forestry and Fire Protection to develop, periodically update, and post on its Internet Web site a guidance document on fuels management. This bill contains other related provisions and other existing laws.

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SB 1617 **(Kehoe) State responsibility areas: fire prevention fees.** (A-08/08/2008Â [html](#)Â [pdf](#))

Status:08/08/2008-From committee: Do pass as amended. (Ayes 12. Noes 4.) Read second time. Amended. To second

reading.

Current Location:08/08/2008-A SECOND READING

Calendar Events:08/11/08 71 ASM SECOND READING FILE

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Summary: Existing law requires the state to have the primary financial responsibility for preventing and suppressing fires in areas that the State Board of Forestry and Fire Protection has determined are state responsibility areas. This bill would require the board, on or before July 1, 2009, to adopt emergency regulations to establish a fire prevention fee of \$50 to be charged on each structure on a parcel that is subject to property taxes and is within a state responsibility area. The board would be required to adjust the fire prevention fee annually using the prescribed methods. This bill contains other related provisions and other existing laws.

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AB 706 (Leno) Fire retardants. (A-08/18/2008Â [html](#)Â [pdf](#))

Status:08/19/2008-Read second time. To third reading.

Current Location:08/19/2008-S THIRD READING

Calendar Events:08/20/08 326 SEN THIRD READING FILE

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Summary: Existing law, the Home Furnishings and Thermal Insulation Act, requires all mattresses and box springs manufactured for sale in this state to be fire retardant, as defined to meet the federal standards for resistance to open-flame test, and authorizes the Bureau of Home Furnishings and Thermal Insulation to adopt regulations to implement those standards. The act requires other bedding products to comply with regulations adopted by the bureau specifying that those products be resistant to open-flame ignition, requires all seating furniture to be fire retardant and labeled as specified, and, except as specified, requires all flexible polyurethane foam offered for retail sale to be fire retardant. The bureau has adopted, by regulation, a flame retardance test of the filling materials of residential upholstered furniture. This bill would include legislative findings, and would make a related change involving the assessment of administrative fines pursuant to the Home Furnishings and Thermal Insulation Act. This bill contains other existing laws.

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AB 759

(Karnette) Fire protection: residential care facilities for the elderly. (A-08/12/2008Â [html](#)Â [pdf](#))

Status:08/12/2008-Read second time, amended, and to third reading.

Current Location:08/12/2008-S THIRD READING

Calendar Events:08/13/08 348 SEN THIRD READING FILE

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Summary:

Existing law establishes the State Fire Marshal within the Department of Forestry and Fire Protection. This bill would, on and after July 1, 2009, require a local fire enforcing agency or the State Fire Marshal, whichever has primary jurisdiction, to conduct an annual inspection of all licensed residential care facilities for the elderly with 6 or fewer residents within its jurisdiction. The bill would provide that these annual inspections shall occur not less than 9 months and not more than 15 months following the previous inspection, unless a violation is detected during the annual inspection. This bill would require the inspecting agency to report violations that are not corrected within 60 calendar days to the State Department of Social Services. This bill contains other related provisions and other existing laws.

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AB 2031 (Hancock) Oil spill prevention and response. (A-08/18/2008 [html](#) [pdf](#))

Status:08/19/2008-Read second time. To third reading.

Current Location:08/19/2008-S THIRD READING

Calendar Events:08/20/08 322 SEN THIRD READING FILE

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Summary: The Lempert-Keene-Seastrand Oil Spill Prevention and Response Act generally requires the administrator for oil spill response, acting at the direction of the Governor, to implement activities relating to oil spill response, including emergency drills and preparedness, and oil spill containment and cleanup, and to represent the state in any coordinated response efforts with the federal government. The bill would require the administrator, as part of the training and certification program, to authorize a local spill response manager to train and certify volunteers, and the local response managers would be required to participate in all drills upon the administrator's request. The bill would require, in the event of an oil spill, the local spill response manager to provide the state onscene coordinator with timely information on activities and resources deployed by local government in response to the oil spill, cooperate with the administrator, and respond in a manner consistent with the area contingency plan, to the extent possible. This bill contains other related provisions and other existing laws.

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AB 2286 (Feuer) Unified hazardous waste and hazardous materials. (A-08/06/2008 [html](#) [pdf](#))

Status:08/06/2008-Read third time, amended. To second reading.

Current Location:08/06/2008-S SECOND READING

Calendar Events:08/07/08 5 SEN SECOND READING FILE

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Summary: Existing law requires the Secretary for Environmental Protection to implement a unified hazardous waste and hazardous materials management regulatory program. A city or local agency that meets specified requirements is authorized to apply to the secretary to implement the unified program, and every county is required to apply to the secretary to be certified to implement the unified program. This bill would, instead, require that in addition to any other funding that becomes available, the secretary shall increase the oversight surcharge by an amount necessary to establish the data system, but not to exceed \$25 each year for 3 years, to establish the statewide information management system, and would provide that not less than 75% of that funding shall be provided to certified unified program agencies and participating agencies through grant funds for the purposes of the system. The bill would require the secretary to establish milestones to measure the implementation of the information management

system and provide periodic status updates to interested parties. This bill contains other related provisions and other existing laws.

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AB 2447 (Jones) Subdivision maps: denial of approval. (A-08/20/2008Â [html](#)Â [pdf](#))

Status:08/20/2008-Read third time, amended. To second reading.

Current Location:08/20/2008-S SECOND READING

Calendar Events:08/21/08 3 SEN SECOND READING FILE

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Summary: The Subdivision Map Act requires the legislative body of a city or county to deny approval of a tentative map, or a parcel map for which a tentative map was not required, if it makes certain findings. This bill would require the legislative body of a county to deny approval of a tentative map, or a parcel map for which a tentative map was not required, if the proposed map is in a state responsibility area or a very high fire hazard severity zone unless the legislative body of the county makes specified findings by substantial evidence . The bill would authorize a county to make an exception to the above requirement under specified conditions . The bill would also authorize the Department of Forestry and Fire Protection to charge the subdivider a fee for the costs it incurs in completing the fire protection verification, and this revenue would be deposited into the Project Review Special Fund, which would be created by the bill, and upon appropriation by the Legislature, expended for completing the verifications.

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AB 2859 (Gaines) Public resources: fire prevention and control: forest protection. (A-08/11/2008Â [html](#)Â [pdf](#))

Status:08/11/2008-Read third time, amended. To second reading.

Current Location:08/11/2008-S SECOND READING

Calendar Events:08/12/08 121 SEN SECOND READING FILE

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Summary: Existing law, the Z'berg-Nejedly Forest Practice Act of 1973, is intended to create and maintain an effective and comprehensive system of regulation and use of all timberlands to ensure, among other things, that productivity of timberlands is restored, enhanced, and maintained, where feasible. The act defines timber operations to mean the cutting or removal, or both, of timber or other solid wood forest products, including Christmas trees, from timberlands for commercial purposes, together with all the incidental work, including, but not limited to, construction and maintenance of roads, fuelbreaks, firebreaks, stream crossings, landings, skid trails, and beds for the falling of trees, fire hazard abatement, and site preparation that involves the disturbance of soil or burning of vegetation following timber harvesting activities conducted after a certain date, but excludes preparatory work such as treemarking, surveying, or roadflagging. This bill would exclude from the definition of timber operations the removal of certain size trees from firebreaks and fuelbreaks that meet specified criteria, including that the project and project-based review for projects on forested landscapes be prepared by or in consultation with a registered professional forester. This bill contains other related provisions and other existing laws.

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AB 2935 (Huffman) Oil spill prevention and response. (A-08/12/2008Â [html](#)Â [pdf](#))

Status:08/12/2008-Read second time, amended, and to third reading.

Current Location:08/12/2008-S THIRD READING

Calendar Events:08/13/08 358 SEN THIRD READING FILE

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Summary: The Lempert-Keene-Seastrand Oil Spill Prevention and Response Act generally requires the administrator for oil spill response, acting at the direction of the Governor, to implement activities relating to oil spill response, including emergency drills and preparedness, and oil spill containment and cleanup, and to represent the state in any coordinated response efforts with the federal government. Existing law requires the administrator to amend, on a triennial basis, the California oil spill contingency plan containing specified elements, including an environmentally and ecologically sensitive element for the preparation and distribution of maps depicting environmentally and ecologically sensitive areas in marine waters or along the coast. This bill would additionally require the environmentally and ecologically sensitive element to include the identification and prioritization of environmentally and ecologically sensitive areas, a plan for protection actions to be taken in the event of an oil spill in those areas, the location of available response equipment and personnel to deploy the

equipment to protect priority environmentally and ecologically sensitive areas, and a program for testing protection strategies for each of the priority environmentally and ecologically sensitive areas. The bill would additionally require the California oil spill contingency plan to include an element that would consider the utilization of specified private working craft and mariners in plans for containment and cleanup. This bill contains other related provisions and other existing laws.

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