

Table 1
California Seismic Safety Commission
Legislative Report Update (REVISED)
July 2004

<u>Legislation Introduced in 2004</u>				
AB 3032 (Yee)	Senate Floor Consent File (July 7)	Exempts retrofitted URM buildings from placarding requirement. Modifies sign language. Authorizes use of alternate signage indicating seismic upgrade.	Commission-sponsored legislation. <u>Approved by Senate Appropriations Committee on June 28.</u>	SPONSOR
AB 3033 (Yee)	Senate Floor 3 rd Reading File (July 7)	De-linking of seismic retrofit of URM buildings from other building improvement requirements. Requires Commission to prepare written evaluation. 2009 Sunset date included.	Commission-sponsored legislation. <u>Approved by Senate Appropriations Committee on June 28</u>	SPONSOR
AB 3082 (Assembly Judiciary Committee)	Enrolled	Technical correction of organic code section that authorizes Commission's funding source.	Provision affecting Commission is included in omnibus technical corrections bill (Sec. 242).	SUPPORT
AB 1790 (Corbett)	Senate Floor 3 rd Reading File (July 7)	<u>Amended on June 29 to revert the bill to legislative intent only</u> --to develop regulations for a program for seismic upgrade of schools as part of a future statewide bond measure.	This is a follow-up on AB 300 study of schools.	SUPPORT
AB 1831 (Bermudez)	Senate Appropriations Committee (Aug 2)	<u>Amended June 15.</u> Current version directs OES Committee to create and adopt a performance standard for interoperability among state & local communication devices.	OES Committee's report is due August 1, 2005.	SUPPORT

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AB 2031 (Cogdill)	Senate Floor Consent File (July 7)	Directs counties to undertake search and rescue efforts consistent with the Model Operating Search and Rescue guidelines developed by OES.	Approved by Assembly Appr. Committee. Compromise measure developed by law enforcement and firefighter groups.	Watch
AB 2197 (Aghazarian)	Senate Appropriations Committee (Aug 2)	<u>Amended June 29.</u> Current version is <u>legislative intent</u> that the Secretary of Resources Agency convene an advisory group to evaluate whether DWR (DSOD) should continue to conduct periodical inspections of licensed by, and subject to, annual inspections by the Federal Energy Regulatory Commission. Affects an estimated 200 dams in California.	Under current law, dam owners pay fees to both federal and state inspectors. Seismic inspections conducted by both governmental agencies. <u>Author agreed to accept SSC position to add Commission to advisory group (per June 17 amendments).</u>	SUPPORT IF AMENDED (to add SSC to Advisory Group)
AB 2533 (Salinas)	Senate Appropriations Committee (Aug 2)	Imposes civil and potential private action penalties on owners of URM buildings for failure to comply with existing laws requiring the posting of warning placards.	Approved (with amendments) by Senate Housing and Community Development Committee on June 7.	SUPPORT
AB 2570 (Dutton)	Assembly Appropriations Committee (<u>Suspense File</u>)	Authorizes school districts to apply to State Allocation Board for funds to prevent damage to a building facing "imminent danger" from natural disaster.	Author's office indicates that this bill is directed to San Bernardino area schools vulnerable to fire and flood hazards. Held by Assembly Appropriations Committee on Suspense File (subject to be taken up following enactment of Budget Bill).	WATCH

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AB 2632 (Bogh)	Senate Appropriations Committee (Aug 2)	Exempts certain alterations to skilled nursing facilities from conformance with the most recent Calif. Building Code provisions as well as from OSHPD review. (<u>Applies only to single-story, wood frame or light steel frame construction</u>).	<u>Amended Apr 27</u> : Exemption would apply if alterations: (1) Repair existing systems; (2) Are for routine maintenance; (3) Do not materially alter the structural, architectural or mechanical integrity of facility; or (4) Do not degrade the current life safety condition of the building.	WATCH
AB 2720 (Laird)	Senate Consent File (July 7)	Modifies conditions under which an engineer (other than an architect or structural engineer) may prepare plans and/or supervise projects involving improvements to hospitals.	<u>Amended May 11</u> : As amended, where the plans and specifications do not affect the architectural or structural conditions, plans may be prepared “under the responsible charge” of a professional engineer (not necessarily an architect or SE). Bill proponent says change is needed to address non-structural improvements (e.g., hospital parking lot).	WATCH
AB 2973 (Cohn)	Senate Appropriations Committee (Aug 2)	<u>Amended June 16</u> . To expedite the review of seismic improvements to hospitals (under the Alquist Act), allows hospitals to employ independent plan reviewers (certified by OSHPD) to check plans. Applies to projects of over \$50 million (or projects of \$20M-50M, under certain conditions).	Sponsored by California Healthcare Association (representing hospitals).	WATCH

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AB 3001 (Nunez)	Senate Appropriations Committee (Aug 2)	<u>Amended June 29.</u> Invites <u>voluntary</u> reporting by local school districts of all portable classrooms in need of repair or replacement. CDE report due by 7/1/06.	Certain temporary uses of portable classrooms are exempt from Field Act requirements.	WATCH
AB 3010 (Laird)	Senate Appropriations Committee (Aug 2)	Bill calls on DSA to review plans for community college facilities “at appropriate stages,” to designate specific DSA staff to review those plans, and to establish training sessions for project planners.	All provisions proposing that community college facilities be exempt from Field Act have been removed from bill.	WATCH
ACR 199 (Liu)	<u>ENROLLED</u> <u>Res. Chapter 47,</u> <u>Statutes of 2004</u>	Resolution designating first week of May 2004 as “Disaster Resistant California” week.	Approved by Assembly on April 20. Approved by Senate on April 29. Introduced to recognize Third Annual “Disaster Resistant California” Conference in Sacramento.	
ACR 200 (Corbett)	<u>ENROLLED</u> <u>Res. Chapter 48,</u> <u>Statutes of 2004</u>	Resolution declaring April as “California Earthquake Preparedness Month”	Promotes education, mitigation seismic evaluations, and information exchange with other states and nations re earthquake preparedness.	

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SB 1147 (Hollingsworth)	Assembly Appropriations Committee (Aug 4)	<u>Amended June 28.</u> Amended version deletes coverage for losses associated with the 2003 Southern California fires and Dec 2003 San Simeon earthquake.	San Simeon earthquake-related loss tax breaks were removed in the June 28 amendments.	WATCH
SB 1175 (Denham)	Assembly Higher Education Committee (June 15 and June 22)	Allows new construction joint-use facilities on community college campuses to comply with either CBC or Field Act. Existing law requires community college facilities be constructed per Field Act. Bill is similar to SB 242 (Knight) of 2003, vetoed by Governor Davis in 2003.	The bill version heard on June 15 applied to all “new and acquired” community college facilities. The version heard on June 22 was limited to “joint-use” facilities. Both versions of the bill were defeated on the two hearing dates.	OPPOSE
SB 1363 (Ducheny)	Assembly Appropriations Committee (Aug 4)	Prohibits operators of lodging from raising rates in excess of 10 percent over pre-disaster rates. (Current law places post-disaster restrictions (10%) on goods and gasoline.)		SUPPORT
SB 1474 (Escutia)	Assembly Insurance Committee	Excludes claims resulting from earthquakes as basis for denying new coverage or renewal of homeowners residential property insurance.	<u>Amended on May 12</u> to allow insurers to refuse to renew policies if <u>2</u> or more claims made in a 3-year period (previous version was 3 claims in 3 years).	WATCH

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SB 1654 (McPherson)	Assembly Floor (2 nd Reading File)	Requires that purchases of public safety radio communication equipment comply with recommendations and standards set by the ANSI and TIA. Also adds Governor's Office of Homeland Security to Public Safety Radio Strategic Planning Committee.	Approved by Senate Appropriations Committee. Identical bill (SB 605, McPherson) vetoed by Governor Davis in October 2003. Commission supported SB 605 because it promotes coordination of radio communications among local emergency personnel.	SUPPORT
SB 1727 (Scott)	Senate Education Committee	Exempts all community college facilities from Field Act.	<u>Committee hearing cancelled at request of author.</u> Author notified SSC staff that the bill will be gutted and amended to address other, non-Field Act issues.	OPPOSE
SB 1896 (Burton)	Introduced March 3	Technical, non-substantive change to statute governing the California Earthquake Authority.	Spot bill. CEA has abandoned bill.	WATCH
SB 1898 (Burton)	Senate Housing and Community Development Committee	Imposes new requirements for automatic gas shutoff devices certified by the State Architect. Adds gas flow-volume measurement (during or following EQ) on automatic gas shutoff valves as a condition to qualify for certification by DSA.	Committee hearing cancelled at request of author. <u>Committee staff reported that bill has been withdrawn.</u>	WATCH

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<u>Carry-over Legislation from 2003</u>				
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AB 736 (Hancock)	Senate Appropriations Committee <u>SUSPENSE</u>	Requires that new schools would be designed according to criteria developed by the “Collaborative for High Performance Schools.”	The Collaborative for High Performance Schools is a group of agencies that includes DSA. The intent of the criteria is to produce more energy-efficient schools. Bill is held on Assembly Appropriations Committee Suspense File.	WATCH
AB 920 (Nakano)	ENROLLED	Modifies Natural Hazards Disclosure Form (EQs) used by transferees of real property. Sponsored by the Calif. Association of Realtors (CAR). Modifies the disclosure <u>form</u> to allow reliance on representations by third party consultants.	CAR representatives indicate the bill is not a substantive change in law, but only conforms the official <u>form</u> with other existing provisions relating to disclosure.	WATCH
AB 1633 (Levine)	Senate Housing & Community Development Committee	Allows the State Building Standards Commission to adopt, if necessary, building standards (for buildings that are otherwise outside State jurisdiction) for public interest or uniformity purposes.	Stalled in Senate Housing and Community Development Committee.	WATCH

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SB 111 (Knight)	Senate Consent (for concurrence with Assembly amendments)	Clean-up measure that deletes reporting requirements for several previously issued reports by various state agencies.	Deletes obsolete seismic report requirement deadlines and law requiring a 1991 report by DSA and CBSC on expediting design review of buildings using earthquake mitigation technologies.	Neutral
SB 694 (Natural Resources Committee)	Assembly Desk <u>ENROLLED</u>	Among its several technical clean-up items, this bill repeals provisions relating to Regional EQ Preparedness Projects, and to a 1988 early warning seismic detection system report (by Dept. of Conservation). Omnibus Clean-up bill—Bay Area Regional EQPP and So. Calif. Regional EQPP have existing 6/30/95 sunset clause.	Bill will be held in Assembly and not forwarded to Governor until after enactment of the annual Budget Act.	