

AMENDED IN ASSEMBLY MAY 31, 2016

AMENDED IN ASSEMBLY APRIL 11, 2016

AMENDED IN ASSEMBLY MARCH 28, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1550**

**Introduced by Assembly Member Gomez**

January 4, 2016

An act to amend Section 39713 of the Health and Safety Code, relating to greenhouse gases.

LEGISLATIVE COUNSEL'S DIGEST

AB 1550, as amended, Gomez. Greenhouse gases: investment plan: disadvantaged communities.

The California Global Warming Solutions Act of 2006 designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The act ~~requires the board to adopt greenhouse gas emission limits and emission reduction measures by regulation, and~~ authorizes the state board to include the use of market-based compliance ~~mechanisms to comply with the regulations.~~ *mechanisms*. Existing law requires all moneys, except for fines and penalties, collected by the state board as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation. Existing law requires the Department of Finance, in consultation with the state board and any other relevant state agency, to develop, as specified, a 3-year investment plan for the moneys deposited in the Greenhouse Gas Reduction Fund. Existing law requires the investment plan to allocate a minimum of 25% of the available moneys in the fund

to projects that provide benefits to disadvantaged—communities *communities, as defined*, and a minimum of 10% to projects located in disadvantaged communities. Existing law ~~provides that~~ *authorizes* the allocation of 10% for projects located in disadvantaged communities ~~may to~~ be used for projects included in the minimum allocation of 25% for projects that provide benefits to disadvantaged communities.

This bill would instead require the investment plan to allocate a minimum of 25% of the available moneys in the fund to projects located within, and benefitting individuals living in, disadvantaged communities and ~~a separate and additional unspecified percentage~~ *a minimum of 20%* to projects that benefit low-income households, as specified, with a fair share of those moneys targeting households with incomes at or below 200% of the federal poverty level.

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 39713 of the Health and Safety Code is  
2 amended to read:

3 39713. (a) The investment plan developed and submitted to  
4 ~~the Legislature, Legislature~~ pursuant to Section ~~39716, 39716~~ shall  
5 allocate a minimum of 25 percent of the available moneys in the  
6 fund to projects located within the boundaries of, and benefitting  
7 individuals living in, communities described in Section 39711.

8 (b) The investment plan shall allocate a minimum of ~~\_\_\_\_\_~~ 20  
9 percent of the available moneys in the fund to projects that benefit  
10 low-income households.

11 (1) For purposes of this subdivision, “low-income households”  
12 are those with household incomes at or below 80 percent of the  
13 statewide median income or with ~~median household~~ incomes at  
14 or below the threshold designated as low income by the Department  
15 of Housing and Community Development’s list of state income  
16 limits adopted pursuant to Section 50093.

17 (2) To the extent feasible, a fair share of the moneys allocated  
18 pursuant to this subdivision shall target households with incomes  
19 at or below 200 percent of the federal poverty level.

20 (c) Moneys spent pursuant to subdivision (a) shall not count  
21 toward the minimum requirement described in subdivision (b),

- 1 and moneys spent pursuant to subdivision (b) shall not count
- 2 toward the minimum requirement described in subdivision (a).

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