

Department of Toxic Substance Control

Budget Report NO. 3960

Report No. 1

Health and Safety Code

DIVISION 20. MISCELLANEOUS HEALTH AND SAFETY PROVISIONS [24000. - 26204.]

(Division 20 enacted by Stats. 1939, Ch. 60.)

CHAPTER 6.5. Hazardous Waste Control [25100. - 25258.2.]

(Chapter 6.5 added by Stats. 1972, Ch. 1236.)

ARTICLE 11.8. Hazardous Waste Reduction, Recycling, and Treatment [25244. - 25244.11.]

(Article 11.8 added by Stats. 1985, Ch. 1030, Sec. 2.)

25244.11.

The department shall, **report** to the Governor and the Legislature, including the Chairpersons of the Senate Committee on Appropriations, Assembly Committee on Ways and Means, Joint Legislative Budget Committee, and Assembly Committee on Economic Development and New Technologies, on the status, funding, and results of all demonstration and research projects **awarded grants during a year when grant funds are made available.**

This report shall include recommendations for legislation and shall identify those state and federal economic and financial incentives which can best accelerate and maximize the research, development, and demonstration of hazardous waste reduction, recycling, and treatment technologies.

[\(Amended by Stats. 2004, Ch. 644, Sec. 9. Effective January 1, 2005.\)](#)

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
AB-2701	Runner, Campbell	Environmental protection: reports.	Chaptered 09/21/2004	09/21/2004 - Chaptered by Secretary of State - Chapter 644, Statutes of 2004. 09/21/2004 - Approved by the Governor.	-		

COMMENTS/RECOMMENDATIONS:

The Department of Toxic Substances Control recommends deleting this report requirement because no grant funds have been made available since 2004.

Report No. 2

Health and Safety Code

25369

The department shall establish an abandoned site program to survey counties where abandoned site surveys have not been completed. As part of the program, the department shall do all of the following:

(a) Develop protocols and procedures for conducting an abandoned site survey of rural unsurveyed counties. These protocols shall address all types of sites likely to be found in these counties, including, but not limited to, crop-duster airstrips, abandoned mining operations, pesticide formulators and manufacturers, abandoned wells, oil exploration and extraction, wood treatment plants, land disposal sites, and scrap metal operations.

(b) Notify the California regional water quality control boards, the Department of Fish and Game, local health officers, county directors of environmental health, county agricultural commissioners, and state and federal land management agencies of the abandoned site program. Notifications shall consist of the following:

(1) Explanation of the abandoned site program.

(2) Description of the California Superfund Program, including the availability of state funds for cleaning up abandoned hazardous waste sites, and that discovery of a site does not impose liability for cleanup.

(3) Provide a copy of the program's protocols and procedures outlining sites the state is attempting to identify.

(4) Request that, as part of each respective agency's duties, it report to the state abandoned site program any suspected abandoned waste site.

(5) Request that each participating agency, as a part of its regular activities, notify the department of sites identified in writing at least quarterly.

(c) Prepare an inventory of suspected abandoned hazardous substance release sites.

(d) Contact the owners and occupants of suspected abandoned sites.

(e) Maintain individual records for each suspected abandoned site.

(f) Develop a methodology for screening sites identified.

(g) Conduct a field assessment of those sites which the screening procedures specified in subdivision (f) indicate require this assessment.

(h) Rank the assessed sites, in order of priority, as presenting a potential hazard to public health or the environment consistent with Section 25356 or regulations adopted pursuant to that section.

(i) **Report to the Legislature quarterly**, on an update on the progress of the abandoned sites survey, identifying which agencies have identified and reported sites to the department, as well as which agencies have reported that they do not intend to participate in the program.

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
SB-47	Sher	Hazardous substance account: extension.	Chaptered 05/26/1999	05/26/1999 - Chaptered by Secretary of State. Chapter 23, Statutes of 1999. 05/26/1999 - Approved by Governor.	-		

COMMENTS/RECOMMENDATIONS:

The DTSC recommends eliminating this report requirement because the program no longer exists. This reporting requirement no longer exists in code. No Legislative action is necessary.

Report No. 3

PUBLIC RESOURCES CODE

42105

NO DATA FOUND

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
AB-721	Nunez	Metal plating facilities: pollution prevention fund.	Chaptered 10/07/2005	10/07/2005 - Chaptered by Secretary of State - Chapter 695, Statutes of 2005. 10/07/2005 - Approved by the Governor.	-	Yes	Two Thirds
AB-2536	Nunez	Hazardous materials: metal plating facility.	Amended Senate 06/26/2008	11/30/2008 - From Senate committee without further action.	Senate-Died - Appropriations	Yes	Majority
AB-2657	Nunez	Metal plating facilities.	Enrolled 08/26/2004	09/28/2004 - Vetoed by Governor.	-		
SB-1322		Solid waste: state programs.	Chaptered 09/30/1989		-		

COMMENTS/RECOMMENDATIONS:

The DTSC recommends eliminating this report requirement because no funding has ever been appropriated for the Model Shop Program from the Legislature and the statute sunsets in 2012. This reporting requirement no longer exists in code. There is no Legislative action required.

Report No. 4

Health and Safety Code

DIVISION 20. MISCELLANEOUS HEALTH AND SAFETY PROVISIONS [24000. - 26204.]

(Division 20 enacted by Stats. 1939, Ch. 60.)

CHAPTER 6.5. Hazardous Waste Control [25100. - 25258.2.]

(Chapter 6.5 added by Stats. 1972, Ch. 1236.)

ARTICLE 5. Standards [25150. - 25158.]

(Article 5 added by Stats. 1972, Ch. 1236.)

25150.8.

If treated wood waste is accepted by a solid waste landfill that manages and disposes of the treated wood waste in accordance with Section 25143.1.5 or paragraphs (1) and (2) of subdivision (d) of Section 25150.7, the treated wood waste, upon acceptance by the solid waste landfill, shall thereafter be deemed to be a solid waste, and not a hazardous waste, for purposes of this chapter and Section 40191 of the Public Resources Code.

(Added by Stats. 2004, Ch. 597, Sec. 2. Effective January 1, 2005.)

Bill	Lead Authors	Subject	Latest Bill Version	Last History Action	Status	Fiscal Committee	Vote Required
AB-1353	Matthews	Treated wood waste: disposal.	Chaptered 09/20/2004	09/20/2004 - Chaptered by Secretary of State - Chapter 597, Statutes of 2004. 09/20/2004 - Approved by the Governor.	-		

COMMENTS/RECOMMENDATIONS:

The DTSC recommends eliminating the Treated Wood Waste report. This report requirement no longer exists in code. There is no Legislative action required.