

Introduced by Senator Gaines

December 3, 2012

An act to repeal Chapter 1.5 (commencing with Section 4210) of Part 2 of Division 4 of the Public Resources Code, relating to fire prevention.

LEGISLATIVE COUNSEL'S DIGEST

SB 17, as introduced, Gaines. State responsibility areas: fire prevention fees.

Existing law requires the State Board of Forestry and Fire Protection, on or before September 1, 2011, to adopt emergency regulations to establish a fire prevention fee in an amount not to exceed \$150 to be charged on each habitable structure on a parcel that is within a state responsibility area, as defined, and requires that the fire prevention fee be adjusted annually using prescribed methods. Existing law requires the State Board of Equalization to collect the fire prevention fees, as prescribed, commencing with the 2011-12 fiscal year. Existing law establishes the State Responsibility Area Fire Prevention Fund and prohibits the collection of fire prevention fees if, commencing with the 2012-13 fiscal year, there are sufficient amounts of moneys in the fund to finance specified fire prevention activities for a fiscal year. Existing law requires that the fire prevention fees collected, except as provided, be deposited into the fund and be made available to the board and the Department of Forestry and Fire Protection for certain specified fire prevention activities that benefit the owners of structures in state responsibility areas who are required to pay the fee. Existing law further requires the board, on and after January 1, 2013, to submit an annual written report to the Legislature on specified topics.

This bill would repeal the above provisions relating to the implementation of the fire prevention fees.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

P2 1

SECTION 1.

Chapter 1.5 (commencing with Section 4210) of Part 2 of Division 4 of the *Public Resources Code* is repealed.

Introduced by Senator Gaines

January 22, 2013

An act to amend Section 4212 of the Public Resources Code, relating to fire prevention.

LEGISLATIVE COUNSEL'S DIGEST

SB 125, as introduced, Gaines. State responsibility areas: fire prevention fees.

Existing law requires the State Board of Forestry and Fire Protection, on or before September 1, 2011, to adopt emergency regulations to establish a fire prevention fee in an amount not to exceed \$150 to be charged on each structure, as defined on a parcel that is within a state responsibility area, as defined, and requires that the fire prevention fee be adjusted annually using prescribed methods. Existing law requires the State Board of Equalization to collect the fire prevention fees, as prescribed, commencing with the 2011-12 fiscal year. Existing law establishes the State Responsibility Area Fire Prevention Fund and prohibits the collection of fire prevention fees if, commencing with the 2012-13 fiscal year, there are sufficient amounts of moneys in the fund to finance specified fire prevention activities for a fiscal year. Existing law requires that the fire prevention fees collected, except as provided, be deposited into the fund and be made available, to the board and the Department of Forestry and Fire Protection for certain specified fire protection activities that benefit the owners of structures in state responsibility areas who are required to pay the fee. Existing law further requires the board, on and after January 1, 2013, to submit an annual written report to the Legislature on specified topics.

This bill would exempt a property owner of a structure that is both within a state responsibility area and within the boundaries of a local fire district that provides fire protection services in the district from the payment of the above-described fire prevention fee.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

Introduced by Senator Gaines

January 31, 2013

An act to amend Section 4212 of the Public Resources Code, relating to fire prevention, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 147, as introduced, Gaines. State responsibility areas: fire prevention fees.

(1) Existing law requires the State Board of Forestry and Fire Protection, on or before September 1, 2011, to adopt emergency regulations to establish a fire prevention fee in an amount not to exceed \$150 to be charged on each structure on a parcel that is within a state responsibility area, and requires the board to adjust the fire prevention fee annually using prescribed methods. Existing law requires the State Board of Equalization to collect the fees, as prescribed.

This bill would exempt a property owner of a structure on a parcel that is within a state responsibility area from payment of the fire prevention fee imposed pursuant to those provisions if the property owner has an income of less than 200% of the federal poverty level, as specified.

(2) This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

Assembly Joint Resolution No. 9

Introduced by Assembly Member Dahle
(Coauthors: Assembly Members Bigelow and Logue)
(Coauthors: Senators Berryhill and Gaines)

January 31, 2013

Assembly Joint Resolution No. 9—Relative to the federal Secure Rural Schools and Community Self-Determination Act of 2000.

LEGISLATIVE COUNSEL'S DIGEST

AJR 9, as introduced, Dahle. Federal Secure Rural Schools and Community Self-Determination Act of 2000: extension.

This measure would urge the 113th Congress to reauthorize and fund the federal Secure Rural Schools and Community Self-Determination Act of 2000.

Fiscal committee: no.

P1 1 WHEREAS, From 1908 to 2000, counties in the United States
2 received 25 percent of the revenues generated on national forest
3 lands in lieu of lost tax revenues that could have been generated
4 had these lands remained in private hands; and

5 WHEREAS, In the 1990s, the volume and value of timber
6 harvested on national forest lands was dramatically reduced, which
7 led Congress to enact the federal Secure Rural Schools and
8 Community Self-Determination Act of 2000 (16 U.S.C. Sec. 7101
9 et seq.), which provided a six-year guarantee payment option that
10 was independent of the revenue generated on the national forest
11 lands; and

P2 1 WHEREAS, The Secure Rural Schools and Community
2 Self-Determination Act of 2000, which has been extended several
3 times, most recently by the Moving Ahead for Progress in the 21st
4 Century Act (MAP-21) (Public Law 112-141), expired on
5 September 30, 2012, and creates a lapse in funding to critical
6 programs in schools and counties across the United States,
7 including California, in the coming years; and

8 WHEREAS, Rural schools are dependent on federal
9 revenue-sharing programs, including federal forest payments, for
10 maintaining vital educational services and programs, and to ensure
11 a quality education for all students; and

12 WHEREAS, Many of California's county public works programs
13 will be crippled without stable, predictable, long-term funding

14 from the act, causing the local road network to suffer long-term
15 degradation and putting communities at risk for public safety
16 emergencies due to cuts in staffing and operational activities; and
17 WHEREAS, A number of efforts have been made and are
18 continuing to be made in both the United States House of
19 Representatives and the United States Senate to reauthorize the
20 Secure Rural Schools and Community Self-Determination Act of
21 2000; now, therefore, be it
22 *Resolved by the Assembly and the Senate of the State of*
23 *California, jointly,* That the Legislature of the State of California
24 respectfully urges the 113th Congress to reauthorize and fully fund
25 the federal Secure Rural Schools and Community
26 Self-Determination Act of 2000 to provide a long-term, stable
27 source of funding for schools and counties to maintain vital
28 programs prior to September 30, 2013, to avoid any interruption
29 in county services and school operations; and be it further
30 *Resolved,* That the Chief Clerk of the Assembly transmit copies
31 of this resolution to the Speaker of the House of Representatives,
32 to the Majority Leader of the Senate, and to each Senator and
33 Representative from California in the Congress of the United
34 States.