



**BOARD OF SUPERVISORS
AGENDA LETTER**

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: CEO
Department No.: 012
For Agenda Of: June 20, 2017
Placement: Administrative
Estimated Tme: NA
Continued Item: NA
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Legislative Program Committee
Director(s):
Contact Info: Dennis Bozanich, Deputy County Executive Officer, 568-3400

SUBJECT: Proposed Advocacy Support position on Assembly Bill 1472 (Limon) – State Lands Commission Oil, Gas and Mineral Leases

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: NA

Recommended Actions:

That the Board of Supervisors:

- A. Take an advocacy position of support for Assembly Bill 1472 (Limon) – State Lands Commission Oil, Gas and Mineral Leases; and direct staff to authorize the Chair to sign a letter stating the Board’s support position to the legislative author, members of the California Legislature including, but not limited to, the County’s legislative delegation, and appropriate committee chairs; and
- B. Determine pursuant to CEQA Guideline 15378(b)(5) that the above action is not a project subject to CEQA review because it is an administrative activity that will not result in direct or indirect physical changes in the environment.

Summary Text:

This item is on the agenda for the Board of Supervisors to consider taking a support position on Assembly Bill (AB) 1472 (Limon) – State Lands Commission Oil, Gas and Mineral Leases. On May 1, 2017, the Legislative Program Committee directed staff to bring AB 1472 to the Board of Supervisors on the Administrative Agenda to request the Board’s support for this legislation.

Background:

Assembly Bill (AB) 1472 was introduced by Assemblymember Limon on February 17, 2017 and last amended on April 20, 2017. AB 1472 would authorize the State Lands Commission, in considering an approval of an assignment, transfer, or sublet of a lease of oil, gas or mineral leases, to consider whether

the proposed assignee, as defined, is likely to comply with all provisions of the assigned lease for the duration of the lease term, as determined by specified factors. AB 1472 specifies that the Commission may consider all of the following factors prior to assigning, transferring or subletting a lease:

- The proposed assignee's prior experience with offshore or onshore oil or gas production or mineral extraction, as applicable;
- Any financial or economic considerations that may affect a proposed assignee and its ability to comply with the terms of a lease;
- Any information concerning the proposed assignee's compliance or noncompliance with other contractual obligations to the state or any other party; and,
- Any record of noncompliance with any other laws or regulations.

The bill has passed out of the California Assembly and has been assigned to the California Senate's Committee on Natural Resources and Water.

The adopted 2017 County of Santa Barbara Legislative Platform includes the Community Sustainability and Environmental Protection Principle which does, in part, recognize the need to work through other agencies to "*maintain and protect . . . coastal areas and bio-diversity.*" This appears to be similar to a goal of AB 1472 but there isn't a reference to adding factors under which to consider the assignment, transfer or subletting of oil, gas and mineral leases by the State Lands Commission.

Due to the lack of a specific reference, the Legislative Program Committee voted on May 1, 2017 to refer the consideration of a support position for AB 1472 to the Board of Supervisors' Administrative Agenda. If approved by the Board today, the County's staff in coordination with the state advocates will prepare letters of support and submit them to all relevant legislative members, including but not limited to the legislative author and co-sponsors, committee members, subcommittee members and others as necessary.

Attachments:

Attachment A: AB 1472 Legislative Text

Attachment B: County of Santa Barbara Legislative Analysis Form

Authored by:

Dennis Bozanich, Deputy County Executive Officer, County Executive Office, 805-568-3400

cc: