

ASSEMBLY BILL

No. 993

Introduced by Assembly Member Hadwick

February 20, 2025

An act to amend Section 25404.8 of the Health and Safety Code, relating to hazardous materials.

LEGISLATIVE COUNSEL'S DIGEST

AB 993, as introduced, Hadwick. Hazardous materials management: Rural CUPA Reimbursement Account.

Existing law requires the Secretary for Environmental Protection to adopt regulations and implement a unified hazardous waste and hazardous materials management regulatory program. A city or local agency that meets specified requirements is authorized to apply to the secretary to implement the unified program, and every county is required to apply to the secretary to be certified to implement the unified program as a Certified Unified Program Agency (CUPA). Existing law establishes the Rural CUPA Reimbursement Account in the General Fund, and requires the Secretary for Environmental Protection to allocate funds to counties with populations of less than 150,000 persons for which a CUPA has not been certified on or before January 1, 2000, in amounts not to exceed designated percentages of budgeted costs, and not more than \$60,000 in total for all CUPAs in an eligible county.

This bill would make every county with a population of less than 150,000 persons eligible for these funds without regard to the date of certification. The bill would increase the maximum total amount that may be allocated for all CUPAs in a single county from \$60,000 to \$100,000.

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 25404.8 of the Health and Safety Code
2 is amended to read:
3 25404.8. (a) ~~In a county for which a CUPA has not been~~
4 ~~certified on or before January 1, 2000, and where the unified~~
5 ~~program is implemented pursuant to paragraph (2) of subdivision~~
6 ~~(f) of Section 25404.3, the CUPA~~ *A CUPA for a county with a*
7 *population of less than 150,000 persons is eligible for an allocation*
8 *pursuant to subdivision (d).* ~~The~~ *To be eligible for funding allocated*
9 *pursuant to subdivision (d), the CUPA shall institute a single fee*
10 *system that meets the requirements of Section 25404.5, except that*
11 *the amounts to be paid by each person regulated by the unified*
12 *program under the single fee system shall be set at a level so that*
13 *the revenues collected under the single fee system and the amount*
14 *allocated pursuant to subdivision (d) are sufficient to pay the*
15 *necessary costs incurred by the CUPA in implementing the unified*
16 *program. The CUPA shall determine the level to be paid by persons*
17 *regulated under the unified program by conducting a workload*
18 *analysis that establishes the direct and indirect costs to the CUPA*
19 *of implementing the unified program.*
20 (b) A CUPA that implements the unified program pursuant to
21 paragraph (2) of subdivision (f) of Section 25404.3 shall use the
22 funding allocated pursuant to subdivision (d) to implement the
23 unified program within the jurisdiction of the CUPA in accordance
24 with the implementation agreement reached with the secretary
25 pursuant to paragraph (2) of subdivision (f) of Section 25404.3.
26 (c) The Rural CUPA Reimbursement Account is hereby
27 established in the General Fund and the secretary may expend the
28 money in the account to make the allocations specified in
29 subdivision (d).
30 (d) (1) Except as provided in paragraph (2), the secretary shall
31 allocate the following amounts from the Rural CUPA
32 Reimbursement Account to an eligible county:
33 (A) If the county has a population of less than 70,000 persons,
34 the amount of the funds allocated from the account shall not exceed

1 75 percent of the budgeted costs as approved by the local governing
2 body for implementation of the unified program.

3 (B) If the county has a population of more than 70,000, but less
4 than 100,000 persons, the amount of the funds allocated from the
5 account shall not exceed 50 percent of the budgeted costs as
6 approved by the local governing body for implementation of the
7 unified program.

8 (C) If the county has a population of more than 100,000, but
9 less than 150,000 persons, the amount of the funds allocated from
10 the account shall not exceed 35 percent of the budgeted costs as
11 approved by the local governing body for implementation of the
12 unified program.

13 (2) The secretary shall not allocate more than ~~sixty thousand~~
14 ~~dollars (\$60,000)~~ *one hundred thousand dollars (\$100,000)* for all
15 CUPAs in an eligible county.

16 (e) ~~This section shall become operative July 1, 2001.~~