

# California State Senate

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SENATOR  
JUAN VARGAS  
FORTIETH SENATE DISTRICT



## FAX

To: Walter Busineta

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From: Emelinda Ruiz

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Re. amends to SB 873. Please

call me after you review

Thank you

Emelinda

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14539

03/21/11 09:20 AM  
RN 11 13500 PAGE 1  
Substantive

## AMENDMENTS TO SENATE BILL NO. 833

## Amendment 1

In line 1 of the title, strike out "amend Section 44002 of" and insert:

add Section 44000.6 to

## Amendment 2

On page 2, before line 1, insert:

SECTION 1. Section 44000.6 is added to the Public Resources Code, to read:  
44000.6. (a) Notwithstanding any other provision of this division, a person shall not operate a disposal facility located in a county of the third class, as classified by Section 28024 of the Government Code, if that disposal facility meets either of the following conditions:

(1) The disposal facility is located within 1,000 feet of an aquifer that is hydrologically connected to a source of drinking water for a city in that county with more than 100,000 residents.

(2) The disposal facility is within 1,000 feet of a site that is considered sacred or of spiritual or cultural importance to a tribe, as defined in Section 44201, and that is listed in the California Native American Heritage Commission Sacred Lands Inventory.

(b) This section does not apply to a permitted disposal facility where solid waste was disposed of before January 1, 2012, or to the expansion of that facility.

SEC. 2. The Legislature finds and declares that, due to the unique circumstances arising from a proposal to construct and operate a solid waste landfill that would be located adjacent to drinking water supplies and to sites considered sacred by numerous Native American tribes in a specified county in southern California, a statute of general applicability cannot be enacted within the meaning of subdivision (b) of Section 16 of Article IV of the California Constitution, and therefore this special statute is necessary.

SEC. 3. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

## Amendment 3

On page 2, strike out lines 1 to 25, inclusive

