

**CLFP  
LEGISLATIVE REPORT  
March, 2008**

*This report highlights legislation that is of interest to California fruit and vegetable processors. If you would like more detailed information on these bills, or have questions about the status of other bills please contact Bill Grigg, CLFP Government Affairs Consultant: (916) 916-208-0108; or [billgrigg@cox.net](mailto:billgrigg@cox.net).*

**Income Tax Returns – Withholding for Vendors (AB1848: Ma)**

This bill would require the recipient of income to also provide the person paying the income with the payee's social security number or other taxpayer identification number if requested by the person paying the income. **CLFP Position: oppose. Status: Senate.**

**Misbranded Food: Allergen Labeling (AB 2079: Emmerson)**

This bill would deem food to be misbranded if its labeling does not conform to requirements for allergen labeling set forth in the federal Food, Drug, and Cosmetic Act. **CLFP Position: neutral. Status: Assembly.**

**Greenhouse gas emissions: consumer product labeling (AB 2538: Ruskin)**

This bill would enact the Carbon Labeling Act of 2008. The act would require the state board to develop and implement a program for the voluntary assessment, verification, and standardized labeling of the carbon footprint, as defined, of consumer products sold in this state. **CLFP Position: oppose. Status: Assembly.**

**Pests Eradication: Urban Areas - State of Emergency (AB 2764: Hancock)**

Would prohibit the secretary to undertake or provide for the application of a pesticide in an urban area to effectuate an eradication project unless the Governor has proclaimed a state of emergency. **CLFP Position: oppose. Status: Assembly.**

**Pest Eradication: Aerial Use of Pesticide - Public Hearing (AB 2765: Huffman)**

Would additionally require the secretary or agricultural commissioner, before the aerial application of a pesticide, to conduct at least one public hearing to consider all alternatives to aerial application of a pesticide and to seek certification of the safety of all elements of the proposed pesticide by an appropriate state department or agency that is not part of the Department of Food and Agriculture. **CLFP Position: oppose. Status: Assembly.**

**Pests Eradication: Aerial Spraying - Voter Consent (AB 2892: Swanson)**

This bill would require the secretary of the Ca. Department of Food & Agriculture, if the secretary determines that it is necessary to apply a pesticide aerially in a proclaimed pest eradication area that includes an urban area, to first obtain the consent of 2/3 of the registered voters of the affected cities and counties. **CLFP Position: oppose. Status: Assembly.**

**Water quality: civil penalties (AB 2900: LaMalfa)**

This bill would require civil penalties imposed administratively pursuant to these provisions by the state board or a regional board to be imposed within 12 months of learning of a violation, and civil penalties petitioned to a superior court by the Attorney General to be requested by a regional board or the state board within 12 months of learning of a violation. **CLFP Position: support. Status: Assembly.**

**Food Labeling: Olive Oil (SB 634: Wiggins)**

Would define olive oil to mean the edible oil obtained solely from the fruit of the olive tree. Will be amended to define "extra virgin olive" consistent with international standards. **CLFP Position: support. Status: Assembly.**

**Ports: Air Pollution Mitigation –Cargo Container Fee (SB 974: Lowenthal)**

This bill would require the Ports of Los Angeles, Long Beach, and Oakland to collect a user fee on the owner of container cargo moving through the Port of Los Angeles, the Port of Long Beach, or the Port of Oakland at a rate of \$30 per twenty-foot equivalent unit. **CLFP Position: oppose. Status: Assembly.**

**Workers' Compensation: Permanent Disability – Apportionment (SB 1115: Migden)**

Would provide that race, religious creed, color, national origin, age, gender, marital status, sex, or genetic predisposition shall not be considered to be a cause or other factor considered in any determination made pursuant to those provisions. **CLFP Position: oppose. Status: Assembly.**

**Environment: Preliminary Draft EIR Reports – Public Access (SB 1165: Kuehl)**

Would authorize the public agency to make available to members of the public preliminary drafts of its EIR, negative declaration, or mitigated negative declarations that are circulated among the project applicant and any public agencies prior to their official release for public comments. **CLFP Position: oppose. Status: Senate.**

**Workers' Comp: Predesignation of Physician (SB 1318: Migden)**

This bill would delete the December 31, 2009, repeal date for those provisions pertaining to an employee's predesignation of a personal physician. **CLFP Position: oppose. Status: Senate.**

**Meal Periods (SB 1539: Calderon)**

This bill would provide flexibility to employers and employees when scheduling meal periods for both union and non-union employees. **CLFP Position: support. Status: Senate.**

**Regional Water Quality Control Boards: Membership**

This bill would prohibit a person from being a member of those boards if he or she receives, or has received during the previous 2 years, 25% or more of his or her income directly or indirectly from any person subject to specified waste discharge requirements, or applicants for waste discharge requirements. **CLFP Position: oppose. Status: Senate.**

**Global Warming: Carbon Credits**

This bill would state that it is the intent of the Legislature to subsequently amend this bill to include provisions authorizing the state air resources board to establish a system of carbon credits for agricultural activities. **CLFP Position: support. Status: Senate.**