

San Francisco Bay Conservation and Development Commission

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**PROGRAM CHANGES TO THE
SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION
COASTAL MANAGEMENT PROGRAM (BCDC-2024-2)
MAY 2024
ADOPTION OF CALIFORNIA PUBLIC RESOURCES CODE
SECTIONS 30985, 30985.2, 30985.4, and 30985.8**

In 2023, the California Legislature adopted, and the Governor approved, Senate Bill 272. Section 2 of Senate Bill 272 added sections 30985-30985.8 as division 20.6.9 of the California Public Resources Code. This program change request includes the following California Public Resources Code sections or subsections added by Senate Bill 272 that are applicable to the San Francisco Bay Conservation and Development Commission.

Section 30985

(a) A local government lying, in whole or in part, within the coastal zone or within the jurisdiction of the San Francisco Bay Conservation and Development Commission shall develop a sea level rise plan as part of either of the following, as applicable:

* * *

(2) A subregional San Francisco Bay shoreline resiliency plan that is subject to approval by the San Francisco Bay Conservation and Development Commission consistent with the guidelines established pursuant to subdivision (b) of Section 30985.2.

(b) The sea level rise plan required pursuant to subdivision (a) shall include, at a minimum, all of the following:

(1) The use of the best available science.

(2) A vulnerability assessment that includes efforts to ensure equity for at-risk communities.

(3) Sea level rise adaptation strategies and recommended projects.

(4) Identification of lead planning and implementation agencies.

(5) A timeline for updates, as needed, based on conditions and projections and as determined by the local government in agreement with the California Coastal Commission or the San Francisco Bay Conservation and Development Commission, as applicable.

(c) A timeline for sea level rise plan updates, as required pursuant to paragraph (5) of subdivision (b), shall include economic impact analyses of, at a minimum, costs to critical public

infrastructure and recommended approaches for implementing the sea level rise adaptation strategies and recommended projects pursuant to paragraph (3) of subdivision (b).

(d) All local governments subject to the requirements of subdivision (a) shall comply with this section by January 1, 2034.

(e) For purposes of this section, “critical public infrastructure” includes, but is not limited to, transit, roads, airports, ports, water storage, and conveyance, wastewater treatment facilities, landfills, powerplants, and railroads.

Section 30985.2

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(b) On or before December 31, 2024, the San Francisco Bay Conservation and Development Commission, in close coordination with the California Coastal Commission, the Ocean Protection Council, and the California Sea Level Rise State and Regional Support Collaborative, shall establish guidelines for the preparation of the sea level rise plan required pursuant to subdivision (a) of Section 30985. The guidelines shall recognize and build upon the “guiding principles of the joint platform” as described on page 16 of the “Bay Adapt Regional Strategy for a Rising Bay Joint Platform” adopted by the San Francisco Bay Conservation and Development Commission on October 21, 2021.

Section 30985.4

This division does not reduce, alter, or diminish the authority of a state or local agency.

Section 30985.8

For purposes of this division, the following definitions apply:

(a) “California Sea Level Rise State and Regional Support Collaborative” means the California Sea Level Rise State and Regional Support Collaborative created pursuant to Section 30972.

(b) “Coastal zone” has the same meaning as defined in Section 30103.

(c) “Jurisdiction of the San Francisco Bay Conservation and Development Commission” means the area described in Section 66610 of the Government Code.

(d) “Local coastal program” has the same meaning as defined in Section 30108.6.

(e) “Local government” has the same meaning as defined in Section 30109.