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AB-698 Energy: gas stoves. (2023-2024)

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AMENDED IN ASSEMBLY MARCH 09, 2023

CALIFORNIA LEGISLATURE— 2023–2024 REGULAR SESSION

ASSEMBLY BILL

NO. 698

Introduced by Assembly Member Essayli

February 13, 2023

An act to ~~amend Section 3270.3 of~~ *add Section 25969 to* the Public Resources Code, relating to ~~oil and gas~~ *energy*.

LEGISLATIVE COUNSEL'S DIGEST

AB 698, as amended, Essayli. ~~Oil and gas: production facility: cease and desist order.~~ *Energy: gas stoves.*

Existing law prohibits new residential-type gas appliances that are equipped with a pilot light from being sold in the state 24 months after an intermittent ignition device has been demonstrated and certified by the State Energy Resources Conservation and Development Commission.

This bill would prohibit state agencies and local governments from adopting or enforcing a rule, regulation, resolution, or ordinance that directly or indirectly results in prohibiting the use of gas stoves in residential and nonresidential buildings.

The bill would include findings that changes proposed by this bill address a matter of statewide concern rather than a municipal affair and, therefore, apply to all cities, including charter cities.

~~Existing law requires the Geologic Energy Management Division in the Department of Conservation to prescribe minimum facility maintenance standards, as described, for all production facilities, as defined, in the state. Existing law authorizes the State Oil and Gas Supervisor, upon the supervisor's determination or that of the district deputy that a production facility is being operated in violation of those standards, to issue a cease and desist order to a production facility operator requiring the operator to cease operation until the operator demonstrates, to the satisfaction of the supervisor, that the violation has been corrected.~~

~~This bill would make a nonsubstantive change to that authorization.~~

Vote: majority Appropriation: no Fiscal Committee: ~~no~~*yes* Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. *Section 25969 is added to the Public Resources Code, to read:*

25969. (a) *A state agency or local government, including a charter city, shall not adopt or enforce a rule, regulation, resolution, or ordinance, including an ordinance prohibiting natural gas hookups for new buildings, that directly or indirectly results in prohibiting the use of gas stoves in residential and nonresidential buildings.*

(b) *The Legislature finds and declares that this section addresses a matter of statewide concern rather than a municipal affair as that term is used in Section 5 of Article XI of the California Constitution. Therefore, this section applies to all cities, including charter cities.*

~~SECTION 1. Section 3270.3 of the Public Resources Code is amended to read:~~

~~3270.3. In addition to any other remedy provided by law, the supervisor, upon the supervisor's determination or that of the district deputy that a production facility is being operated in violation of the standards prescribed in subdivision (a) of Section 3270, may issue a cease and desist order to a production facility operator requiring the operator to cease operation until the operator demonstrates, to the satisfaction of the supervisor, that the violation has been corrected.~~