



June 13, 2018

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The Honorable Bob Wieckowski
Chair, Senate Environmental Quality Committee
State Capitol, Room 4085
Sacramento, CA 95814

**Re: AB 2803 (Limón) – Public nuisance: residential lead-based paint.
As Amended April 23, 2018 – SUPPORT
Awaiting Hearing in the Senate Environmental Quality Committee**

Dear Senator Wieckowski,

The California State Association of Counties (CSAC), representing all 58 of the state's counties, writes in support of Assembly Bill 2803 by Assembly Member Monique Limón. This measure, as amended, would help homeowners address the presence of lead-based paint in their homes.

Existing state law imposes liability for hazardous substances removal or remedial actions. The law allows parties affected by hazardous substances the ability to apply for compensation of loss caused by the release of hazardous waste. A homeowner of a property that has lead-based paint can recover damages for clean-up and/or require the responsible party to clean up the affected property. However, current law may allow the responsible party who incurs clean-up costs the right to also seek contribution and indemnity from others who are liable such as the injured private party – the homeowner.

AB 2803 would provide liability protections for homeowners whose homes are contaminated with lead-based paint. This would allow homeowners to seek damages for clean up or implement their own remediation efforts without fear of liability lawsuits. The result is more homeowners might be encouraged to act to remove hazardous lead-based paint from their homes and surrounding soils.

It is for these reasons CSAC supports AB 2803 and respectfully requests your **AYE** vote. Should you have any questions or concerns about our position, please do not hesitate to contact me at jdevencenzi@counties.org or 916.650.8131.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J. Devencenzi', with a large flourish at the end.

Jessica Devencenzi
Legislative Representative

cc: The Honorable Monique Limón, California State Assembly
Members and Consultant, Senate Environmental Quality Committee
Morgan Branch, Consultant, Senate Republican Caucus