Decoding California's Climate Disclosure Laws

A Webinar Hosted by Holtara and Latham & Watkins

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LATHAM & WATKINS LLP

State Rules: Emissions Disclosure Bill Tracking

(As of February 2025)

	California (SB 253)	Colorado (HB25-1119)	New York (A4282)	New Jersey (S4117)	Illinois (HB3673)
Name of Law	Climate Corporate Data Accountability Act	A bill for an act concerning requiring certain entities to disclose information concerning greenhouse gas emissions	Climate Corporate Data Accountability Act	Climate Corporate Data Accountability Act	Climate Corporate Accountability Act
Effective Date	Currently in effect.	If passed, 90-days after final adjournment of the General Assembly (12:01 AM on August 6, 2025).	If passed, 180-days after it becomes law.	If passed, effective upon becoming law.	If passed, effective upon becoming law.
General requirements	Disclosure and assurance of Scope 1, 2, and 3 greenhouse gas emissions data	Disclosure and assurance of Scope 1, 2, and 3 greenhouse gas emissions data	Disclosure and assurance of Scope 1, 2, and 3 greenhouse gas emissions data	Disclosure and assurance of Scope 1, 2, and 3 greenhouse gas emissions data	Disclosure and assurance of Scope 1, 2, and 3 greenhouse gas emissions data
Interjurisdictional / Equivalency?	Yes. Intended to minimize duplication of effort, allows reports prepared for other national reporting requirements that satisfy the law	Allows entities compliant with reporting requirements in “another state or country, which requirements are as stringent as or more stringent” than the bill to be considered compliant	Yes. Intended to minimize duplication of effort, allows reports prepared for other state or national reporting requirements that satisfy the law, including ISSB reports	Yes, specifically highlights that a copy of the report submitted to satisfy the California Climate Corporate Data Accountability Act may be used to comply with provisions of the act	Yes, directed to streamline reporting. Bill specifically mentions SEC rules
In-Scope Threshold	US-formed business entity (1) with total annual revenues in excess of $1 billion and (2) that does business in the state	Any entity (1) with total annual revenues in excess of $1 billion and (2) that does business in the state	US-formed business entity (1) with total annual revenues in excess of $1 billion and (2) that does business in the state and is “deriving receipts”	US-formed business entity (1) with total annual revenues in excess of $1 billion and (2) that does business in the state	US-formed business entity (1) with total annual revenues in excess of $1 billion and (2) that does business in the state
Due date of first report	Scopes 1 and 2 emissions data by January 1, 2026	Scopes 1 and 2 emissions data by January 1, 2028	Scope 1 and 2 emissions data by 2027. Specific reporting dates are to be set by the end of 2026	Three years after effective date of act for Scope 1, 2, and 3 emissions, meaning no earlier than February 2028	Scopes 1 and 2 emissions data by January 1, 2027
Scope 3 Required?	Yes	Yes, phases in scope 3 reporting from 2029 through 2031.	Yes	Yes	Yes
Assurance	Yes, assured by an independent third-party assurance provider. For scopes 1 and 2, with limited assurance in 2026, and reasonable assurance beginning in 2030	Yes, to be “independently verified by a third-party auditor”	Yes, assured by an independent third-party assurance provider. For scopes 1 and 2, with limited assurance in 2027, and reasonable assurance beginning in 2031	Yes, limited assurance for Scopes 1 and 2 due four years after effective date of act, and reasonable assurance due eight years after effective date of act	Yes, to be “independently verified by the emissions registry or a third-party auditor, that is approved the Secretary of State”

Latham & Watkins Thought Leadership

Latham offers clear, concise, user-friendly resources that cover everything from general background to precise, technical questions about various industries and legal frameworks. We invite you to explore our ESG Resource Hub and the linked publications below.

- California Passes GHG Emissions Reporting and Climate-Related Financial Risk Legislation (September 21, 2023)
- Litigation Over California's Climate Disclosure Laws Continues to Discovery Phase (November 18, 2024)
- CARB Will Not Fully Enforce California's Climate Corporate Data Accountability Act in 2026 (January 2, 2025)
- Court Dismisses Portions of Lawsuit Against California Climate Disclosure Laws (February 26, 2025)
- Legal Battle Over California's Climate Disclosure Laws Continues as Plaintiffs File a Motion for Preliminary Injunction (March 7, 2025)

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