

**Bay Area Air Quality Management District
939 Ellis Street
San Francisco, California 94109
(415) 771-6000**

APPROVED MINUTES

Summary of Board of Directors
Legislative Committee Meeting
9:30 a.m., Wednesday, February 23, 2005

- 1. Call to Order - Roll Call:** Chairperson Brad Wagenknecht called the meeting to order at 9:30 a.m.

Present: Brad Wagenknecht, Chairperson, Dan Dunnigan, Erin Garner, Scott Haggerty, Mark Ross, John Silva.

Absent: Chris Daly, Liz Kniss, Pamela Torliatt.

Also Present: Julia Miller

- 2. Public Comment Period:** There were none.

- 3. Approval of Minutes of December 21, 2004:** Director Haggerty moved approval of the minutes; seconded by Director Silva; carried unanimously without objection.

- 4. Consideration of New Bills and Corresponding Agency Positions:**

- a) *SB 44 (Kehoe)-Incorporating air quality into local government general plans*
- b) *SF 109 (Ortiz)-Changes to air penalty language*
- c) *SB 153 (Chesbro et alia)-California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2006*
- d) *Additional bills introduced after the agenda mail-out*

Thomas Addison, Advanced Projects Advisor, presented and discussed the following three bills with a recommendation for each one:

Bill	Brief Description	Staff Recommendation
SB 44 (Kehoe)	Extends statewide a San Joaquin Valley requirement that local governments incorporate air quality issues into general plans	Support

SB 109 (Ortiz)	Extends sunset for program on minor air violations, and changes current air penalty language to allow civil and criminal penalties for a single violation	Oppose unless amended
SB 153 (Chesbro <i>et alia</i>)	Establishes California Clean Water, Clean Air, Safe Neighborhood Park, and Coastal Protection Act bond measure	Support

After discussion of each of the above bills, the Committee took the following actions:

Committee Action: Director Haggerty moved that the Committee recommend the Board adopt the staff’s recommendation on SB 44 (Kehoe); seconded by Deputy Director Dunnigan; carried unanimously without objection.

Committee Action: Director Ross moved that the Committee recommend the Board adopt the staff’s recommendation on SB 109 (Ortiz); seconded by Director Haggerty; carried unanimously without objection.

Committee Action: Director Haggerty moved that the Committee recommend the Board adopt a “Watch” position on SB 153 (Chesbro *et alia*); seconded by Director Silva; carried unanimously without objection.

Mr. Addison discussed the four new bills listed below that were introduced after the agenda packet mail-out:

Bill	Brief Description	Staff Recommendation
AB 694 (Chan)	Would authorize the BAAQMD to expand TFCA eligibility to private vehicles	Support
SB 225 (Soto)	Provides additional Carl Moyer funding for heavy-duty diesel vehicles	Support
SB 497 (Simitian)	Establishes a Low-Emissions Contractor Incentive Program	Support
AB 1101 (Oropeza)	Establishes notification requirement for the largest sources of diesel emissions with significant public health risks	Support

After discussion of each of the above bills, the Committee took the following actions:

Committee Action: Director Haggerty moved that the Committee recommend the Board adopt the staff’s recommendation on AB 694 (Chan); seconded by Director Silva; carried unanimously without objection.

Committee Action: Director Ross moved that the Committee recommend the Board adopt the staff's recommendation on SB 225 (Soto); seconded by Director Haggerty; carried unanimously without objection.

Committee Action: Deputy Director Dunnigan moved that the Committee recommend the Board adopt the staff's recommendation on SB 497 (Simitian); seconded by Director Garner; carried unanimously without objection.

Committee Action: Director Silva moved that the Committee recommend the Board adopt a "Support in Concept" position on AB 1101 (Oropeza); seconded by Director Ross; carried unanimously without objection.

5. Update on District's 2005 Legislative Agenda: *Staff presented an oral update on the status of the District's 2005 Legislative Agenda.*

Mr. Addison stated that in addition to AB 694 (Chan) the other item on the legislative agenda is this Air District co-sponsoring a resolution with the South Coast AQMD encouraging good federal rule-making on new diesel locomotive standards. Mr. Addison noted that the legislation is anticipated to be introduced next month.

Committee Action: None. This report provided for information only.

6. Committee Members' Comments: Director Garner discussed the issue of indoor air quality and Jack Broadbent, Executive Officer/APCO stated that the District's Advisory Council will be discussing the issue this year.

7. Time and Place of Next Meeting: At the Call of the Chair.

8. Adjournment: The meeting was adjourned at 10:26 a.m.

/s/ Mary Romaidis
Mary Romaidis
Clerk of the Boards