

**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., Monday, May 22, 2006

1. Call to Order - Roll Call: Director Erin Garner called the meeting to order at 9:34 a.m.

Present: Erin Garner, Chairperson, Roberta Cooper, Chris Daly, Carol Klatt, Mark Ross, Tim Smith, Brad Wagenknecht.

Absent: Dan Dunnigan, Liz Kniss.

Also Present: Scott Haggerty, Gayle B. Uilkema.

2. Public Comment Period: There were none.

3. Approval of Minutes of January 30, 2006: Director Smith moved approval of the minutes; seconded by Director Uilkema; carried without objection with Director Cooper abstaining.

4. Consideration of New Bills and Corresponding Agency Position: *Staff presented recommended positions on nine bills. Staff also updated the Committee on the status of the BAAQMD-sponsored AB 1870 (Lieber), and answered questions on bills included in the BAAQMD Bill Discussion List-May 2006.*

Tom Addison, Senior Advanced Projects Advisor, discussed the following nine new bills and recommended positions for consideration by the Committee.

Bill	Brief Description	Staff Recommendation	Committee Recommendation
AB 32 (Nunez and Pavley)	California Global Warming Solutions Act of 2006	Support and seek amendments	Support and seek amendments
AB 2264 (Pavley)	Establishes fuel economy standards for new state vehicle purchases	Support	Support
AB 2276 (Pavley)	Establishes ARB regulatory program for ozone-producing indoor air cleaning devices	Support	Support

AB 2444 (Klehs)	Bay Area registration fee surcharge for congestion relief and environmental regulation	Support	Support and seek amendments
AB 2600 (Lieu)	Extends current HOV lane use by natural gas vehicles	Support	Support
AB 2791 (Ruskin)	Establishes California Clean Vehicle Discount Program	Support	Support
AB 3018 (Lieber)	Establishes indoor air quality regulatory program administered by the ARB	Support	Support
SB 1205 (Escutia)	Creates the California Children’s Breathing Rights Act and changes air penalty law	Oppose unless amended	Oppose unless amended
SB 1601 (Lowenthal)	Requires BACT on emissions sources at ports for new or renegotiated leases	Support	Support

Committee Action: Director Smith moved that the Committee recommend that the Board of Directors adopt the staff position of “support and seek amendments” on AB 32 (Nunez and Pavley); seconded by Director Wagenknecht; carried unanimously without objection.

Committee Action: Director Wagenknecht moved that the Committee recommend that the Board of Directors adopt the staff position of “support” on AB 2264 (Pavley); seconded by Director Smith; carried unanimously without objection.

Committee Action: Director Smith moved that the Committee recommend that the Board of Directors adopt the staff position of “support” on AB 2276 (Pavley); seconded by Director Ross; carried unanimously without objection.

Mr. Addison reviewed AB 2444 (Klehs) and stated that the bill would apply to all nine Bay Area counties. A \$5 surcharge would be imposed on annual vehicle registrations and the revenue would be used for congestion mitigation. The bill would also authorize the Air District Board to impose a \$5 fee for environmental mitigation. There was considerable discussion of this bill with a recommendation that the District would support the bill and seek amendments.

Committee Action: Director Wagenknecht moved that the Committee recommend that the Board of Directors adopt a “support and seek amendments” position on AB 2444 (Klehs); seconded by Director Cooper; carried on the following roll call:

AYES: Cooper, Daly, Klatt, Ross, Smith, Wagenknecht, Garner.

NOES: Uilkema.

ABSENT: Dunnigan, Kniss.

Committee Action: Director Daly moved that the Committee recommend that the Board of Directors adopt the staff position of “support” on AB 2600 (Lieu); seconded by Director Smith; carried unanimously without objection.

Committee Action: Director Daly moved that the Committee recommend that the Board of Directors adopt the staff position of “support” on AB 2791 (Ruskin); seconded by Director Wagenknecht; carried unanimously without objection.

Committee Action: Director Daly moved that the Committee recommend that the Board of Directors adopt the staff position of “support” on AB 3018 (Lieber); seconded by Director Smith; carried unanimously without objection.

Committee Action: Director Smith moved that the Committee recommend that the Board of Directors adopt the staff position of “oppose unless amended” on SB 1205 (Escutia); seconded by Director Wagenknecht; carried unanimously without objection.

Committee Action: Director Wagenknecht moved that the Committee recommend that the Board of Directors adopt the staff position of “support” on SB 1601 (Lowenthal); seconded by Director Daly; carried unanimously without objection.

5. Overview of Stated 2006-07 Budget: *Staff provided an overview to the Committee on the State budget and any impact to the District.*

Mr. Addison provided a brief update on the State budget and impacts to the District and noted that both houses are recommending an increase of \$10 million in the State Subvention Fund. Mr. Addison stated that if this increase remains in the final budget approved by the Governor, this Air District would receive \$1.7 million of the funds. The California Air Resources Board (CARB) supported this level of increase to local districts.

Director Cooper discussed an environmental conference she attended in Chicago. There was discussion at the conference of a “green” building ordinance that encouraged owners of high-rise buildings to use alternative sources of energy.

Jack Broadbent, Executive Officer/APCO, stated that the California Air Pollution Control Officers Association (CAPCOA) has made progress on a revised formula for Carl Moyer funding.

Director Uilkema requested that staff take a look at state law on solar/photovoltaic panels.

Chairperson Garner discussed HVAC systems and a new filtration technology that is available. Mr. Garner suggested that the District look at the feasibility of helping to draft a bill on HVAC systems and stated that this would make a significant impact on indoor air quality at the residential level without a significant incremental cost.

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

6. **Committee Members' Comments:** There were none.
7. **Time and Place of Next Meeting:** At the Call of the Chair.
8. **Adjournment:** The meeting was adjourned at 10:46 a.m.

/s/ Mary Romaidis

Mary Romaidis
Clerk of the Boards