

**Bay Area Air Quality Management District
939 Ellis Street
San Francisco, California 94109
(415) 749-5000**

APPROVED MINUTES

Summary of Board of Directors
Legislative Committee Meeting
9:30 a.m., Monday, March 12, 2007

- 1. Call to Order - Roll Call:** Director Brad Wagenknecht called the meeting to order at 9:33 a.m.

Present: Brad Wagenknecht, Chairperson, Carol Klatt, Michael Shimansky, Tim Smith.

Absent: Dan Dunnigan, Erin Garner, Scott Haggerty, Patrick Kwok, Janet Lockhart.

Also Present: Mark Ross, Pamela Torliatt (9:40 a.m.).

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

- 3. Approval of Minutes of May 22, 2006 and October 19, 2006:** Director Shimansky moved approval of the minutes; seconded by Director Smith; carried without objection.

- 4. Consideration of New Bills and Corresponding Agency Position:** *Staff presented newly-introduced air quality bills for the Committee's deliberation.*

Jack Broadbent, Executive Officer/APCO, introduced the item and stated that there are a considerable number of bills that deal with air quality and climate change. Staff will continue to work with the legislature during the year regarding bills related to wood smoke and other issues that may not be addressed in the list of bills before the Committee today.

Tom Addison, Senior Advanced Projects Advisor, discussed the following 11 new bills and recommended positions for consideration by the Committee.

Bill	Brief Description	Staff Recommendations
AB 218 (Saldana)	Eliminates current loophole allowing vehicle registration without smog certificate without penalty	Support
AB 463 (Huffman)	California Clean Ferry Act of 2007	Support
Bill	Brief Description	Staff Recommendations

AB 493 (Ruskin)	Establishes fees and rebates respectively at the time of sale of high and low-emitting new motor vehicles	Support
AB 575 (Arambula)	Prioritizes Proposition 1B air quality bond funding to South Coast and San Joaquin	Oppose
AB 616 (Jones)	Requires annual (instead of biennial) smog checks for cars at least 15 years old currently in the program	Support
AB 846 (Blakeslee)	Clean Marine Fuels Tax Incentive Act	Support
AB 934 (Duvall)	Would prohibit air districts from adopting airborne toxic control measures for non-stationary sources	Oppose
AB 1077 (Lieber)	California Plug-in Hybrid Electric Vehicle Leadership Act of 2007	Support
AB 1209 (Karnette)	Establishes criteria favoring southern California ports for distribution of Prop 1B air quality funds	Oppose
SB 587 (Runner)	Establishes exemptions from air district permit requirements for certain printing, coating, adhesive application, and laminating operations, subject to specified criteria	Oppose
SB 974 (Lowenthal)	Establishes a container fee of \$30 per twenty-foot equivalent unit at LA, Long Beach, and Oakland ports	Support in Concept

Director Pamela Torliatt arrived at 9:40 a.m.

In addition to the positions recommended above, the Committee discussed AB 233 (Jones) - *Children's Breathing Rights Act; makes changes to air penalties and requires air districts to report penalty data to ARB*; and AB 568 (Karnette) - *Requires establishment of Port Community Advisory Committees*. The Committee requested that these bills be watched and is not recommending positions on them to the full Board.

During discussion of SB 974, Mr. Broadbent stated that staff would report back to the Committee on the amount of money that would be generated from the container fees.

Committee Action: Director Shimansky moved that the Committee recommend that the Board of Directors adopt the recommended staff positions on the 11 bills as stated above; seconded by Director Smith; carried unanimously without objection.

5. Update on Proposition 1B Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006: *Staff provided an update on Proposition 1B Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006.*

Mr. Broadbent stated that the voters approved Proposition 1B last year and \$1 billion is earmarked for use by the Air Resources Board (CARB). The California Air Pollution Control

Officers Association (CAPCOA) has had discussions regarding the distribution of these funds and to take a position as an organization.

Mr. Addison stated that to-date, the primary focus of the funds would be reducing truck emissions and that less money would go towards ships and harbor craft. With the outlook in the future with increased goods movement by ship, staff endorses a larger portion of the money going towards reduction of ship emissions. Mr. Broadbent added that the District would like to make sure that some of the money comes to the Bay Area. The consensus of the Committee was to make sure the Bay Area would receive some of the money and to possibly advocate a North/South split of the funds.

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

6. **Committee Members' Comments:** There were none.
7. **Time and Place of Next Meeting:** 9:30 a.m., Monday, April 23, 2007 – 939 Ellis Street, San Francisco, CA 94109.
8. **Adjournment:** The meeting was adjourned at 10:52 a.m.

/s/ Mary Romaidis
Mary Romaidis
Clerk of the Boards