



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

BOARD OF DIRECTORS
LEGISLATIVE COMMITTEE MEETING

COMMITTEE MEMBERS

BRAD WAGENKNECHT – CHAIRPERSON

DAN DUNNIGAN

CAROL KLATT

MARK ROSS

TIM SMITH

ERIN GARNER – VICE CHAIRPERSON

SCOTT HAGGERTY

JANET LOCKHART

MICHAEL SHIMANSKY

MONDAY
SEPTEMBER 22, 2008
9:30 A.M.

FOURTH FLOOR CONFERENCE ROOM
DISTRICT OFFICES

AGENDA

1. CALL TO ORDER - ROLL CALL

2. PUBLIC COMMENT PERIOD

(Public Comment on Non-Agenda Items Pursuant to Government Code § 54954.3) Members of the public are afforded the opportunity to speak on any agenda item. All agendas for regular meetings are posted at District headquarters, 939 Ellis Street, San Francisco, CA, at least 72 hours in advance of a regular meeting. At the beginning of the regular meeting agenda, an opportunity is also provided for the public to speak on any subject within the Committee's subject matter jurisdiction. Speakers will be limited to five (5) minutes each.

3. APPROVAL OF MINUTES OF APRIL 21, 2008

4. SUMMARY OF 2008 LEGISLATIVE YEAR

J. Broadbent/5052
jbroadbent@baaqmd.gov

Staff will present a summary of the recently-concluded year in Sacramento, highlighting the outcome of measures on which the District adopted positions.

5. OVERVIEW OF 2008/2009 STATE BUDGET

J. Broadbent/5052
jbroadbent@baaqmd.gov

The Committee will receive an overview of the State's budget for 2008/2009 and any impacts to air quality programs.

6. COMMITTEE MEMBERS' COMMENTS

Any member of the Committee, or its staff, on his or her own initiative or in response to questions posed by the public, may; ask a question for clarification, make a brief announcement or report on his or her own activities, provide a reference to staff regarding factual information, request staff to report back at a subsequent meeting concerning any matter or take action to direct staff to place a matter of business on a future agenda. (Gov't Code § 54954.2)

7. TIME AND PLACE OF NEXT MEETING: 9:30 a.m., MONDAY, OCTOBER 27, 2008, 939 Ellis Street, San Francisco, CA 94109.

8. ADJOURNMENT

**CONTACT EXECUTIVE OFFICE - 939 ELLIS STREET
SAN FRANCISCO, CA 94109**

**(415) 749-5127
FAX: (415) 928-8560
BAAQMD homepage:
www.baaqmd.gov**

- To submit written comments on an agenda item in advance of the meeting.
- To request, in advance of the meeting, to be placed on the list to testify on an agenda item.
- To request special accommodations for those persons with disabilities (notification to the Executive Office should be given at least three working days prior to the date of the meeting so that arrangements can be made accordingly).
- Any writing relating to an open session item on this Agenda that is distributed to all, or a majority of all members of the body to which this Agenda relates shall be made available at the District's offices at 939 Ellis Street, San Francisco, CA 94941, at the time such writing is made available to all, or a majority of all members of that body. Such writing may also be posted on the District's website (www.baaqmd.gov) at that time.

BAY AREA AIR QUALITY MANAGEMENT DISTRICT
939 ELLIS STREET, SAN FRANCISCO, CALIFORNIA 94109
(415) 771-6000

EXECUTIVE OFFICE:
MONTHLY CALENDAR OF DISTRICT MEETINGS

SEPTEMBER 2008

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Climate Protection Committee Meeting <i>(Meets 3rd Thursday Every Other Month)</i>	Thursday	18	9:30 a.m.	4 th Floor Conf. Room
Joint Policy Committee	Friday	19	10:00 a.m. – 12:00 p.m.	MTC 101 - 8 th Street Oakland, CA 94607
Board of Directors Legislative Committee <i>(Meets 4th Monday of the Month)</i>	Monday	22	9:30 a.m.	4 th Floor Conf. Room
Board of Directors Budget & Finance Committee <i>(Meets 4th Wednesday of each month)</i>	Wednesday	24	9:30 a.m.	4 th Floor Conf. Room
Board of Directors Mobile Source Committee <i>– (Meets 4th Thursday of each Month)</i>	Thursday	25	9:30 a.m.	4 th Floor Conf. Room
Board of Directors Public Outreach Committee <i>(Meets 1st Thursday every other Month)</i>	Friday	26	9:30 a.m.	4 th Floor Conf. Room
Board of Directors Executive Committee <i>- (At the Call of the Chair)</i>	Monday	29	9:45 a.m.	4 th Floor Conf. Room

OCTOBER 2008

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Regular Meeting <i>(Meets 1st & 3rd Wednesday of each Month)</i>	Wednesday	1	9:45 a.m.	Board Room
Advisory Council Air Quality Planning Committee <i>(Meets 1st Thursday Even Month) – RESCHEDULED TO THURSDAY, OCTOBER 16, 2008</i>	Thursday	2	9:30 a.m.	4 th Floor Conf. room
Advisory Council Technical Committee <i>(Meets 1st Monday of every even Month) - RESCHEDULED TO WEDNESDAY, OCTOBER 22, 2008</i>	Monday	6	9:30 a.m.	Board Room
Advisory Council Public Health Committee <i>– (Meets 2nd Wednesday Even Month)</i>	Wednesday	8	1:30 p.m.	Board Room
Board of Directors Regular Meeting <i>(Meets 1st & 3rd Wednesday of each Month)</i>	Wednesday	15	9:45 a.m.	Board Room
Advisory Council Air Quality Planning Committee <i>(Meets 1st Thursday Even Month)</i>	Thursday	16	9:30 a.m.	Board Room

OCTOBER 2008

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Budget & Finance Committee <i>(Meets 4th Wednesday of each month)</i>	Wednesday	22	9:30 a.m.	4 th Floor Conf. Room
Advisory Council Technical Committee <i>(Meets 1st Monday of every even Month)</i>	Wednesday	22	9:30 a.m.	Board Room
Board of Directors Mobile Source Committee <i>– (Meets 4th Thursday of each Month)</i>	Thursday	23	9:30 a.m.	4 th Floor Conf. Room
Board of Directors Legislative Committee <i>(Meets 4th Monday of the Month)</i>	Monday	27	9:30 a.m.	4 th Floor Conf. Room

NOVEMBER 2008

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Regular Meeting <i>(Meets 1st & 3rd Wednesday of each Month)</i>	Wednesday	5	9:45 a.m.	Board Room
Board of Directors Public Outreach Committee <i>(Meets 1st Thursday every other Month)</i>	Thursday	6	9:30 a.m.	4 th Floor Conf. Room
Advisory Council Executive Committee Meeting <i>(Meets 2nd Wednesday Every Other Month)</i>	Wednesday	12	9:00 a.m.	Room 716
Advisory Council Regular Meeting <i>(Meets 2nd Wednesday Every Other Month)</i>	Wednesday	12	10:00 a.m.	Board Room
Joint Policy Committee	Friday	14	10:00 a.m. – 12:00 p.m.	MTC 101 - 8 th Street Oakland, CA 94607
Board of Directors Regular Meeting <i>(Meets 1st & 3rd Wednesday of each Month)</i>	Wednesday	19	9:45 a.m.	Board Room
Board of Directors Climate Protection Committee Meeting <i>(Meets 3rd Thursday Every Other Month)</i>	Thursday	20	9:30 a.m.	4 th Floor Conf. Room
Board of Directors Legislative Committee <i>(Meets 4th Monday of the Month)</i>	Monday	24	9:30 a.m.	4 th Floor Conf. Room
Board of Directors Budget & Finance Committee <i>(Meets 4th Wednesday of each month)</i>	Wednesday	26	9:30 a.m.	4 th Floor Conf. Room

HL
9/17/08 (12:45 p.m.)
P/Library/Forms/Calendar/Calendar/Moncal

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Wagenknecht and Members
of the Legislative Committee

From: Jack P. Broadbent
Executive Officer/APCO

Date: September 11, 2008

Re: Legislative Committee Draft Meeting Minutes

RECOMMENDED ACTION:

Approve attached draft minutes of the Legislative Committee meeting of April 21, 2008

DISCUSSION

Attached for your review and approval are the draft minutes of the April 21, 2008 Legislative Committee meeting.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

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

DRAFT MINUTES

Summary of Board of Directors
Legislative Committee Meeting
9:30 a.m., Monday, April 21, 2008

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

Present: Brad Wagenknecht, Chairperson; Erin Garner, Carol Klatt, Janet Lockhart, Mark Ross, Michael Shimansky, Tim Smith.

Absent: Dan Dunnigan, Scott Haggerty.
2. **Public Comment Period:** There were none.
3. **Approval of Minutes of February 25, 2008:** Director Shimansky moved approval of the minutes; seconded by Director Smith carried unanimously without objection.
4. **Consideration of New Bills and Corresponding Agency Positions:** *Staff presented newly-introduced air quality bills for the Committee's deliberation.*

Thomas Addison, Senior Advanced Projects Advisor, presented the report. Mr. Addison noted that all fiscal bills had a deadline of April 18, 2008, to move out of their first Policy Committees in their House of origin.

Mr. Addison requested the Committee take position on a number of bills including Assembly Joint Resolution 53, introduced by Assembly Member Huffman.

Mr. Addison requested that the Committee take positions on the following bills:

- (a) AB 2094 (DeSaulnier) – Adds BCDC to the Joint Policy Committee;
- (b) AB 2241 (Saldana) – Fee on vehicles that are late complying with Smog Check;
- (c) AB 2922 (DeSaulnier) – Adds non-vehicle violations to ARB's civil penalty authority;
- (d) AB 2991 (Nunez) – Adds climate change experts to ARB Research Screening Committee;
- (e) AB 2522 (Arambula) – Increases vehicle registration fees for air quality in Central Valley; and
- (f) SB 375 (Steinberg) – Changes in transportation and land use planning to reduce vehicle miles traveled

Mr. Addison introduced the first bill authored by Assembly Member DeSaulnier. Assembly Bill 2094 adds BCDC to the Joint Policy Committee. Mr. Addison noted that this is a two-part bill and includes BCDC's review of the issue of sea level rise.

Mr. Addison provided a summary of AB 2241, authored by Assembly Member Saldana. Mr. Addison stated that last year, Assembly Member Saldana introduced a similar bill on which the Air District provided support. AB 2241 closes a loop hole that allows an individual to avoid smog check by paying their registration fees to the Department of Motor Vehicles (DMV), and getting a temporary operating permit. Assembly Member Saldana has requested assistance by the Air District with amending AB 2241. Mr. Addison stated that staff's recommendation to the Committee is to 'adopt a support if amended' position.

Mr. Addison discussed AB 2922 authored by Assembly Member DeSaulnier, which is a bill regarding the Air Resources Board (ARB) penalty authority. AB 2922 clarifies that ARB has civil penalty authority over violations of all their regulations including those applying to products other than motor vehicles. Mr. Addison further stated that ARB has requested the Air District's support and Mr. Addison stated that staff's recommendation to the Committee is to support.

Mr. Addison continued with AB 2991 authored by Assembly Member Nunez. Mr. Addison stated that Mary Nichols has also requested the Air District's support on this bill. AB 2991 would add 2 new members with climate change expertise to ARB's Research Screening Committee.

Mr. Addison continued discussion on AB 2522 authored by Assembly Member Arambula. AB 2522 would allow the San Joaquin Valley Air District (SJVAQMD) to increase annual vehicle license fees for clean air in the central valley. At present, the fee is \$7 annually per vehicle. This bill would allow SJVAQMD to increase this fee to \$30 annually. Mr. Addison stated that there is one paragraph that allows SJVAQMD to conduct a study of how to raise fees on vehicles that are not registered in San Joaquin Valley.

Mr. Addison stated that the author has made the commitment to strike the paragraph in question, given the concerns that were expressed. Staff recommended an oppose unless amended, with the amendment removing the paragraph.

In addition, Mr. Addison discussed SB 375, authored by Senator Steinberg. Mr. Addison noted that there was a lengthy discussion on SB 375 at the last Committee meeting. SB 375 deals with the regional planning process and incentivizes strategies in the regional planning process that reduces greenhouse gas emissions from motor vehicles. SB 375 is supported by the Metropolitan Transportation Commission (MTC). Mr. Addison noted that the California State Association of Counties (CSAC) has gone from an oppose unless amended, to support if amended. Mr. Addison noted that CSAC provided a letter to Senator Steinberg, along with a list of various requests. The largest issue remaining is allocation of housing targets, which is done at the city level, and how it ties into a regional planning process, encouraging infill development.

Director Smith asked how this ties into housing development in the housing elements of local plans. The Committee discussed SB 375 at length.

Director Lockhart expressed that SB 375 makes the leap between transportation and land use, but could be difficult to implement at local level. Director Lockhart stated that the language has changed since last year, but the language still needs further work.

Chair Wagenknecht stated that the City of Napa has supported SB 375 in concept, and is currently in contact with Senator Steinberg for resolution. Chair Wagenknecht also stated that there is improvement since the Committee last met, and would like the Committee to at least support in concept if everyone agrees.

Action: Director Smith moved to recommend that the Board of Directors support SB 375 in concept; seconded by Director Klatt; pass unanimously with objection.

Chair Wagenknecht requested the Committee adopt staff's recommended positions on the following bills:

- AB 2094;
- AB 2241;
- AB 2922;
- AB 2911; and
- AB 2522

Action: Director Smith moved to recommend that the Board of Directors support the above noted bills; seconded by Director Garner; passed unanimously without objection.

Mr. Addison discussed Assembly Joint Resolution No. 53 introduced by Assembly Member Huffman. The resolution urges Congress and the Administration to allow California to adopt greenhouse gas emission limits on motor vehicles. Mr. Addison stated that in 2002 California passed AB 1493 which controls tailpipe emissions of greenhouse gases from motor vehicles, but this has not been implemented, because EPA refused to allow California to proceed. The issue is currently being litigated. AB 1493 would simply urge Congress to allow California to lead on tailpipe controls. Mr. Addison noted that the Air District did support the 2002 bill.

Action: Director Ross moved to recommend that the Board of Directors support AJR 53; seconded by Director Smith; passed unanimously without objection.

5. Update on AB 2744 (Huffman): *The Committee received an update on AB 2744, dealing with a regional gas fee to reduce climate change emissions.*

Mr. Addison noted that the District's 2008 Legislative Agenda was to work jointly with MTC to pass legislation allowing a majority vote of individuals in the region on a fee to cut climate change emissions from motor vehicles. AB 2744, authored by Assemblymember Jared Huffman, is the bill that would accomplish this. While the District and MTC have jointly worked with the author on potential amendments to his bill, it was one vote short of passing out of the Assembly

Transportation Committee. Thus, the bill is effectively dead for the year. Mr. Addison stated that staff would continue their work with MTC staff on attempting to possibly include language to accomplish our mutual goal into another bill, and that the working relationship with MTC on this bill has been very good.

Director Ross asked about the status of AB 32. Mr. Broadbent responded to Director Ross that the Air District is waiting for the scoping plan, which is estimated to be released in June or July. Mr. Broadbent stated that this would provide details on the regulatory initiatives and cap and trade. The Air District participates in CARB's workshops, as well. Mr. Broadbent stated that the Air District will bring this item to the Climate Protection Committee and invite members from CARB staff.

Committee Action: None, this report was provided for information.

6. **Committee Members' Comments:** There were none.
7. **Time and Place of Next Meeting:** *9:30 a.m., Monday, June 23, 2008, 939 Ellis Street, San Francisco, CA.*
8. **Adjournment:** The meeting was adjourned at 10:20 a.m.

Vanessa Johnson
Acting Clerk of the Board

BAY AREA AIR QUALITY MANAGEMENT DISTRICT
 Memorandum

To: Chairperson Wagenknecht and
 Members of the Legislative Committee

From: Jack P. Broadbent
 Executive Officer/APCO

Date: September 15, 2008

Re: Summary of 2008 Legislative Year

RECOMMENDED ACTION: None (informational item)

BACKGROUND

The 2007-2008 regular legislative session ended August 31, 2008. By law, the Governor has until September 30 to sign or veto the hundreds of measures sent to him by the Legislature. Thus, the final outcome on a number of measures of significance to the District will not be known until after our September 22nd meeting. Furthermore, California does not yet have a budget for the 2008-2009 fiscal year. Nevertheless, this report will highlight the status of significant air quality measures, particularly those on which the District has adopted positions.

DISCUSSION

The 2008 legislative year was heavily influenced by California’s fiscal crisis. Very few measures that had significant state costs were passed by the Legislature. This was true both in general and also for air quality measures.

The following table highlights the 11 bills that the District adopted positions on.

<i>Bill</i>	<i>Brief Description</i>	<i>BAAQMD Position</i>	<i>Outcome</i>
AB 616 Jones	Requires annual (instead of biennial) smog checks for cars at least 15 years old currently in the program	Support	End-of-session efforts to revive this 2007 bill were unsuccessful
AB 619 Emmerson	Amnesty for vehicles that committed title fraud	Oppose unless amended	Enrolled; amended to address BAAQMD concerns
AB 2094 DeSaulnier	Adds BCDC to the Joint Policy Committee	Support	Enrolled
AB 2241 Saldana	Closes smog check loophole that allows registration without required smog check	Support if amended	Enrolled; amended per BAAQMD suggestions
AB 2522 Arambula	Increases vehicle registration fees for air quality in the Central Valley	Oppose unless amended	Enrolled; amended to address BAAQMD concerns

AGENDA: 4

AB 2744 Huffman	Allows a majority vote in Bay Area on a fuel fee to fund projects to cut climate change emissions from motor vehicles	Support	Died in Assembly Transportation Committee
AB 2558 Feuer	Very similar to AB 2744, but allows vote in each region of the state, and vote on either registration surcharge OR fuel fee, and funding for climate change and transportation projects	Support	Died on Senate Floor
AB 2922 DeSaulnier	Adds non-vehicle violations to ARB's civil penalty authority	Support	Enrolled
AB 2991 Nunez	Adds climate change experts to ARB's Research Screening Committee	Support	Enrolled
AJR 53 Huffman	Urges Congress to pass legislation allowing California to implement its greenhouse gas standards for new vehicles	Support	Chaptered
SB 375 Steinberg	Changes to transportation and land use planning process to reduce VMT	Support in Concept	Enrolled
SB 974 Lowenthal	Establishes a container fee at LA, Long Beach, and Oakland ports	Support	Enrolled

On the positive side, all bills the District opposed were amended to address the District's concerns by removing the problematic sections. Furthermore, seven other measures supported by the District were passed by the Legislature and sent to the Governor.

On the other hand, efforts to pass a measure allowing a vote of the people on a climate change fee on gasoline were unsuccessful. This effort started with AB 2744, authored by Jared Huffman, and continued later in the year with AB 2558, authored by Mike Feuer with assistance from Mr. Huffman. AB 2558 passed through all policy and fiscal committees in both houses. After fierce lobbying by a large coalition of opponents, it appeared that the Senate was a few votes short of passing the bill off the Senate floor, and the authors chose not to put it up for a vote. Staff will highlight this measure for the Committee during the September 22nd meeting.

Senator Lowenthal's container fee bill, SB 974, was also the subject of intense negotiations during the last several weeks of session. The Administration waited until very late in the year to reveal that it wanted major amendments to the measure. Some of the amendments would have shifted funds generated from the container fee away from coastal regions and to the Central Valley, and would have reduced the role of air districts and increased the role of the Air Resources Board. Ultimately, Senator Lowenthal lacked the time and consensus needed to make such major changes to the bill. Thus, the bill before the Governor does not contain amendments sought by the Governor's staff. While it is opposed by a variety of interests, there is substantial support for the measure. Staff will also provide more detail on this issue at the Committee's meeting.

A list of all the bills of potential air quality significance that the District tracked, and their outcomes, is attached to this memorandum.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Thomas Addison

BAAQMD BILL DISCUSSION LIST

September 16, 2008

BILL NO.	AUTHOR	SUBJECT	BAAQMD, OTHER AGENCY POSITIONS	STATUS
AB 109	Nunez	Cleanup bill to last year's AB 118 (funding for alternative fuels and vehicle technologies to cut greenhouse gas emissions)		Enrolled
AB 619	Emmerson	Amnesty for vehicles that committed title fraud (amended to specifically address BAAQMD concerns, removing our opposition)	Oppose unless amended	Enrolled
AB 1807	Fuentes	Photovoltaic feed-in tariffs		Failed passage
AB 1846	Adams	Inedible kitchen grease transporters		Enrolled
AB 1851	Nava	Certification of voluntary greenhouse gas emission reductions		Failed passage
AB 1909	Hayashi	Requires local jurisdiction approval of siting additional powerplants		Failed passage
AB 1920	Huffman	Net metering of solar electric power		Failed passage
AB 2003	Saldana	Climate Protection and Energy Efficiency Bond Act (\$2 billion)		Failed passage
AB 2030	Lieu & Saldana	Requires new houses to be net energy zero by 2020, and commercial buildings by 2030		Failed passage
AB 2063	Parra	Increases smog check testing by making most vehicles subject to biennial inspections		Failed passage
AB 2094	DeSaulnier	Adds BCDC to the JPC, and specifies that by 2011 a majority of BCDC's appointees shall be locally elected officials	BAAQMD, MTC & ABAG support	Enrolled
AB 2118	Villines	Prohibits state agencies from requiring technology less than 2 years old		Failed passage

AB 2179	Furutani	Requires state vehicles to use biomass based biodiesel in the future, if certain criteria are met		Enrolled
AB 2241	Saldana	Closes smog check loophole allowing registration without required smog check; amended per BAAQMD request	Support if amended	Enrolled
AB 2316	Ruskin	Study of possible consolidation of vehicle retirement programs		Failed passage
AB 2332	Furutani	Prevents railyard establishment or expansion near schools		Failed passage
AB 2388	Feuer	Revises vehicle license fee to include fees based on weight and carbon emissions		Failed passage
AB 2431	Garcia	Air quality spot bill (State Implementation Plan)		Failed passage
AB 2510	La Malfa	Allows biennial (instead of annual) audits for some special districts		Chartered
AB 2522	Arambula	Allows San Joaquin Air District to increase vehicle license fee by up to \$30 annually (amended to remove BAAQMD opposition)	Oppose unless amended	Enrolled
AB 2536	Nunez	Allows state grants (versus loan guarantees only) to chrome platers		Failed passage
AB 2538	Ruskin	Requires consumer product labeling for greenhouse gases		Failed passage
AB 2546	De La Torre	Requires ARB to cut emissions from non-locomotive railyard sources		Failed passage
AB 2558	Feuer	Allows popular vote in greater LA on climate mitigation fee, either at the pump or via vehicle license fee	BAAQMD & MTC support	Failed passage
AB 2560	Lieu	Requires efficiency standards for medium & heavy-duty state & local vehicles		Enrolled
AB 2596	Jones	Allows local governments that cut greenhouse gases 25% beyond ARB projections to sell credits in any ARB market-based system under AB 32		Failed passage
AB 2625	Strickland	Adds definitions of biodiesel and renewable diesel to fuel definitions		Failed passage
AB 2632	Fuller	Spot bill on market trading system for greenhouse gases		Failed passage
AB 2638	Coto	Fee on new cars costing more than \$80K and getting less than 15 mpg, with funds to ARB		Failed passage
AB 2645	Nunez	Amends definitions of full fuel cycle in 2007's AB 118		Failed passage
AB 2655	DeSaulnier	Requires crankcase retrofits, and new rules for HVAC system work at schools		Failed passage

AB 2744	Huffman	Allows Bay Area popular vote on gas fee for climate change reduction	BAAQMD & MTC support	Failed passage
AB 2768	Levine	Allows flat rate for solar electric generators if they prefer over a stepped rate		Enrolled
AB 2851	Adams	Spot bill on new source review language		Failed passage
AB 2865	De Leon	Increases ARB's Moyer setaside for multi-district projects from 10% to 20%		Failed passage
AB 2869	De Leon	Establishes Community Empowerment Advisory Committee to ARB on environmental justice issues around AB 32		Failed passage
AB 2922	DeSaulnier	Clarifies civil penalty authority for ARB	Support	Enrolled
AB 2962	Furutani	Spot bill on air penalties for motor vehicle emissions standards violations		Failed passage
AB 2991	Nunez	Adds 2 climate experts to ARB research screening committee	Support	Enrolled
AB 3001	Hancock	California Voluntary Carbon Offset Commission		Failed passage
SB 375	Steinberg	Changes in transportation and land use planning to reduce VMT	Support in Concept; MTC, CSAC, League of Cities Support	Enrolled
SB 974	Lowenthal	Imposes container fees for air quality and infrastructure at Ports of Long Beach, Los Angeles, and Oakland	Support	Enrolled
SB 1143	Dutton	HOV lane spot bill		Failed passage
SB 1195	Battin	Spot bill on motor vehicle emission controls		Failed passage
SB 1223	Runner	Air quality spot bill		Failed passage
SB 1374	Battin	Allows HOV lane access for those who pay a fee to offset their carbon emissions		Failed passage
SB 1468	Oropeza	Bans new schoolsites within ¼ mile of a freeway		Failed passage
SB 1548	Florez	Bill on city selection committee process for San Joaquin AQMD		Enrolled
SB 1549	Florez	Study of historic license plate programs in California		Enrolled
SB 1550	Florez	Requires companies to disclose their risks and opportunities from climate change		Failed passage

SB 1573	Florez	Has ARB rather than Bureau of Automotive Repair set smog check cutpoints		Vetoed
SB 1574	Florez	Biodiesel standards, including for storage in underground tanks		Enrolled
SB 1646	Padilla	Extends sunset on South Coast \$1 registration fee surcharge		Enrolled
SB 1662	Cox	Allows emission reduction credit trading between Eldorado AQMD and Sacramento Metro AQMD		Enrolled
SB 1720	Lowenthal	Makes it illegal to forge clean air vehicle HOV decals		Enrolled
SB 1724	Maldonado	States legislative intent to allow carbon credits for agricultural activity		Failed passage
SB 1731	Yee	Allows MTC to collect \$1 registration fee surcharge to cut congestion		Enrolled
SB 1759	Perata	Concerns construction of new natural gas powerplants in California		Failed passage
SB 1760	Perata	Creates Climate Action Team to coordinate state's overall climate policy		Enrolled
SB 1762	Perata	Creates \$500M climate change research and technology advancement institute		Enrolled

BAY AREA AIR QUALITY MANAGEMENT DISTRICT
Memorandum

To: Chairperson Wagenknecht and
Members of the Legislative Committee

From: Jack P. Broadbent
Executive Officer/APCO

Date: September 15, 2008

Re: Overview of 2008-2009 Budget

RECOMMENDED ACTION: None (informational item)

BACKGROUND

The 2008-2009 Fiscal Year started July 1st, but California is still without a budget. While the State has rarely adopted a budget by its June 15th deadline in recent years, never has the delay gone as long as it has this year. Staff will present a verbal report at the Committee meeting on the status of the budget, and its implications both for the District and air quality programs generally.

BUDGET CONSIDERATION/FINANCIAL IMPACT

Not yet known.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Thomas Addison