

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
9:00 a.m., Wednesday, March 21, 2012

1. Call to Order – Roll Call

Committee Chairperson Tom Bates called the meeting to order at 9:09 a.m.

Present: Committee Chairperson Tom Bates; and Directors John Avalos, Jennifer Hosterman, David Hudson and Ash Kalra.

Absent: Vice Chairperson Susan Garner; and Directors Scott Haggerty and Nate Miley.

Also Present: Board Chairperson John Gioia.

2. Public Comment Period: None.

3. Consideration of New Bills

NOTED PRESENT: Director Avalos was noted present at 9:11 a.m.

Thomas Addison, Senior Advanced Projects Advisor, gave the staff presentation regarding Consideration of New Bills, including a list of bills with potential air quality implications, with special attention paid to Assembly Bill (AB) 1537 – Cook, AB 1613 – Donnelly, AB 1721 – Donnelly, AB 1922 – Lara, AB 2024 – Mendoza, AB 2091 – B. Berryhill, AB 2234 – Hill, AB 2289 – Jeffries, AB 2605 – Cedillo, AB 2644 – Butler, Senate Bill (SB) 878 – DeSaulnier, SB 1127 – Vargas, SB 1224 – La Malfa, SB 1230 – Runner, SB 1339 – Yee and SB 1545 – DeSaulnier.

NOTED PRESENT: Director Kalra was noted present at 9:14 a.m.

Director Hosterman asked about the effect of AB 1721 (Donnelly). Brian Bunker, District Counsel, responded that the bill could prevent fines imposed for even significant violations that affect the health of thousands of people. Director Hudson expressed concerns about the bill.

Directors Hosterman and Kalra asked questions about AB 1922 (Lara), which would modify the heavy-duty vehicle periodic smoke inspection program, which Mr. Addison answered. Director Hudson expressed opposition to AB 2091 (B. Berryhill).

Committee Chairperson Bates, Director Hosterman, and Director Hudson asked about AB 2173 (Skinner), which changes current statutory requirements for a regional gas tax. Mr. Addison answered the questions. After discussion, the Committee directed staff to watch the bill. Director Hudson and Director Kalra asked about and discussed AB 2234 (Hill), Mr. Addison responded to their questions.

NOTED PRESENT: Chairperson Gioia was noted present at 9:31 a.m.

Directors Kalra, Hudson, and Bates discussed AB 2605 (Cedillo), which would allow city attorneys to enforce stationary source air quality requirements. After discussion with Mr. Bungler and Mr. Addison, the committee suggested an 'oppose unless amended' position.

The Committee discussed the previously decided watch position on SB 878 (DeSaulnier). Jack Broadbent, Executive Officer/Air Pollution Control Officer, gave the staff presentation regarding SB 1545 (DeSaulnier). After discussion the Committee suggested an oppose position.

Committee Comments: None.

Public Comments: None.

Committee Action: Director Hudson made a motion, seconded by Director Kalra and carried unanimously without objection, to recommend the Board of Directors take the following positions on the following bills:

Oppose: AB 1537 – Cook, AB 1613 – Donnelly, AB 1721 – Donnelly, AB 1922 – Lara, AB 2024 – Mendoza, AB 2091 – B. Berryhill, SB 1127 – Vargas, SB 1224 – La Malfa, SB 1230 – Runner, SB 1545 – DeSaulnier, and any efforts to increase vehicles exempted from smog check, including kit cars;

Oppose unless amended: AB 2605 – Cedillo;

Support: AB 2234 – Hill and AB 2644 – Butler; and

Watch: AB 2173 Skinner.

4. Approval of Minutes of January 30, 2012

Committee Action: Director Hudson made a motion to approve the Minutes of January 30, 2012; Director Hosterman seconded. The motion was carried unanimously without objection.

5. Committee Member Comments/Other Business: None.

6. **Time and Place of Next Meeting:** At the Call of the Chairperson.
7. **Adjournment:** The meeting adjourned at 9:49 a.m.

151 Sean Gallagher
Sean Gallagher
Clerk of the Boards