

Bay Area Air Quality Management District  
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San Francisco, California 94105  
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## **APPROVED MINUTES**

Summary of Board of Directors  
Legislative Committee Meeting  
Monday, December 12, 2022

**This meeting was conducted under procedures authorized by Assembly Bill 361 (Rivas 2021.) Members of the Committee participated by teleconference.**

### **1. CALL TO ORDER – ROLL CALL**

Legislative Committee (Committee) Vice Chairperson, Rob Rennie, called the meeting to order at 1:03 p.m.

#### **Roll Call:**

Present: Chairperson Pauline Russo Cutter; Vice Chairperson Rob Rennie; and Directors Margaret Abe-Koga, Erin Hannigan, David Haubert, Lynda Hopkins, David Hudson, Sergio Lopez, and Brad Wagenknecht.

Absent: None.

### **2. PLEDGE OF ALLEGIANCE**

### **3. PUBLIC MEETING PROCEDURE**

### **4. APPROVAL OF THE MINUTES OF OCTOBER 3, 2022**

#### Public Comments

No requests received.

#### Committee Comments

None.

#### Committee Action

Director Hudson made a motion, seconded by Director Wagenknecht, to **approve** the Minutes of October 3, 2022; and the motion carried by the following vote of the Committee:

AYES: Abe-Koga, Hannigan, Haubert, Hopkins, Hudson, Lopez, Rennie,  
Wagenknecht.  
NOES: None.  
ABSTAIN: None.  
ABSENT: Cutter.

## **5. APPROVAL OF THE MINUTES OF NOVEMBER 14, 2022**

### Public Comments

No requests received.

### Committee Comments

None.

### Committee Action

Director Hudson made a motion, seconded by Director Wagenknecht, to **approve** the Minutes of November 14, 2022; and the motion carried by the following vote of the Committee:

AYES: Abe-Koga, Hannigan, Haubert, Hopkins, Hudson, Lopez, Rennie,  
Wagenknecht.  
NOES: None.  
ABSTAIN: None.  
ABSENT: Cutter.

## **6. POTENTIAL LEGISLATIVE ACTIVITIES FOR 2023**

Alan Abbs, Legislative Officer, gave the staff presentation *Potential Legislative Activities for 2023*, including; outcome; outline; requested action; 2023 Legislative Session; refinery penalties; school siting; Brown Act teleconferencing provisions; commuter benefits; vessel speed reduction (VSR) for ocean-going vessels; Board composition; Goods Movement-related port cargo fee; installation of heat pumps; and Advisory Council stipend.

NOTED PRESENT: Chair Cutter was noted present at 1:10 p.m.

### Public Comments

No requests received.

### Committee Comments

The Committee and staff discussed concerns about homeowners who one day may be prohibited from using electric heat pumps *and* gas-powered appliances; whether the Air District can prevent or monitor Bay Area residents' use of gas-powered appliances that are purchased from out of state; whether establishing a stipend for the Air District's Advisory Council requires legislation; whether the proposed language in the Goods Movement-related port cargo fee bill is significantly different

from that of similar federal bills that failed in the past; whether other ports are supportive of the proposed bill regarding speed reduction for ocean-going vessels, and how this bill may result in job loss; whether to keep pursuing the school siting bill, as it has died twice before; and concerns over potential difficulties that may result from the implementation of Assembly Bill (AB) 2449, and the suggestion of asking Assembly Member Lee to sponsor a bill that would combat AB 2449 and continue to allow remote participation in public meetings.

### Committee Action

Chair Cutter made a motion, seconded by Director Wagenknecht, to **recommend** that the Board endorses these nine Legislative Activities for 2023:

- Refinery Penalties (sponsor);
- School Siting for Private and Charter Schools (act as potential co-sponsor or major supporter);
- Brown Act Teleconferencing Provisions (support any legislative efforts to address these concerns);
- Commuter Benefits (potential sponsorship or co-sponsorship);
- Vessel Speed Reduction for Ocean-Going Vessels (potential co-sponsor or major supporter);
- Air District Board Composition (no recommendation at this time);
- Goods Movement-Related Port Cargo Fee (potential co-sponsorship or major supporter);
- Installation of Heat Pumps in Neighborhoods with Homeowners' Associations (potential Air District sponsorship or co-sponsorship); and
- Air District Advisory Council Meeting Stipend (sponsor)

The motion carried by the following vote of the Committee:

AYES:	Abe-Koga, Cutter, Hannigan, Hopkins, Lopez, Rennie, Wagenknecht.
NOES:	Hudson.
ABSTAIN:	None.
ABSENT:	Haubert.

## **7. 2022 GENERAL ELECTION UPDATE**

Mr. Abbs gave remarks regarding the preliminary results of the California General Election in November, including: Bay Area members of the California Assembly and Senate, the status of Proposition 30 failed, and the special session convened by the Governor on December 5 to consider and act upon legislation necessary to deter price gouging by oil companies by imposing a financial penalty on excessive margins.

### Public Comments

No requests received.

### Committee Comments

None.

Committee Action

None; receive and file.

**8. PUBLIC COMMENT ON NON-AGENDA MATTERS**

No requests received.

**9. COMMITTEE MEMBERS' COMMENTS**

None.

**10. TIME AND PLACE OF NEXT MEETING**

At the end of the meeting, it was announced that the next meeting would be held at the Call of the Chair, but after the meeting adjourned, the next meeting was scheduled for Monday, February 27, 2023, at 9:00 a.m., via webcast, teleconference, or Zoom, pursuant to procedures in accordance with Assembly Bill 361 (Rivas 2021).

**11. ADJOURNMENT**

The meeting adjourned at 2:12 p.m.

*/s/ Marcy Hiratzka*  
Marcy Hiratzka  
Clerk of the Boards