



BOARD OF DIRECTORS
LEGISLATIVE COMMITTEE

BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

COMMITTEE MEMBERS

MARGARET ABE-KOGA – CHAIR
BRIAN BARNACLE
NOELIA CORZO
JUAN GONZALEZ
DAVID HUDSON

TYRONE JUE – VICE-CHAIR
KEN CARLSON
JOELLE GALLAGHER
ERIN HANNIGAN
RAY MUELLER

**MEETING LOCATION(S) FOR IN-PERSON ATTENDANCE BY
COMMITTEE MEMBERS AND MEMBERS OF THE PUBLIC**

**Bay Area Metro Center
1st Floor Board Room
375 Beale Street
San Francisco, CA 94105**

**Office of Contra Costa County
Supervisor John Gioia
Conference Room
11780 San Pablo Ave., Suite D
El Cerrito, CA 94530**

**County of Sonoma
County Administrator's Office
575 Administration Drive
CAO-Sunroom, Suite 110A
Santa Rosa, CA 95403**

THE FOLLOWING STREAMING OPTIONS WILL ALSO BE PROVIDED

These streaming options are provided for convenience only. In the event that streaming connections malfunction for any reason, the Legislative Committee reserves the right to conduct the meeting without remote webcast and/or Zoom access.

The public may observe this meeting through the webcast by clicking the link available on the air district's agenda webpage at www.baaqmd.gov/bodagendas.

Members of the public may participate remotely via Zoom at <https://bayareametro.zoom.us/j/88649059891>, or may join Zoom by phone by dialing (669) 900-6833 or (408) 638-0968. The Webinar ID for this meeting is: 886 4905 9891

Public Comment on Agenda Items: The public may comment on each item on the agenda as the item is taken up. Members of the public who wish to speak on a matter on the agenda will have two minutes each to address the Committee on that agenda item, unless a different time limit is established by the Chair. No speaker who has already spoken on an item will be entitled to speak to that item again.

LEGISLATIVE COMMITTEE MEETING AGENDA

WEDNESDAY, JUNE 7, 2023

10:30 AM

1. Call to Order - Roll Call

The Committee Chair shall call the meeting to order and the Clerk of the Boards shall take roll of the Committee members.

2. Pledge of Allegiance

CONSENT CALENDAR (Item 3)

3. Approval of the Draft Minutes of the Legislative Committee Meeting of April 5, 2023

The Committee will consider approving the draft minutes of the Legislative Committee meeting of April 5, 2023.

ACTION ITEM(S)

4. State Legislative Update and Consideration of New Bills

This is an action item for the Committee to consider recommending that the Board of Directors take positions on high-priority bills where appropriate. This item will be presented by Alan Abbs, Legislative Officer.

Staff recommends the following positions on current legislation:

- *Support - Assembly Bill (AB) 50 (Wood) - Public utilities: timely service: customer energization.*
- *Support - Senate Bill (SB) 410 (Becker) - Powering Up Californians Act.*

INFORMATIONAL ITEM(S)

5. State Legislative Budget Update

This is an informational item to provide the Committee with an update of the activities related to the state budget. This item will be presented by Alan Abbs, Legislative Officer.

6. Air District-Sponsored Bills

This is an informational item to provide the Committee with a summary and status of Air District sponsored and co-sponsored bills. This item will be presented by Alan Abbs, Legislative Officer.

7. Federal Legislative Update

This is an informational item to provide the Committee with an update on recent events of significance on the federal level. This item will be presented by Alan Abbs, Legislative Officer.

OTHER BUSINESS

8. Public Comment on Non-Agenda Matters

Pursuant to Government Code Section 54954.3, members of the public who wish to speak on matters not on the agenda will be given an opportunity to address the Committee. Members of the public will have two minutes each to address the Committee, unless a different time limit is established by the Chair.

9. Committee Member 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)

10. Time and Place of Next Meeting

At the Call of the Chair.

11. Adjournment

The Committee meeting shall be adjourned by the Chair.

CONTACT:

MANAGER, EXECUTIVE OPERATIONS
375 BEALE STREET, SAN FRANCISCO, CA 94105
vjohnson@baaqmd.gov

(415) 749-4941
FAX: (415) 928-8560
BAAQMD homepage:
www.baaqmd.gov

- 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 Air District's offices at 375 Beale Street, Suite 600, San Francisco, CA 94105, at the time such writing is made available to all, or a majority of all, members of that body.

Accessibility and Non-Discrimination Policy

The Bay Area Air Quality Management District (Air District) does not discriminate on the basis of race, national origin, ethnic group identification, ancestry, religion, age, sex, sexual orientation, gender identity, gender expression, color, genetic information, medical condition, or mental or physical disability, or any other attribute or belief protected by law.

It is the Air District's policy to provide fair and equal access to the benefits of a program or activity administered by Air District. The Air District will not tolerate discrimination against any person(s) seeking to participate in, or receive the benefits of, any program or activity offered or conducted by the Air District. Members of the public who believe they or others were unlawfully denied full and equal access to an Air District program or activity may file a discrimination complaint under this policy. This non-discrimination policy also applies to other people or entities affiliated with Air District, including contractors or grantees that the Air District utilizes to provide benefits and services to members of the public.

Auxiliary aids and services including, for example, qualified interpreters and/or listening devices, to individuals who are deaf or hard of hearing, and to other individuals as necessary to ensure effective communication or an equal opportunity to participate fully in the benefits, activities, programs and services will be provided by the Air District in a timely manner and in such a way as to protect the privacy and independence of the individual. Please contact the Non-Discrimination Coordinator identified below at least three days in advance of a meeting so that arrangements can be made accordingly.

If you believe discrimination has occurred with respect to an Air District program or activity, you may contact the Non-Discrimination Coordinator identified below or visit our website at www.baaqmd.gov/accessibility to learn how and where to file a complaint of discrimination.

Questions regarding this Policy should be directed to the Air District's Non-Discrimination Coordinator, Suma Peesapati, at (415) 749-4967 or by email at speesapati@baaqmd.gov.

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT
375 BEALE STREET, SAN FRANCISCO, CA 94105
FOR QUESTIONS PLEASE CALL (415) 749-4941**

**EXECUTIVE OFFICE:
MONTHLY CALENDAR OF AIR DISTRICT MEETINGS**

JUNE 2023

| <u>TYPE OF MEETING</u> | <u>DAY</u> | <u>DATE</u> | <u>TIME</u> | <u>ROOM</u> |
|--|------------|-------------|-------------|---|
| Board of Directors Meeting | Wednesday | 7 | 9:00 a.m. | 1 st Floor Board Room |
| Board of Directors Legislative Committee | Wednesday | 7 | 10:30 a.m. | 1 st Floor Board Room |
| Board of Directors Finance & Administration Committee | Wednesday | 7 | 1:00 p.m. | 1 st Floor Board Room |
| Advisory Council Meeting | Monday | 12 | 8:30 a.m. | 1 st Floor Board Room |
| Board of Directors Stationary Source and Climate Impacts Committee – Cancelled and Rescheduled to Wednesday, June 21, 2023, at 11:00 a.m. | Wednesday | 14 | 10:00 a.m. | 1 st Floor, Yerba Buena Room |
| Board of Directors Mobile Source and Climate Impacts Committee | Wednesday | 14 | 1:00 p.m. | 1 st Floor, Yerba Buena Room |
| Board of Directors Meeting | Wednesday | 21 | 9:00 a.m. | 1 st Floor Board Room |
| Board of Directors Stationary Source and Climate Impacts Committee | Wednesday | 21 | 11:00 a.m. | 1 st Floor, Yerba Buena Room |
| Board of Directors Community Equity, Health and Justice Committee | Wednesday | 21 | 1:00 p.m. | 1 st Floor Board Room |

JULY 2023

| <u>TYPE OF MEETING</u> | <u>DAY</u> | <u>DATE</u> | <u>TIME</u> | <u>ROOM</u> |
|--|------------|-------------|-------------|---|
| Board of Directors Meeting | Wednesday | 5 | 9:00 a.m. | 1 st Floor Board Room |
| Board of Directors Finance & Administration Committee | Wednesday | 5 | 1:00 p.m. | 1 st Floor Board Room |
| Board of Directors Stationary Source and Climate Impacts Committee | Wednesday | 12 | 10:00 a.m. | 1 st Floor, Yerba Buena Room |
| Board of Directors Mobile Source and Climate Impacts Committee | Wednesday | 12 | 1:00 p.m. | 1 st Floor, Yerba Buena Room |

JULY 2023

| <u>TYPE OF MEETING</u> | <u>DAY</u> | <u>DATE</u> | <u>TIME</u> | <u>ROOM</u> |
|--|-------------------|--------------------|--------------------|--|
| Board of Directors Meeting | Monday | 19 | 9:00 a.m. | 1st Floor Board Room |
| Board of Directors Community Equity, Health and Justice Committee | Wednesday | 19 | 1:00 p.m. | 1st Floor Board Room |
| Board of Directors Community Advisory Council | Thursday | 20 | 6:00 p.m. | 1st Floor Board Room |
| MV 05/31/23 9:19 a.m. | | | | G/Board/Executive Office/Moncal |

BAY AREA AIR QUALITY MANAGEMENT DISTRICT
Memorandum

To: Chairperson Margaret Abe-Koga and Members
of the Legislative Committee

From: Philip M. Fine
Executive Officer/APCO

Date: June 7, 2023

Re: Approval of the Draft Minutes of the Legislative Committee Meeting of April 5,
2023

RECOMMENDED ACTION

Approve the attached draft minutes of the Legislative Committee meeting of April 5, 2023.

BACKGROUND

None.

DISCUSSION

Attached for your review and approval are the draft minutes of the Legislative Committee meeting of April 5, 2023.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine
Executive Officer/APCO

Prepared by: Marcy Hiratzka
Reviewed by: Vanessa Johnson

ATTACHMENTS:

1. Draft Minutes of the Legislative Committee Meeting of April 5, 2023

Bay Area Air Quality Management District
375 Beale Street, Suite 600
San Francisco, CA 94105
(415) 749-5073

Legislative Committee
Wednesday, April 5, 2023

DRAFT MINUTES

This meeting was webcast, and a video recording is available on the website of the Bay Area Air Quality Management District at www.baaqmd.gov/bodagendas

CALL TO ORDER

1. **Opening Comments:** Legislative Committee (Committee) Chairperson, Margaret Abe-Koga, called the meeting to order at 10:58 a.m.

Roll Call:

Present, In-Person (375 Beale Street, Board Room, San Francisco, California, 94105): Board Chairperson John J. Bauters; Committee Vice Chairperson Tyrone Jue; and Director Juan Gonzalez.

Present, In-Person Satellite Location (Santa Rose Junior College Campus, Doyle Library, Room 148, 1501 Mendocino Avenue, Santa Rosa, California, 95401): Director Brian Barnacle.

Present, In-Person Satellite Location (Palo Alto City Hall, 250 Hamilton Ave., 7th Floor, Palo Alto, California, 94301): Committee Chairperson Margaret Abe-Koga; and Directors Noelia Corzo and Ray Mueller.

Present, In-Person Satellite Location (Office of Contra Costa County Supervisor John Gioia, Conference Room, 11780 San Pablo Avenue, Suite D, El Cerrito, California, 94530): Director Joelle Gallagher.

Absent: Directors Ken Carlson, Erin Hannigan, and David Hudson.

2. **PLEDGE OF ALLEGIANCE**
3. **PUBLIC MEETING PROCEDURE**

CONSENT CALENDAR

4. APPROVAL OF THE MINUTES OF THE LEGISLATIVE COMMITTEE MEETING OF FEBRUARY 27, 2023

Public Comments

No requests received.

Committee Comments

Director Gonzalez requested that the “Committee Comments” section of Item 5 (Approval of the Legislative Platform for 2023) of Draft Minutes of the Legislative Committee Meeting of February 27, 2023, be amended as follows:

“The Committee and staff discussed...concerns about unintended consequences of energy diversification” be changed to “...concern about lack of diversification.”

Committee Action

Director Gonzalez made a motion, seconded by Board Chair Bauters, to **approve** the Minutes of the Legislative Committee Meeting of February 27, 2023, as amended; and the motion **carried** by the following vote of the Committee:

AYES: Abe-Koga, Barnacle, Bauters, Corzo, Gallagher, Gonzalez, Jue, Mueller.
NOES: None.
ABSTAIN: None.
ABSENT: Carlson, Hannigan, Hudson.

ACTION ITEMS

5. AIR DISTRICT-SPONSORED BILLS

Alan Abbs, Legislative Officer, gave the staff presentation *Air District-Sponsored Bills*, including: outcome; outline; requested action; Assembly Bill (AB) 536 (Wilson); AB 953 (Connolly and Hart); AB 1465 (Wicks); and AB 1609 (Garcia).

Public Comments

Public comments were given by Jan Warren, Interfaith Climate Action Network of Contra Costa County.

Committee Comments

The Committee and staff discussed why the California Air Resources Board did not support this bill language in 2022, and how their concerns are being addressed within AB 1465 (Wicks); and the desire to see the increased vehicle registration fees, that would come from AB 1609 (Garcia), be allocated to disadvantaged communities.

Committee Action

Director Gonzalez made a motion, seconded by Vice Chair Jue, to recommend the Board **adopt** the position of **co-sponsor**, regarding Assembly Bill 1609 (Garcia); and the motion **carried** by the following vote of the Committee:

AYES: Abe-Koga, Barnacle, Bauters, Corzo, Gallagher, Gonzalez, Jue, Mueller.
NOES: None.
ABSTAIN: None.
ABSENT: Carlson, Hannigan, Hudson.

6. **DISCUSSION AND CONSIDERATION OF BROWN ACT BILLS**

Mr. Abbs gave the staff presentation *Discussion and Consideration of Brown Act Bills*, including: outcome; outline; requested action; AB 557 (Hart); AB 817 (Pacheco); AB 1379 (Papan); Senate Bill (SB) 411 (Portantino); and SB 537 (Becker).

Public Comments

No requests received.

Committee Comments

The Committee and staff discussed how open public meetings, in which all voting members are in the same room, is transparent for the public, and how transparency can be compromised if the voting members are in multiple, separate rooms, and potentially coordinating their votes using telecommunication and mobile devices; the original purpose of the Ralph M. Brown Act; and concerns with AB 557 (Hart.)

Committee Action

Board Chair Bauters made a motion, seconded by Director Gonzalez, to recommend the Board do the following:

1. **Support** Assembly Bill 817 (Pacheco) – Open meetings: teleconferencing: subsidiary body.
2. **Support** Senate Bill 537 (Becker) – Open meetings: local agencies: teleconferences

The motion **carried** by the following vote of the Committee:

AYES: Abe-Koga, Barnacle, Bauters, Corzo, Gallagher, Gonzalez, Jue.
NOES: None.
ABSTAIN: None.
ABSENT: Carlson, Hannigan, Hudson, Mueller.

7. CONSIDERATION OF NEW BILLS

Mr. Abbs gave the staff presentation *Consideration of New Bills*, including: outcome; outline; requested action; AB 504 (Reyes); AB 698 (Essayli); AB 1267 (Ting); AB 1464 (Connolly); SB 397 (Wahab); SB 415 (Durazo); SB 527 (Min); SB 674 (Gonzalez); and SB 768 (Caballero.)

Public Comments

No requests received.

Committee Comments

The Committee and staff discussed the request that AB 593 (Haney) - *Carbon emission reduction strategy: building sector*, SB 527 (Min) - *Neighborhood Decarbonization Program*, and AB 99 (Connolly) - *Department of Transportation: state roads and highways: integrated pest management* be considered by the Committee for support; concerns about AB 1267 (Ting) - *Zero-emission vehicle incentive programs: gasoline superusers*; whether the Committee may take action on bills that were not presented by staff; and whether the Committee may choose to not take recommended action on a given bill.

Committee Action

Board Chair Bauters requested that AB 1267 (Ting) be voted on separately, and Chair Abe-Koga agreed.

Board Chair Bauters made a motion, seconded by Director Barnacle, to recommend the Board do the following:

1. **Oppose** Assembly Bill 698 (Essayli) – Energy; Gas stoves.
2. **Oppose Unless Amended** Senate Bill 415 (Durazo) – Air quality: rules and regulations: socioeconomic impacts assessment.
3. **Work with Author** on Senate Bill 768 (Caballero)- California Environmental Quality Act: vehicle miles traveled: statement of overriding consideration.
4. **Support** Senate Bill 527 (Min) - Neighborhood Decarbonization Program.

The motion **carried** by the following vote of the Committee:

AYES: Abe-Koga, Barnacle, Bauters, Corzo, Gallagher, Gonzalez.
NOES: None.
ABSTAIN: None.
ABSENT: Carlson, Hannigan, Hudson, Jue, Mueller.

Taking up AB 1267 (Ting) again, Chair Abe-Koga asked whether any Committee members wished to make a motion regarding this bill. Director Barnacle moved that the Committee not take a position on AB 1267 (Ting) at the time, but then withdrew his motion, as no such action was required.

OTHER BUSINESS

8. PUBLIC COMMENT ON NON-AGENDA MATTERS

No requests received.

9. COMMITTEE MEMBER COMMENTS

None.

10. TIME AND PLACE OF NEXT MEETING

At the end of the meeting, the next meeting of the Legislative Committee was to be held at the Call of the Chair. After the meeting adjourned, the next meeting was scheduled for Wednesday, June 7, 2023, at 10:30 a.m. at 375 Beale Street, San Francisco, CA 94105. The meeting will be in-person for the Committee members and members of the public will be able to either join in-person or via webcast.

11. ADJOURNMENT

The meeting was adjourned at 12:24 p.m.

Marcy Hiratzka
Clerk of the Boards

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Margaret Abe-Koga and Members
of the Legislative Committee

From: Philip M. Fine
Executive Officer/APCO

Date: June 7, 2023

Re: State Legislative Update and Consideration of New Bills

RECOMMENDED ACTION

Recommend to the Board of Directors that the Air District take a position in SUPPORT of the following bills:

- Assembly Bill (AB) 50 (Wood) – Public Utilities: Timely Service: Customer Energization
- Senate Bill (SB) 410 (Becker) – Powering Up Californians Act

BACKGROUND

The last day for each house to pass bills introduced in that house was June 2, 2023. While many of the bills that the Air District has been tracking this Legislative Session continue to move through the legislative process, a number of bills did not make it out of their house of origin for various reasons.

Below are bills the Air District has taken positions on during the 2023 Legislative Session:

- AB 698 (Essayli) – Energy: Gas Stoves – Oppose
- AB 817 (Pacheco) – Open Meetings: Teleconferencing: Subsidiary Body – Support
- AB 849 (Garcia) – Community Emissions Reduction Programs – Support
- SB 415 (Durazo) – Air Quality: Rules and Regulations: Socioeconomic Impacts Assessment – Oppose Unless Amended
- SB 527 (Min) – Neighborhood Decarbonization Program – Support
- SB 537 (Becker) – Open Meetings: Multijurisdictional, Cross-County Agencies: Teleconferences – Support
- SB 563 (Archuleta) – Air Pollution Control Districts and Air Quality Management Districts: Dependent and Independent Special Districts: Funding – Support

- SB 674 (Gonzalez) – Air Pollution: Refineries: Community Air Monitoring Systems: Fence-Line Monitoring Systems – Support
- SB 768 (Caballero) – California Environmental Quality Act: Vehicle Miles Traveled: Statement of Overriding Consideration – Work with Author

DISCUSSION

Staff will provide the Legislative Committee (Committee) with a brief summary and status of bills listed on the attached list. Specifically, staff will discuss the following bills:

AB 50 (Wood) – Public Utilities: Timely Service: Customer Energization

CapitolTrack: Current law authorizes the Public Utilities Commission to fix the rates and charges for every public utility, and requires that those rates and charges be just and reasonable. Current law requires a public utility to furnish and maintain such adequate, efficient, just, and reasonable service, instrumentalities, equipment, and facilities as are necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public. Current law requires the commission to enforce rules governing the extension of service by electrical corporations. This bill would additionally require a public utility to furnish and maintain timely service, instrumentalities, equipment, and facilities. The bill would require the commission, on or before January 1, 2025, to determine the criteria for timely service for electric customers, including, among other things, reasonable average energization time periods for categories of timely service, as specified. Until the commission determines the criteria, the bill would require each large electrical corporation, among other things, to take all practical measures to deliver electric service within 90 days of issuing a written commitment to serve for customers seeking a new connection, and within 30 days of issuing a written commitment to serve for customers seeking upgrades to an existing connection. (Based on 05/18/2023 text)

Current Status: This bill was referred to the Assembly Utilities and Energy Committee and then to Appropriations and passed each committee with a favorable vote. The bill was heard on the Assembly Floor on May 25, 2023, and passed with a vote of 67-0. Ordered to the Senate – this bill is currently pending referral.

Position: Propose Support

AB 99 (Connolly) – Department of Transportation: state roads and highways: integrated pest management.

CapitolTrack Summary: Would require the Department of Transportation to adopt, on or before January 1, 2025, a statewide policy to use integrated pest management, as defined, on state roads and highways, as specified, and to implement the statewide policy in cities or counties that have adopted integrated pest management approaches to road-side vegetation management. The bill would require the Department of Transportation, in developing the statewide policy, to consult with the Department of Pesticide Regulation and the University of California Statewide Integrated Pest Management Program. The bill would require the Department of Transportation, when operating in a city or a county that has a more restrictive approach than the statewide policy, to the extent feasible, to operate in a manner consistent with the approach mandated by the city or the county. The bill would require the Department of Transportation, on or before

December 31, 2025, and annually thereafter, to make publicly available on its internet website the amount, location, and type of pesticides, and the pesticide formulation, by city and county, it uses, and, at least 24 hours before applying a pesticide, would require the Department of Transportation to provide on its internet website and mobile application, and through any other means of communication deemed appropriate by the applicable state transportation district, information on when and where it plans to apply the pesticide. (Based on 04/17/2023 text)

Current Status: This bill was referred to Assembly Committees on Environmental Safety and Toxic Materials, Transportation, and then to Appropriations and passed each committee with a favorable vote. The bill was heard on the Assembly Floor on May 22, 2023, and passed with a vote of 55-16. Ordered to the Senate – this bill is currently pending referral.

Position: None at this time.

AB 593 (Haney) – Carbon Emission Reduction Strategy: Building Sector

CapitolTrack: Current law requires the State Energy Resources Conservation and Development Commission to establish the Equitable Building Decarbonization Program that includes a direct install program and a statewide incentive program for low-carbon building technologies. Current law establishes the policy of the state to achieve net zero greenhouse gas emissions as soon as possible, but no later than 2045, and to ensure that, by 2045, statewide anthropogenic greenhouse gas emissions are reduced to at least 85% below the statewide greenhouse gas emissions in 1990. This bill would require the commission, on or before June 1, 2024, to identify an emission reduction strategy, with milestones, for the building sector to support achieving those carbon emissions reduction goals, as provided. The bill would require the commission, on or before July 1, 2025, to implement the emission reduction strategy as a part of the Equitable Building Decarbonization Program and to take certain actions for purposes of implementing the strategy. (Based on 04/12/2023 text)

Current Status: This bill was referred to the Assembly Natural Resources Committee and then to Appropriations and passed each committee with a favorable vote. As of this writing, the bill is pending a hearing on the Assembly Floor.

Position: None at this time.

AB 698 (Essayli) – Energy: Gas Stoves

CapitolTrack Summary: Current law prohibits new residential-type gas appliances that are equipped with a pilot light from being sold in the state 24 months after an intermittent ignition device has been demonstrated and certified by the State Energy Resources Conservation and Development Commission. This bill would prohibit state agencies and local governments from adopting or enforcing a rule, regulation, resolution, or ordinance that directly or indirectly results in prohibiting the use of gas stoves in residential and nonresidential buildings. The bill would include findings that changes proposed by this bill address a matter of statewide concern rather than a municipal affair and, therefore, apply to all cities, including charter cities. (Based on 03/09/2023 text)

Current Status: Double-referred to the Assembly Committees on Utilities and Energy and Natural Resources. This bill's first hearing was postponed by the Utilities and Energy Committee and was deemed a 2-year bill. May be acted upon in January 2024.

Position: Oppose

AB 817 (Pacheco) – Open Meetings: Teleconferencing: Subsidiary Body

CapitolTrack Summary: Current law, until January 1, 2026, authorizes the legislative body of a local agency to use alternative teleconferencing in certain circumstances related to the particular member if at least a quorum of its members participate from a singular physical location that is open to the public and situated within the agency's jurisdiction and other requirements are met, including restrictions on remote participation by a member of the legislative body. This bill would authorize a subsidiary body, as defined, to use alternative teleconferencing provisions similar to the emergency provisions indefinitely and without regard to a state of emergency. In order to use teleconferencing pursuant to the Ralph M. Brown Act, the bill would require the legislative body that established the subsidiary body by charter, ordinance, resolution, or other formal action to make specified findings by majority vote, before the subsidiary body uses teleconferencing for the first time and every 12 months thereafter. (Based on 03/16/2023 text)

Current Status: This bill was referred to the Assembly Local Government Committee. This bill's first hearing was postponed by the Local Government Committee and was deemed a 2-year bill. May be acted upon in January 2024.

Position: Support

AB 849 (Garcia) – Community Emissions Reduction Programs

CapitolTrack Summary: Current law requires the State Air Resources Board to prepare, and to update at least once every 5 years, a statewide strategy to reduce emissions of toxic air contaminants and criteria air pollutants in communities affected by a high cumulative exposure burden. Current law requires the state board to include in the statewide strategy, among other components, an assessment and identification of communities with high cumulative exposure burdens for toxic air contaminants and criteria air pollutants, prioritizing disadvantaged communities and sensitive receptor locations based on specified factors. Current law requires the state board, based on the assessment and identification of communities with high cumulative exposure burdens, to select locations around the state for preparation of community emissions reduction programs. Current law requires an air district encompassing any location selected by the state board to adopt, in consultation with the state board, within one year of the state board's selection, a community emissions reduction program to achieve emissions reductions for the location selected using cost-effective measures, as specified. Current law also requires an air district to submit the community emissions reduction program to the state board for review and approval as prescribed. Current law requires the air district and the state board to implement and enforce the measures in the community emissions reduction program consistent with their respective authority. This bill would additionally require the air district, in adopting a community emissions reduction program, to consult with other relevant state agencies. By imposing additional duties on air districts, this bill would impose a state-mandated local program. (Based on 03/29/2023 text)

Current Status: This bill was referred to the Assembly Natural Resources Committee and then to Appropriations and passed each committee with a favorable vote. The bill was heard on the Assembly Floor on May 30, 2023, and passed with a vote of 60-18. Ordered to the Senate – this bill is currently pending referral.

Position: Support

SB 410 (Becker) - Powering Up Californians Act

CapitolTrack: Current law requires electrical corporations, as part of their distribution planning processes, to consider that produced fleet data, and other available data, to facilitate the readiness of their distribution systems to support the state’s anticipated level of electric vehicle charging, as specified. This bill, the Powering Up Californians Act, would require the Public Utilities Commission (PUC) to establish, on or before September 30, 2024, reasonable average and maximum target energization time periods, as defined, and certain reporting requirements so that electrical corporation performance can be tracked and improved, as provided. The bill would require the PUC to require the electrical corporation to take any remedial actions necessary to achieve the PUC’s targets and would require all reports to be publicly available, among other reporting requirements. (Based on 05/18/2023 text)

Current Status: This bill was referred to the Senate Energy, Utilities, and Communication Committee and then to Appropriations and passed each committee with a favorable vote. The bill was heard on the Senate Floor on May 24, 2023, and passed with a vote of 32-8. Ordered to the Assembly – this bill is currently pending referral.

Position: Propose Support

SB 415 (Durazo) – Air Quality: Rules and Regulations: Socioeconomic Impacts Assessment

CapitolTrack Summary: Would require a local air district, whenever it intends to propose the adoption, amendment, or repeal of a rule or regulation that will significantly affect air quality or emissions limitations, to perform an assessment of the socioeconomic impacts of the proposed action on the rule or regulation on families living within the jurisdiction whose annual income is less than \$100,000. The bill would change the definition of “socioeconomic impacts” to, among other things, remove from consideration the types of industry and business, other than small business, that is affected, to remove from consideration the impact of the proposed change on the economy of the region affected, and to include the range of probable costs for families living within the jurisdiction with an annual income of less than \$100,000. By creating an income threshold and changing the parameters of a socioeconomic impacts assessment conducted by a local air district, this bill would increase the requirements on local officials, thereby imposing a state-mandated local program. (Based on 04/10/2023 text)

Current Status: This bill was referred to the Senate Environmental Quality Committee and passed out of the Committee favorably. The bill was then referred to the Senate Appropriations Committee where it was placed on the Suspense File and held under submission, ultimately killing the bill for the year.

Position: Oppose Unless Amended

SB 527 (Min) – Neighborhood Decarbonization Program

CapitolTrack Summary: Current law requires the State Energy Resources Conservation and Development Commission to establish the Equitable Building Decarbonization Program, which includes establishing the direct install program to fund certain projects and remediation and safety measures to facilitate the installation of new technologies, and a statewide incentive program for low-carbon building technologies, as specified. This bill would, until January 1, 2030, require the Public Utilities Commission, in consultation with gas corporations, to develop and supervise the administration of the Neighborhood Decarbonization Program to facilitate the cost-effective decarbonization of targeted natural gas zones with the intent to provide benefits that include, but are not limited to, reduced emissions of greenhouse gases and air pollution, the maintenance of reliable, safe, and resilient energy service, and the maintenance of rate affordability for California gas customers, and with the intent to decommission gas assets in zones with the highest community burdens and those that would result in the highest projected ratepayer cost savings. The bill would require the commission, in consultation with each gas corporation, to adopt guidelines and regulations for the program, as specified. (Based on 05/03/2023 text)

Current Status: This bill was referred to the Senate Energy, Utilities, and Communications Committee and passed out of the Committee favorably. The bill was then referred to the Senate Appropriations Committee where it was placed on the Suspense File and held under submission, ultimately killing the bill for the year.

Position: Support

SB 537 (Becker) – Open Meetings: Multijurisdictional, Cross-County Agencies: Teleconferences

CapitolTrack Summary: Current law, under the Ralph M. Brown Act, requires that, during a teleconference, at least a quorum of the members of the legislative body participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined. Current law, until January 1, 2024, authorizes the legislative body of a local agency to use alternate teleconferencing provisions during a proclaimed state of emergency or in other situations related to public health that exempt a legislative body from the general requirements (emergency provisions) and impose different requirements for notice, agenda, and public participation, as prescribed. The emergency provisions specify that they do not require a legislative body to provide a physical location from which the public may attend or comment. Current law, until January 1, 2026, authorizes the legislative body of a local agency to use alternative teleconferencing in certain circumstances related to the particular member if at least a quorum of its members participate from a singular physical location that is open to the public and situated within the agency's jurisdiction and other requirements are met, including restrictions on remote participation by a member of the legislative body. These circumstances include if a member shows "just cause," including for a childcare or caregiving need of a relative that requires the member to participate remotely. This bill would expand the circumstances of "just cause" to apply to the situation in which an immunocompromised child, parent, grandparent, or other specified relative requires the member to participate remotely. (Based on 04/24/2023 text)

Current Status: This bill was referred to Senate Committees on Governance and Finance and Judiciary and passed each committee with a favorable vote. The bill was heard on the Senate Floor on May 30, 2023, and passed with a vote of 32-8. Ordered to the Assembly – this bill is currently pending referral.

Position: Support

SB 563 (Archuleta) – Air Pollution Control Districts and Air Quality Management Districts: Dependent and Independent Special Districts: Funding

CapitolTrack Summary: Current law provides for the establishment of air pollution control districts and air quality management districts. Current law declares a district a body corporate and politic and a public agency of the state, and prescribes the general powers and duties of a district. Current law authorizes a district to receive funding from specified sources, including, but not limited to, grants, permit fees, and penalties. Current law also defines dependent special districts and independent special districts for purposes of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. This bill would designate a district as a special district for purposes of receiving state funds or funds disbursed by the state, including federal funds. (Based on 05/01/2023 text)

Current Status: This bill was referred to the Senate Governance and Finance Committee and passed out of the Committee favorably. The bill was then referred to the Senate Appropriations Committee where it was placed on the Suspense File and held under submission, ultimately killing the bill for the year.

Position: Support

SB 674 (Gonzalez) – Air Pollution: Refineries: Community Air Monitoring Systems: Fence-Line Monitoring Systems

CapitolTrack Summary: Current law requires a refinery-related community air monitoring system to be installed near each petroleum refinery that meets certain requirements. Current law requires the owner or operator of a petroleum refinery to develop, install, operate, and maintain a fence-line monitoring system in accordance with guidance developed by the appropriate air quality management district or air pollution control district. Current law requires the air districts and the owners or operators of refineries to collect real-time data from those monitoring systems, to maintain records of that data, and, to the extent feasible, provide to the public those data in a publicly accessible format. This bill would extend the above requirements to refineries engaging in other types of refining processes, including those using noncrude oil feedstock, and to auxiliary facilities. The bill would require the refinery-related community air monitoring system and the fence-line monitoring system to be installed on or before January 1, 2026, and after a 30-day public comment period and those systems to be updated, as specified. The bill would require the appropriate air district to establish pollutants for the monitoring systems to monitor and would include certain pollutants identified by the Office of Environmental Health Hazard Assessment. The bill would authorize the air district to exclude a pollutant for monitoring at those monitoring systems, as provided. The bill would require air districts, on a 5-year basis, to review the list of pollutants being measured and would authorize the air districts to revise the list, as provided. The bill would require the air districts and the owners and operators of refineries to

maintain records of the data collected from those systems for at least 5 years and would require the owners and operators to post online, and to notify the public of the availability of, quarterly reports containing certain information. The bill would require owners and operators of refineries to notify the air district and the public, as provided, as quickly as possible of any exceedances of the lowest available one-hour average reference exposure levels set by the office or the United States Environmental Protection Agency. (Based on 04/10/2023 text)

Current Status: This bill was referred to Senate Committees on Environmental Quality and Judiciary and passed each committee with a favorable vote. The bill was heard on the Senate Floor on May 22, 2023, and passed with a vote of 31-6. Ordered to the Assembly – this bill is currently pending referral.

Position: Support

SB 768 (Caballero) – California Environmental Quality Act: Vehicle Miles Traveled: Statement of Overriding Consideration

CapitolTrack Summary: The California Environmental Quality Act (CEQA) requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA prohibits a public agency from approving or carrying out a project for which a certified EIR has identified one or more significant effects on the environment that would occur if the project is approved or carried out unless the public agency finds either (1) changes or alterations have been required in, or incorporated into, the project that mitigate or avoid the significant effects on the environment, (2) those changes or alterations are within the jurisdiction of another public agency and have been, or can and should be, adopted by the other agency, or (3) specific economic, legal, social, technological, or other considerations make infeasible the mitigation measures or alternatives identified in the EIR and the public agency finds that those specific considerations outweigh the significant effects on the environment, commonly known as a statement of overriding consideration. This bill would provide that a public agency, in approving or carrying out a housing development project, as defined, a commercial project, or an industrial project, is not required to issue a statement of overriding consideration for significant effects on the environment identified by a project's vehicle miles traveled or similar metrics if the lead agency has imposed all feasible mitigation measures on the project and it finds no feasible alternatives to the project. (Based on 03/22/2023 text)

Current Status: Double-referred to the Senate Committees on Environmental Quality and Housing. This bill's first hearing in the Senate Environmental Quality Committee was canceled at the request of the author and was deemed a 2-year bill. May be acted upon in January 2024.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine
Executive Officer/APCO

Prepared by: Alan Abbs
Reviewed by: Philip M. Fine

ATTACHMENTS:

1. Bills of Interest Matrix - As of May 31, 2023
2. Bill Text - AB 50 (Wood) - As Amended on May 18, 2023
3. Bill Text - AB 99 (Connolly) - As Amended on April 17, 2023
4. Bill Text - AB 593 (Haney) - As Amended on April 12, 2023
5. Bill Text - SB 410 (Becker) - As Amended on May 18, 2023

| Bill # | Author | Subject | Last Amended | Last Status - As of 5/31/2023 | Location | Notes | Position | Priority (Low/Medium/High) | Category |
|-------------------------|--------------|--|--------------|--|-------------------------------------|-------------|-----------------|----------------------------|----------------|
| AB 9 | Muratsuchi | Greenhouse gases: market-based compliance mechanism. | 4/17/2023 | 05/18/2023 - From committee: Do pass. (Ayes 11. Noes 4.) (May 18). Read second time. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | Climate Change |
| AB 30 | Ward | Atmospheric Rivers: Research, Mitigation, and Climate Forecasting Program. | | 05/23/2023 - In Senate. Read first time. To Com. on RLS. for assignment. | 05/23/2023 - Senate RLS. | | | Low | Climate Change |
| AB 43 | Holden | Greenhouse gas emissions: building materials: embodied carbon trading system. | 3/30/2023 | 05/26/2023 - In Senate. Read first time. To Com. on RLS. for assignment. | 05/26/2023 - Senate RLS. | | | Low | Climate Change |
| AB 45 | Boerner | Coastal resources: coastal development permits: blue carbon demonstration projects. | 5/25/2023 | 05/25/2023 - Read third time and amended. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | Climate Change |
| AB 397 | Essayli | California Global Warming Solutions Act of 2006: scoping plan. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 2/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Climate Change |
| AB 593 | Haney | Carbon emission reduction strategy: building sector. | 4/12/2023 | 05/18/2023 - From committee: Do pass. (Ayes 11. Noes 3.) (May 18). Read second time. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | Climate Change |
| AB 1265 | Gallagher | Transportation fuels: gasoline specifications. | 3/9/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 3/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Climate Change |
| AB 1305 | Gabriel | Voluntary carbon offset disclosures. | 4/18/2023 | 05/30/2023 - Read third time. Passed. Ordered to the Senate. | 05/30/2023 - Senate DESK | | | Low | Climate Change |
| AB 1689 | Grayson | Greenhouse gases: built environment: decarbonization. | | 05/05/2023 - Failed Deadline pursuant to Rule 61(a)(3). (Last location was PRINT on 2/17/2023)(May be acted upon Jan 2024) | 05/05/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Climate Change |
| SB 12 | Stern | California Global Warming Solutions Act of 2006: emissions limit. | | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/15/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | Climate Change |
| SB 253 | Wiener | Climate Corporate Data Accountability Act. | 5/18/2023 | 05/30/2023 - Read third time. Passed. (Ayes 24. Noes 9.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | | Low | Climate Change |
| SB 306 | Caballero | Climate change: Equitable Building Decarbonization Program: Extreme Heat Action Plan. | 5/18/2023 | 05/30/2023 - Read third time. Passed. (Ayes 40. Noes 0.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | | Low | Climate Change |
| SB 308 | Becker | Carbon Dioxide Removal Market Development Act. | 5/18/2023 | 05/25/2023 - Read third time. Passed. (Ayes 24. Noes 9.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk. | 05/25/2023 - Assembly DESK | | | Low | Climate Change |
| SB 390 | Limón | Voluntary carbon offsets: business regulation. | 4/10/2023 | 05/26/2023 - Referred to Coms. on NAT. RES. and JUD. | 05/26/2023 - Assembly NAT. RES. | | | Low | Climate Change |
| SB 422 | Portantino | California Environmental Quality Act: expedited environmental review: climate change regulations. | 3/20/2023 | 05/25/2023 - In Assembly. Read first time. Held at Desk. | 05/24/2023 - Assembly DESK | | | Medium | Climate Change |
| SB 511 | Blakespear | Greenhouse gas emissions inventories. | 4/24/2023 | 05/25/2023 - In Assembly. Read first time. Held at Desk. | 05/24/2023 - Assembly DESK | | | Low | Climate Change |
| SB 527 | Min | Neighborhood Decarbonization Program. | 5/3/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/15/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | Support | Medium | Climate Change |
| SB 682 | Skinner | Low-carbon cement and low-carbon concrete. | 4/27/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/15/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | Climate Change |
| SJR 2 | Gonzalez | Climate change: Fossil Fuel Non-Proliferation Treaty. | 3/30/2023 | 05/26/2023 - Referred to Com. on NAT. RES. | 05/26/2023 - Assembly NAT. RES. | | | Low | Climate Change |
| AB 50 | Wood | Public utilities: timely service: customer energization. | 5/18/2023 | 05/26/2023 - In Senate. Read first time. To Com. on RLS. for assignment. | 05/26/2023 - Senate RLS. | | Propose Support | Medium | Energy |
| AB 631 | Hart | Oil and gas: enforcement: penalties. | 4/26/2023 | 05/18/2023 - From committee: Do pass. (Ayes 11. Noes 4.) (May 18). Read second time. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | Energy |
| AB 698 | Essayli | Energy: gas stoves. | 3/9/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was U. & E. on 3/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | Oppose | Medium | Energy |
| AB 841 | Berman | State Energy Resources Conservation and Development Commission: Industrial Heat Electrification Roadmap. | 5/18/2023 | 05/30/2023 - Read third time. Passed. Ordered to the Senate. | 05/30/2023 - Senate DESK | | | Low | Energy |
| AB 944 | Irwin | Fire stations: alternative power generation. | 4/25/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/10/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Energy |
| AB 998 | Connolly | Biomass energy facilities: State Energy Resources Conservation and Development Commission: report. | 4/17/2023 | 05/30/2023 - Read third time. Passed. Ordered to the Senate. | 05/30/2023 - Senate DESK | | | Medium | Energy |
| AB 1550 | Bennett | Green hydrogen. | 5/22/2023 | 05/23/2023 - Read second time. Ordered to third reading. | 05/23/2023 - Assembly THIRD READING | | | Low | Energy |
| AB 1561 | Gallagher | Housing development: Camp Fire Housing Assistance Act of 2019. | 3/9/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 3/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Energy |
| AB 1591 | Wallis | Energy: petroleum pricing. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 3/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Energy |
| AB 1614 | Gabriel | Gasoline fueling stations: phaseout: study. | 4/26/2023 | 05/18/2023 - From committee: Do pass. (Ayes 11. Noes 4.) (May 18). Read second time. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | Energy |
| AB 1687 | Dahle, Megan | Greenhouse gas emissions: fixed-mount generators. | 3/16/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 3/16/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Energy |
| ABX1.1 | Ting | Oil refineries: maintenance. | | 12/06/2022 - From printer. | 12/05/2022 - Assembly PRINT | | | Low | Energy |

| Bill # | Author | Subject | Last Amended | Last Status - As of 5/31/2023 | Location | Notes | Position | Priority (Low/Medium/High) | Category |
|-------------------------|-------------|--|--------------|--|---|-------------|-------------------------|----------------------------|--|
| ABX1 2 | Fong, Vince | Motor Vehicle Fuel Tax Law: suspension of tax. | | 12/06/2022 - From printer. | 12/05/2022 - Assembly PRINT | | | Low | Energy |
| ABX1 3 | Bains | Petroleum refineries: imports. | | 02/18/2023 - From printer. | 02/17/2023 - Assembly PRINT | | | Low | Energy |
| SB 5 | Nguyen | Motor Vehicle Fuel Tax Law: limitation on adjustment. | | 05/03/2023 - May 3 set for first hearing. Failed passage in committee. (Ayes 2. Noes 2.) Reconsideration granted. | 01/18/2023 - Senate GOV. & F. | | | Low | Energy |
| SB 83 | Wiener | Public utilities: electrical distribution grid: energization. | 5/3/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/15/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | Energy |
| SB 233 | Skinner | Electric vehicles and electric vehicle supply equipment: bidirectional capability. | 5/18/2023 | 05/30/2023 - Read third time. Passed. (Ayes 29. Noes 9.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | | Low | Energy |
| SB 410 | Becker | Powering Up Californians Act. | 5/18/2023 | 05/25/2023 - In Assembly. Read first time. Held at Desk. | 05/24/2023 - Assembly DESK | | Propose Support | Medium | Energy |
| SB 438 | Caballero | Carbon sequestration: Carbon Capture, Removal, Utilization, and Storage Program: incidental and unintentional residual oil production. | 3/30/2023 | 05/26/2023 - Referred to Com. on NAT. RES. | 05/26/2023 - Assembly NAT. RES. | | | Low | Energy |
| SB 493 | Min | Air pollution: alternative vehicles and electric and hydrogen infrastructure. | 4/24/2023 | 05/26/2023 - Read third time. Passed. (Ayes 36. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk. | 05/26/2023 - Assembly DESK | | | Low | Energy |
| SB 507 | Gonzalez | Electric vehicle charging station infrastructure: assessments. | 4/17/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/8/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | Energy |
| SB 556 | Gonzalez | Oil and gas wells: health protection zones: civil liability. | 5/1/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/15/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | Energy |
| SB 746 | Eggman | Energy conservation contracts: alternate energy equipment: hydrogen. | 4/10/2023 | 05/26/2023 - Referred to Com. on U. & E. | 05/26/2023 - Assembly U. & E. | | | Low | Energy |
| SB 755 | Becker | Energy efficiency and building decarbonization programs. | 5/2/2023 | 05/25/2023 - Read third time. Passed. (Ayes 40. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk. | 05/25/2023 - Assembly DESK | | | Low | Energy |
| SBX1 2 | Skinner | Energy: transportation fuels: supply and pricing: maximum gross gasoline refining margin. | 3/20/2023 | 03/28/2023 - Approved by the Governor. Chaptered by Secretary of State. Chapter 1, Statutes of 2023-24 First Extraordinary Session. | 03/27/2023 - Senate CHAPTERED | | | Low | Energy |
| SBX1 3 | Grove | Oil imports: air quality emissions data. | | 03/28/2023 - From committee without further action. | 12/06/2022 - Senate RLS. | | | Low | Energy |
| AB 1195 | Calderon | Climate Change Preparedness, Resiliency, and Jobs for Communities Program: climate-beneficial projects: grant funding. | 3/29/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 4/19/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Environmental Justice |
| AB 1224 | Bryan | Workforce development: green jobs survey. | 3/16/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/10/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Environmental Justice |
| AB 1681 | Bryan | Environmental justice. | | 05/05/2023 - Failed Deadline pursuant to Rule 61(a)(3). (Last location was PRINT on 2/17/2023)(May be acted upon Jan 2024) | 05/05/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Environmental Justice |
| SB 720 | Stern | Aviation: airports: report: emissions. | 5/2/2023 | 05/30/2023 - Read third time. Passed. (Ayes 30. Noes 8.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | | Low | Environmental Justice |
| AB 536 | Wilson | Bay Area Air Quality Management Advisory Council: compensation. | | 05/03/2023 - Referred to Com. on E.Q. | 05/03/2023 - Senate E.Q. | | Air District-Sponsored | High | General-Air District |
| AB 650 | Arambula | San Joaquin Valley Unified Air Pollution Control District: board. | 4/17/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. GOV. on 3/23/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | General-Air District |
| AB 849 | Garcia | Community emissions reduction programs. | 3/29/2023 | 05/30/2023 - Read third time. Passed. Ordered to the Senate. | 05/30/2023 - Senate DESK | | Support | Medium | General-Air District |
| AB 985 | Arambula | San Joaquin Valley Unified Air Pollution Control District: emission reduction credit system. | 5/18/2023 | 05/22/2023 - Read second time. Ordered to third reading. | 05/22/2023 - Assembly THIRD READING | | | Low | General-Air District |
| AB 1609 | Garcia | Air pollution: motor vehicle registration: pollution reduction. | 4/17/2023 | 05/18/2023 - In committee: Held under submission. | 05/10/2023 - Assembly APPR. SUSPENSE FILE | | Air-District Co-Sponsor | Medium | General-Air District |
| AB 1713 | Gipson | State and local agencies: federal funds: reports. | 5/18/2023 | 05/22/2023 - Read second time. Ordered to third reading. | 05/22/2023 - Assembly THIRD READING | | | Low | General-Air District |
| SB 415 | Durazo | Air quality: rules and regulations: socioeconomic impacts assessment. | 4/10/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/1/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | Oppose unless amended | Medium | General-Air District |
| SB 563 | Archuleta | Air pollution control districts and air quality management districts: dependent and independent special districts: funding. | 5/1/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/15/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | Support | Medium | General-Air District |
| SB 674 | Gonzalez | Air pollution: refineries: community air monitoring systems: fence-line monitoring systems. | 4/10/2023 | 05/26/2023 - Referred to Coms. on NAT. RES. and JUD. | 05/26/2023 - Assembly NAT. RES. | | Support | Medium | General-Air District |
| AB 287 | Garcia | California Global Warming Solutions Act of 2006: Greenhouse Gas Reduction Fund: competitive grant programs: funding objectives. | | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 4/19/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 321 | Wilson | Sales and Use Tax: exemptions: zero-emission public transportation ferries. | 4/13/2023 | 05/18/2023 - Joint Rule 62(a), file notice suspended. In committee: Held under submission. | 05/17/2023 - Assembly APPR. SUSPENSE FILE | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 579 | Ting | Schoolbuses: zero-emission vehicles. | 3/13/2023 | 05/18/2023 - From committee: Do pass. (Ayes 11. Noes 3.) (May 18). Read second time. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |

| Bill # | Author | Subject | Last Amended | Last Status - As of 5/31/2023 | Location | Notes | Position | Priority (Low/Medium/High) | Category |
|-------------------------|-------------|---|--------------|--|-------------------------------------|-------------|-------------------------|----------------------------|--|
| AB 627 | Jackson | Heavy-duty trucks: grant program: operating requirements. | 4/3/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 2/17/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 769 | Bauer-Kahan | Personal Income Tax Law: Corporation Tax Law: credits: carbon reduction. | | 03/28/2023 - In committee: Set, first hearing. Hearing canceled at the request of author. | 02/23/2023 - Assembly REV. & TAX | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 858 | Muratsuchi | California Climate Cashback Program. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 2/23/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 953 | Connolly | Coastal resources: voluntary vessel speed reduction and sustainable shipping program. | 5/18/2023 | 05/30/2023 - Read third time. Passed. Ordered to the Senate. | 05/30/2023 - Senate DESK | | Air-District Co Sponsor | High | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 1012 | Quirk-Silva | State Air Resources Board: mobile source regulations: lifecycle analysis. | 4/26/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/10/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 1267 | Ting | Zero-emission vehicle incentive programs: gasoline superusers. | 3/16/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/3/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Medium | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 1349 | Irwin | Electric vehicle charging station networks: data fields. | 5/1/2023 | 05/17/2023 - Referred to Coms. on TRANS. and E., U. & C. | 05/17/2023 - Senate TRANS. | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 1372 | Alvarez | Vehicular air pollution: medium- and heavy-duty vehicles: land ports of entry. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 3/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 1374 | Alvarez | Greenhouse Gas Reduction Fund: investment plan. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 3/2/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 1401 | Garcia | Low Carbon Fuel Standard regulations: alternative diesel fuel regulations. | 3/13/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 3/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 1525 | Bonta | Transportation projects: priority populations. | 4/19/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/17/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 1567 | Garcia | Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, Clean Energy, and Workforce Development Bond Act of 2024. | 5/26/2023 | 05/26/2023 - Read third time and amended. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| ACA 2 | Alanis | Public resources: Water and Wildfire Resiliency Act of 2023. | | 04/20/2023 - Referred to Coms. on W., P., & W. and NAT. RES. | 04/20/2023 - Assembly W.P. & W. | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| SB 32 | Jones | Motor vehicle fuel tax: greenhouse gas reduction programs: suspension. | | 04/19/2023 - April 19 set for first hearing. Failed passage in committee. (Ayes 2. Noes 3.) Reconsideration granted. | 03/08/2023 - Senate E.Q. | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| SB 301 | Portantino | Vehicular air pollution: Zero-Emission Aftermarket Conversion Project. | 5/18/2023 | 05/30/2023 - Read third time. Passed. (Ayes 40. Noes 0.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| SB 425 | Newman | Clean Vehicle Rebate Project: fuel cell electric pickup trucks. | 5/2/2023 | 05/25/2023 - In Assembly. Read first time. Held at Desk. | 05/24/2023 - Assembly DESK | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| SB 638 | Eggman | Climate Resiliency and Flood Protection Bond Act of 2024. | 5/18/2023 | 05/22/2023 - Read second time. Ordered to third reading. | 05/22/2023 - Senate THIRD READING | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| SB 709 | Allen | Low-Carbon Fuel Standard regulations: biogas derived from livestock manure. | 3/30/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/1/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| SB 867 | Allen | Drought, Flood, and Water Resilience, Wildfire and Forest Resilience, Coastal Resilience, Extreme Heat Mitigation, Biodiversity and Nature-Based Climate Solutions, Climate Smart Agriculture, Park Creation and Outdoor Access, and Clean Energy Bond Act of 2024. | 5/18/2023 | 05/22/2023 - Read second time. Ordered to third reading. | 05/22/2023 - Senate THIRD READING | | | Low | GGRF, Incentive Programs, Mobile Source, Cap and Trade |
| AB 6 | Friedman | Transportation planning: regional transportation plans: Solutions for Congested Corridors Program: reduction of greenhouse gas emissions. | 3/16/2023 | 05/11/2023 - Read second time. Ordered to third reading. | 05/11/2023 - Assembly THIRD READING | | | Low | Other |
| AB 16 | Dixon | Motor Vehicle Fuel Tax Law: adjustment suspension. | | 03/30/2023 - Referred to Com. on TRANS. | 03/30/2023 - Assembly TRANS. | | | Low | Other |
| AB 53 | Fong, Vince | Motor Vehicle Fuel Tax Law: suspension of tax. | | 03/30/2023 - Referred to Com. on TRANS. | 03/30/2023 - Assembly TRANS. | | | Low | Other |
| AB 69 | Waldron | Transportation: traffic signal synchronization: roadway improvement projects. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 2/2/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 99 | Connolly | Department of Transportation: state roads and highways: integrated pest management. | 4/17/2023 | 05/23/2023 - In Senate. Read first time. To Com. on RLS. for assignment. | 05/23/2023 - Senate RLS. | | | Low | Other |
| AB 221 | Ting | Budget Act of 2023. | | 01/26/2023 - Referred to Com. on BUDGET. | 01/26/2023 - Assembly BUDGET | | | High | Other |
| AB 241 | Reyes | Air quality programs: funding. | 5/18/2023 | 05/22/2023 - Read second time. Ordered to third reading. | 05/22/2023 - Assembly THIRD READING | | | Low | Other |
| AB 504 | Reyes | State and local public employees: labor relations: disputes. | 4/13/2023 | 05/18/2023 - Coauthors revised. From committee: Do pass. (Ayes 11. Noes 4.) (May 18). Read second time. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | Other |
| AB 557 | Hart | Open meetings: local agencies: teleconferences. | | 05/24/2023 - Referred to Coms. on GOV. & F. and JUD. | 05/24/2023 - Senate GOV. & F. | | | Medium | Other |
| AB 586 | Calderon | Medi-Cal: community supports: climate change or environmental remediation devices. | 3/30/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/3/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 696 | Lowenthal | State agency grants and contracts. | 5/18/2023 | 05/30/2023 - Read third time. Passed. Ordered to the Senate. | 05/30/2023 - Senate DESK | | | Low | Other |

| Bill # | Author | Subject | Last Amended | Last Status - As of 5/31/2023 | Location | Notes | Position | Priority (Low/Medium/High) | Category |
|-------------------------|---------------------------------------|--|--------------|--|-------------------------------------|-------------|------------------------|----------------------------|----------|
| AB 817 | Pacheco | Open meetings: teleconferencing: subsidiary body. | 3/16/2023 | 05/05/2023 - Failed Deadline pursuant to Rule 61(a)(3). (Last location was L. GOV. on 3/16/2023)(May be acted upon Jan 2024) | 05/05/2023 - Assembly 2 YEAR | 2-Year Bill | Support | Medium | Other |
| AB 1000 | Reyes | Qualifying logistics use projects. | 3/30/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. GOV. on 4/17/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1153 | Alvarez | San Diego Unified Port District. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was J., E.D. & E. on 3/2/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1176 | Zbur | General plans: Local Electrification Planning Act. | 5/26/2023 | 05/26/2023 - Read third time and amended. Ordered to third reading. | 05/18/2023 - Assembly THIRD READING | | | Low | Other |
| AB 1183 | Holden | Streamlined housing projects: construction permits: notice. | 3/14/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. GOV. on 3/2/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1216 | Muratsuchi | Wastewater treatment plants: monitoring of air pollutants. | 4/26/2023 | 05/18/2023 - Read third time. Passed. Ordered to the Senate. (Ayes 59. Noes 15.) In Senate. Read first time. To Com. on RLS. for assignment. | 05/18/2023 - Senate RLS. | | | Low | Other |
| AB 1263 | Committee on Business and Professions | Vehicles: Bureau of Automotive Repair: smog check program. | 5/18/2023 | 05/30/2023 - Read third time. Passed. Ordered to the Senate. | 05/30/2023 - Senate DESK | | | Low | Other |
| AB 1379 | Papan | Open meetings: local agencies: teleconferences. | 3/23/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. GOV. on 3/23/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1464 | Connolly | Richmond-San Rafael Bridge. | 3/23/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/10/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Medium | Other |
| AB 1465 | Wicks | Nonvehicular air pollution: civil penalties. | 3/16/2023 | 05/11/2023 - Read second time. Ordered to third reading. | 05/11/2023 - Assembly THIRD READING | | Air District-Sponsored | High | Other |
| AB 1504 | McCarty | Planning and zoning: electric vehicle charging infrastructure: public right-of-way. | 4/11/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/17/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1529 | Gabriel | Electric vehicle charging stations. | 4/17/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 4/12/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1534 | Irwin | Methane emissions: municipal solid waste landfills: remote sensing data. | | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 4/26/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1535 | Mathis | The Energy, Environment, and Economy Council. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 3/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1560 | Flora | Crematories: change in ownership. | 4/18/2023 | 05/18/2023 - Read third time. Passed. Ordered to the Senate. In Senate. Read first time. To Com. on RLS. for assignment. | 05/18/2023 - Senate RLS. | | | Low | Other |
| AB 1579 | Garcia | Vehicles: batteries. | 4/25/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/3/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1580 | Carrillo, Juan | Air pollution: electric vehicle infrastructure. | 5/1/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/17/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1700 | Hoover | California Environmental Quality Act: population growth and noise impacts: housing projects. | | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 3/9/2023)(May be acted upon Jan 2024) | 04/28/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1702 | Hart | Active Transportation Program. | | 05/05/2023 - Failed Deadline pursuant to Rule 61(a)(3). (Last location was PRINT on 2/17/2023)(May be acted upon Jan 2024) | 05/05/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1743 | Bennett | Lower Emissions Transition Program. | 4/27/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/10/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| AB 1748 | Ramos | Logistics use projects: sensitive receptors. | 5/1/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 4/27/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Other |
| SB 15 | Grove | Oil imports: air quality emissions data. | 5/1/2023 | 05/25/2023 - Read third time. Passed. (Ayes 40. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk. | 05/25/2023 - Assembly DESK | | | Low | Other |
| SB 30 | Umberg | Transportation: zero-emission vehicle signage. | 2/27/2023 | 05/26/2023 - Referred to Com. on TRANS. | 05/26/2023 - Assembly TRANS. | | | Low | Other |
| SB 48 | Becker | Building Energy Savings Act. | 5/18/2023 | 05/25/2023 - In Assembly. Read first time. Held at Desk. | 05/24/2023 - Assembly DESK | | | Low | Other |
| SB 69 | Cortese | California Environmental Quality Act: local agencies: filing of notices of determination or exemption. | 5/18/2023 | 05/30/2023 - Read third time. Passed. (Ayes 40. Noes 0.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | | Low | Other |
| SB 72 | Skinner | Budget Act of 2023. | | 01/11/2023 - From printer. | 01/10/2023 - Senate BUDGET & F.R. | | | High | Other |
| SB 84 | Gonzalez | Air quality programs: funding. | 5/18/2023 | 05/22/2023 - Read second time. Ordered to third reading. | 05/22/2023 - Senate THIRD READING | | | Low | Other |
| SB 258 | Roth | General aviation airports: funding needs assessment. | 3/15/2023 | 05/25/2023 - Read third time. Passed. (Ayes 40. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk. | 05/25/2023 - Assembly DESK | | | Low | Other |

| Bill # | Author | Subject | Last Amended | Last Status - As of 5/31/2023 | Location | Notes | Position | Priority (Low/Medium/High) | Category |
|---------------------------|------------------|--|--------------|--|-----------------------------------|-------------|------------------|--|---------------------|
| SB 291 | Newman | Pupil rights: recess. | 5/18/2023 | 05/22/2023 - Read second time. Ordered to third reading. | 05/22/2023 - Senate THIRD READING | | | Low | Other |
| SB 312 | Wiener | State highways: true warm mix asphalt. | 3/14/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 2/15/2023)(May be acted upon Jan 2024) | 04/28/2023 - Senate 2 YEAR | 2-Year Bill | | Medium | Other |
| SB 394 | Gonzalez | Master Plan for Healthy, Sustainable, and Climate-Resilient Schools. | 4/27/2023 | 05/23/2023 - In Assembly. Read first time. Held at Desk. | 05/22/2023 - Assembly DESK | | | Low | Other |
| SB 397 | Wahab | Safety roadside rests: electric vehicle service equipment. | 3/22/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was TRANS. on 3/29/2023)(May be acted upon Jan 2024) | 04/28/2023 - Senate 2 YEAR | 2-Year Bill | | Medium | Other |
| SB 411 | Portantino | Open meetings: teleconferences: neighborhood councils. | 4/24/2023 | 05/26/2023 - Referred to Com. on L. GOV. | 05/26/2023 - Assembly L. GOV. | | | Medium | Other |
| SB 529 | Gonzalez | Electric vehicle sharing services: affordable housing facilities. | 4/18/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/8/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | Other |
| SB 537 | Becker | Open meetings: multijurisdictional, cross-county agencies: teleconferences. | 4/24/2023 | 05/30/2023 - Read third time. Urgency clause adopted. Passed. (Ayes 32. Noes 8.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | Support | Medium | Other |
| SB 670 | Allen | State Air Resources Board: vehicle miles traveled: maps. | 4/27/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/8/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | Other |
| SB 768 | Caballero | California Environmental Quality Act: vehicle miles traveled: statement of overriding consideration. | 3/22/2023 | 04/28/2023 - Failed Deadline pursuant to Rule 61(a)(2). (Last location was E.Q. on 3/29/2023)(May be acted upon Jan 2024) | 04/28/2023 - Senate 2 YEAR | 2-Year Bill | Work with Author | Medium | Other |
| SB 781 | Stern | Methane emissions: natural gas producing low methane emissions. | 5/1/2023 | 05/30/2023 - Read third time. Passed. (Ayes 29. Noes 5.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | | Low | Other |
| SB 823 | Smallwood-Cuevas | Discounted electric vehicle charging payment card competitive grant program. | 5/1/2023 | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/15/2023)(May be acted upon Jan 2024) | 05/19/2023 - Senate 2 YEAR | 2-Year Bill | | Low | Other |
| SB 849 | Stern | Air pollution: emissions from ports. | | 03/01/2023 - Referred to Com. on RLS. | 02/17/2023 - Senate RLS. | | | Medium | Other |
| SBXL1 | Jones | Motor vehicle fuel tax: greenhouse gas reduction programs: suspension. | | 03/28/2023 - From committee without further action. | 12/05/2022 - Senate RLS. | | | Low | Other |
| AB 54 | Aguiar-Curry | Department of Food and Agriculture: research funding: winegrapes: smoke exposure. | | 05/19/2023 - Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 4/19/2023)(May be acted upon Jan 2024) | 05/19/2023 - Assembly 2 YEAR | 2-Year Bill | | Low | Wildfire/Smoke/PSPS |
| SB 310 | Dodd | Prescribed fire: civil liability: cultural burns. | 4/12/2023 | 05/30/2023 - Read third time. Passed. (Ayes 40. Noes 0.) Ordered to the Assembly. | 05/30/2023 - Assembly DESK | | | Low | Wildfire/Smoke/PSPS |
| Total Active Bills | 134 | | | | | | | Low: 108 Medium: 21 High: 5 | |

AMENDED IN ASSEMBLY MAY 18, 2023

AMENDED IN ASSEMBLY MAY 1, 2023

AMENDED IN ASSEMBLY APRIL 17, 2023

AMENDED IN ASSEMBLY MARCH 23, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

ASSEMBLY BILL

No. 50

Introduced by Assembly Member Wood
(Coauthors: Assembly Members Aguiar-Curry, Berman, Connolly,
Jim Patterson, and Robert Rivas)
(Coauthors: Senators Dodd, McGuire, and Wiener)

December 5, 2022

An act to amend Section 451 of, and to add Section 783.4 to, the Public Utilities Code, relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 50, as amended, Wood. Public utilities: timely service: customer energization.

Existing law authorizes the Public Utilities Commission to fix the rates and charges for every public utility, and requires that those rates and charges be just and reasonable. Existing law requires a public utility to furnish and maintain such adequate, efficient, just, and reasonable service, instrumentalities, equipment, and facilities as are necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public. Existing law requires the commission to enforce rules governing the extension of service by electrical corporations.

This bill would additionally require a public utility to furnish and maintain timely service, instrumentalities, equipment, and facilities. The bill would require the commission, on or before January 1, 2025, to determine the criteria for timely service for electric customers, including, among other things, reasonable average energization time periods for categories of timely service and consideration of whether a customer should be credited for financial damages suffered from a significant delay, service, as specified. Until the commission determines the criteria, the bill would require each large electrical corporation, among other things, to take all practical measures to deliver electric service within 90 days of issuing a written commitment to serve for customers seeking a new connection, and within 30 days of issuing a written commitment to serve for customers seeking upgrades to an existing connection. To facilitate the achievement of the goal of timely electric service, the bill would require each large electrical corporation to evaluate and update, as necessary, its existing distribution planning process, as specified. In order to evaluate the timely performance of each large electrical corporation in meeting the energization timelines in written commitments to serve, and to inform the commission’s determination of criteria for timely service, the bill would require the commission to annually collect certain information from each large electrical corporation until new reporting requirements are established.

Under the Public Utilities Act, a violation of an order, decision, rule, direction, demand, or requirements of the commission is a crime.

Because the above-described provisions would be a part of the act, a violation of which would be a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 451 of the Public Utilities Code is
2 amended to read:

1 451. (a) All charges demanded or received by any public
2 utility, or by any two or more public utilities, for any product or
3 commodity furnished or to be furnished or any service rendered
4 or to be rendered shall be just and reasonable. Every unjust or
5 unreasonable charge demanded or received for a product or
6 commodity or service is unlawful.

7 (b) Every public utility shall furnish and maintain such adequate,
8 efficient, just, reasonable, and timely service, instrumentalities,
9 equipment, and facilities, including telephone facilities, as defined
10 in Section 54.1 of the Civil Code, as are necessary to promote the
11 safety, health, comfort, and convenience of its patrons, employees,
12 and the public.

13 (c) All rules made by a public utility affecting or pertaining to
14 its charges or service to the public shall be just and reasonable.

15 SEC. 2. Section 783.4 is added to the Public Utilities Code, to
16 read:

17 783.4. (a) On or before January 1, 2025, the commission shall
18 determine the criteria for timely service for electric customers, as
19 required pursuant Section 451. The criteria shall include, but are
20 not limited to, all of the following:

21 (1) Categories of timely electric service, including, but not
22 limited to, all of the following:

23 (A) The timely start of service for new connections after a
24 customer has submitted a request.

25 (B) The timely fulfillment of requests for increased load from
26 existing connections after a customer has submitted a request for
27 increased load.

28 (C) Project exceptions that justify unique or extended
29 energization timelines. These may include, but are not limited to,
30 projects requiring substantial upstream capacity upgrades or
31 substation upgrades, unanticipated engineering or construction
32 work, or projects requiring energization of significant,
33 unanticipated new load.

34 (2) Establishing reasonable average energization time periods
35 for each category of timely service identified pursuant to paragraph
36 (1).

37 (3) Establishing annual reporting requirements for the large
38 electrical corporations to report customer energization projects in
39 order to evaluate the large electrical corporations fulfillment of
40 timely electric service.

1 ~~(4) Consideration of whether a customer should be credited,~~
 2 ~~using nonratepayer funds, for financial damages suffered from a~~
 3 ~~significant delay to committed energization timelines. The~~
 4 ~~commission shall establish the credit value, if it determines~~
 5 ~~customer credits are appropriate, and shall consider circumstances~~
 6 ~~where credits may be waived upon a showing by a large electrical~~
 7 ~~corporation that unanticipated events, or events outside of the large~~
 8 ~~electrical corporation’s control, occurring after the date of the~~
 9 ~~written commitment to serve, justify the delay.~~

10 (5)

11 (4) Annually convening a public workshop of interested parties
 12 and experts in customer energization, including representatives
 13 from local governments, to examine existing workflows and to
 14 propose improvements to planning, timelines, processes, and
 15 customer communication and education, as well as criteria for
 16 determining timely service. The workshops shall inform the
 17 commission in its determination of the criteria for timely service
 18 for electric customers, as well as any subsequent revisions to
 19 established criteria.

20 (b) Until the commission determines the criteria for timely
 21 service of electric customers pursuant to subdivision (a), all of the
 22 following shall apply:

23 (1) For customers seeking a new connection, each large electrical
 24 corporation shall take all practical measures to deliver electric
 25 service within 90 days of issuing a written commitment to serve.

26 (2) For customers seeking upgrades to an existing connection,
 27 each large electrical corporation shall take all practical measures
 28 to deliver electric service within 30 days of issuing a written
 29 commitment to serve.

30 (3) Each large electrical corporation shall respond to the
 31 customer in writing within 30 days of receipt of a request for
 32 service.

33 (4) A written response to a request for service shall state whether
 34 the large electrical corporation will deliver service or not.

35 (5) A written response to a request for service shall state the
 36 anticipated date on which new or upgraded service will be
 37 completed, consistent with the timelines established pursuant to
 38 this subdivision, and the circumstances that may lead to a delay
 39 in the committed timeline offered.

1 (c) (1) To facilitate achievement of the goal of timely electric
2 service, each large electrical corporation shall evaluate and update,
3 as necessary, its existing distribution planning processes to ensure
4 that the projected demand for a given planning cycle closely
5 matches the actual demand for new or additional service.

6 (2) To improve the accuracy of projected demand, each large
7 electrical corporation shall have biannual meetings with the
8 relevant county staff for each interested county in its service
9 territory, which is presumed to include chief administrative officers,
10 planning directors, public works directors, chief building officials,
11 and economic development officials, to discuss existing capacity,
12 planned capacity upgrades, projected demand, significant delays
13 in customer energization in the county, and distribution planning.

14 (3) To reduce costs and increase the pace and scale of local
15 projects intended to meet state, regional, and local housing and
16 economic development objectives, each large electrical corporation
17 shall share information with local governments during the biannual
18 meetings pursuant to paragraph (2), the commission, and the
19 Energy Commission about those areas where existing capacity
20 either exists or could be easily added, and where existing capacity
21 is planned to be added, within the distribution system to meet those
22 objectives.

23 (d) (1) In order to evaluate the timely performance of each large
24 electrical corporation in meeting the energization timelines
25 established pursuant to subdivision (b) in written commitments to
26 serve, and to inform the commission's determination of criteria
27 for timely service pursuant to subdivision (a), the commission shall
28 annually collect the following information from each large
29 electrical corporation in the form of a report:

30 (A) The number of submitted requests for new customer
31 connections and upgraded service during the prior year.

32 (B) The number of completed requests for new customer
33 connections and upgraded service during the prior year.

34 (C) The number of pending and uncompleted requests for new
35 customer connections and upgraded service at the end of the prior
36 year.

37 (D) The number of days between requests for new customer
38 connections or upgraded service and final service delivery.

1 (E) The number of completed requests for new customer
2 connections and upgraded service that met the timelines established
3 in subdivision (b), and the number that did not.

4 (F) A summary of circumstances that lead to delays in projects
5 that did not meet the timelines established in subdivision (b). The
6 commission shall determine whether a general summary is
7 sufficient or if a summary for each delayed project is necessary.

8 (G) A summary of recorded spending on customer connections
9 and service upgrades compared to the amounts authorized for these
10 activities for that year in the most recent general rate case.

11 (H) Any other information requested by the commission to
12 evaluate the status of customer connections.

13 (2) This subdivision shall apply only to energization of
14 customers and does not include interconnection of generation
15 resources to either the distribution or transmission grid.

16 (3) The reporting requirement in this subdivision shall become
17 inoperative once the commission establishes new reporting
18 requirements for monitoring timely electric service pursuant to
19 paragraph (3) of subdivision (a).

20 SEC. 3. No reimbursement is required by this act pursuant to
21 Section 6 of Article XIII B of the California Constitution because
22 the only costs that may be incurred by a local agency or school
23 district will be incurred because this act creates a new crime or
24 infraction, eliminates a crime or infraction, or changes the penalty
25 for a crime or infraction, within the meaning of Section 17556 of
26 the Government Code, or changes the definition of a crime within
27 the meaning of Section 6 of Article XIII B of the California
28 Constitution.

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AMENDED IN ASSEMBLY APRIL 17, 2023

AMENDED IN ASSEMBLY MARCH 21, 2023

AMENDED IN ASSEMBLY MARCH 1, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

ASSEMBLY BILL

No. 99

**Introduced by Assembly Member Connolly
(Coauthors: Assembly Members Bauer-Kahan, Kalra, Jackson,
Ting, Weber, and Wilson)**

January 9, 2023

An act to add Article 16.8 (commencing with Section 13178) to Chapter 2 of Division 7 of the Food and Agricultural Code, relating to pesticides.

LEGISLATIVE COUNSEL'S DIGEST

AB 99, as amended, Connolly. Department of Transportation: state roads and highways: integrated pest management.

Existing law vests the Department of Transportation with possession and control of the state highway system and associated property. Existing law prohibits each state agency that has responsibility for roadside vegetation control operations on, or along, a roadway, including a state highway, from conducting a roadside vegetation control operation on a portion of the roadway for which a property owner has made a request for information related to the roadside vegetation control operation until certain conditions are satisfied, as specified.

This bill would require the Department of Transportation to ~~adopt~~ *adopt, on or before January 1, 2025*, a statewide policy to use integrated pest management, as defined, on state roads and highways, as specified, and to implement the statewide policy in *cities or counties* that have

adopted integrated pest management approaches to road-side vegetation management. The bill would require the Department of Transportation, in developing the statewide policy, to consult with the Department of Pesticide Regulation and the University of California Statewide Integrated Pest Management Program. The bill would require the Department of Transportation, when operating in a *city or a county* that has a more restrictive approach than the statewide policy, to the extent feasible, to operate in a manner consistent with the approach mandated by the *city or the county*. The bill would require the Department of Transportation, on or before December 31, ~~2024~~, 2025, and annually thereafter, to make ~~publically~~ *publicly* available on its internet website the amount, location, and type of pesticides, and the pesticide formulation, by *city and county*, it uses, and, at least 24 hours before applying a pesticide, would require the Department of Transportation to provide on its internet website and mobile ~~application~~ *application*, and through any other means of communication deemed appropriate by the applicable state transportation district, information on when and where it plans to apply the pesticide.

Under existing law, a violation of certain provisions and regulations related to pesticides is a misdemeanor punishable by a fine of not less than \$5,000 and not more than \$50,000, or by imprisonment of not more than 6 months, or by both the fine and imprisonment.

Because a violation of this bill's requirements would be a crime subject to the provision above, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. Article 16.8 (commencing with Section 13178)
- 2 is added to Chapter 2 of Division 7 of the Food and Agricultural
- 3 Code, to read:

1 Article 16.8. Integrated Pest Management on State Roads and
2 Highways

3
4 13178. For purposes of this article, “integrated pest
5 management” means an ecosystem-based strategy that focuses on
6 long-term prevention of pests or their damage through a
7 combination of techniques, such as biological controls, habitat
8 manipulation, modification of cultural practices, and use of resistant
9 varieties, through which pesticides are used only after monitoring
10 indicates they are needed according to established guidelines,
11 treatments are made with the goal of removing only the target
12 organism, and pest control materials are selected and applied in a
13 manner that minimizes risks to human health, beneficial and
14 nontarget organisms, and the environment.

15 13178.1. (a) It is the policy of the state that effective least
16 harmful pest management practices should be the preferred method
17 of managing pests on state roads and highways and that the state
18 should take the necessary steps to facilitate the adoption of effective
19 least harmful pest management practices on state roads and
20 highways.

21 (b) It is the intent of the Legislature that all Department of
22 Transportation personnel who apply herbicides or pesticides on
23 state roads and highways be trained in integrated pest management
24 and the safe use of herbicides and pesticides in relation to the
25 unique nature of state roads and highways.

26 13178.2. (a) ~~The~~ *On or before January 1, 2025, the*
27 Department of Transportation shall adopt a statewide policy to use
28 integrated pest management on state roads and highways.

29 (b) In developing the statewide policy, the Department of
30 Transportation shall consult with the Department of Pesticide
31 Regulation and the University of California Statewide Integrated
32 Pest Management Program.

33 (c) The statewide policy shall do all of the following:

34 (1) Restrict pesticide use to the least harmful product and
35 application method.

36 (2) To the maximum extent feasible, require that any pesticide
37 used be biodegradable, derived from natural sources, and be used
38 for a limited time.

39 (3) Prohibit the use of pesticides, except in any of the following
40 circumstances:

1 (A) Where no alternative vegetation management method has
2 been proven effective.

3 (B) ~~During a state of emergency, as defined in Section 8558 of~~
4 ~~the Government Code, relating to wildfire if the roadside spraying~~
5 ~~of pesticides is being performed solely~~ *In high-fire severity areas,*
6 *as identified by the Department of Transportation, in consultation*
7 *with the Department of Forestry and Fire Protection, for purposes*
8 of preventing, combating, or mitigating the risk of wildfire.

9 (C) For the eradication of invasive plant species or habitat
10 restoration, but only if the use of nonchemical methods for
11 prevention and management, such as physical, mechanical, cultural,
12 and biological controls, are infeasible.

13 (d) The Department of Transportation shall implement the
14 statewide policy in *cities and counties* that have adopted integrated
15 pest management approaches to ~~road-side~~ *roadside* vegetation
16 management.

17 (e) When operating in a *city or a county* that has a more
18 restrictive approach than the statewide policy, the department shall,
19 to the extent feasible, operate in a manner consistent with the
20 approach mandated by the *city or the county*.

21 13178.4. (a) The Department of Transportation shall, on or
22 before December 31, ~~2024,~~ 2025, and annually thereafter, make
23 ~~publically~~ *publicly* available on its internet website the amount,
24 location, and type of pesticides, and the pesticide formulation, by
25 *city and county*, used by the Department of Transportation.

26 (b) The Department of Transportation shall, at least 24 hours
27 before applying a pesticide, provide on its internet website and
28 ~~mobile-application~~ *application, and through any other means of*
29 *communication deemed appropriate by the applicable state*
30 *transportation district*, information on when and where it plans to
31 apply the pesticide.

32 SEC. 2. No reimbursement is required by this act pursuant to
33 Section 6 of Article XIII B of the California Constitution because
34 the only costs that may be incurred by a local agency or school
35 district will be incurred because this act creates a new crime or
36 infraction, eliminates a crime or infraction, or changes the penalty
37 for a crime or infraction, within the meaning of Section 17556 of
38 the Government Code, or changes the definition of a crime within

1 the meaning of Section 6 of Article XIII B of the California
2 Constitution.

O

AMENDED IN ASSEMBLY APRIL 12, 2023

AMENDED IN ASSEMBLY MARCH 9, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

ASSEMBLY BILL

No. 593

Introduced by Assembly Member Haney

February 9, 2023

An act to add Section 25403.7 to the Public Resources Code, relating to energy.

LEGISLATIVE COUNSEL'S DIGEST

AB 593, as amended, Haney. Carbon emission reduction strategy: building sector.

Existing law requires the State Energy Resources Conservation and Development Commission, by January 1, 2021, to assess the potential for the state to reduce the emissions of greenhouse gases from the state's residential and commercial building stock by at least 40% below 1990 levels by January 1, 2030. Existing law requires the commission to include in the 2021 edition of the integrated energy policy report and all subsequent integrated energy policy reports a report on the emissions of greenhouse gases associated with the supply of energy to residential and commercial buildings. Existing law requires the commission to establish the Equitable Building Decarbonization Program that includes a direct install program and a statewide incentive program for low-carbon building technologies.

Existing law establishes the policy of the state to achieve net zero greenhouse gas emissions as soon as possible, but no later than 2045, and to ensure that, by 2045, statewide anthropogenic greenhouse gas

emissions are reduced to at least 85% below the statewide greenhouse gas emissions in 1990.

This bill would require the commission, on or before June 1, 2024, to identify an emission reduction strategy, with milestones, for the building sector to support achieving those carbon emissions reduction goals, as provided. The bill would require the commission, on or before July 1, 2025, to implement the emission reduction strategy as a part of the Equitable Building Decarbonization Program and to take certain actions for purposes of implementing the strategy.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 25403.7 is added to the Public Resources
2 Code, to read:
3 25403.7. (a) On or before June 1, 2024, the commission shall
4 identify an emission reduction strategy, with milestones, for the
5 building sector to support achieving the carbon emissions reduction
6 goals set forth in Section 38562.2 of the Health and Safety Code
7 by 2045.
8 (b) The emission reduction strategy shall do all of the following:
9 (1) Maximize workforce development.
10 (2) Provide clear market signals to appliance manufacturers and
11 installers.
12 (3) ~~Lessen~~ *Minimize* impacts on ratepayers.
13 (4) Support extreme heat goals.
14 (5) Reduce barriers for low-income individuals.
15 (6) Identify how to deploy zero-emission ~~bidirectional~~ *air*
16 ~~conditioning~~ *home heating and cooling technologies, including*
17 *bidirectional heat pumps*, to meet the needs of communities
18 impacted by climate change and extreme weather events.
19 (c) On or before July 1, 2025, the ~~emissions~~ *commission*
20 shall implement the emission reduction strategy developed pursuant
21 to subdivision (a) as a part of the Equitable Building
22 Decarbonization Program established pursuant to Article 5
23 (commencing with Section 25665) of Chapter 7.6.
24 (d) On or before July 1, 2025, the commission shall take actions
25 specified in subdivision (b) of Section 25235 for purposes of

- 1 implementing the emission reduction strategy developed pursuant
- 2 to subdivision (a).

O

AMENDED IN SENATE MAY 18, 2023

AMENDED IN SENATE MAY 2, 2023

AMENDED IN SENATE MARCH 14, 2023

SENATE BILL

No. 410

Introduced by Senator Becker

February 9, 2023

An act to add Article 14 (commencing with Section 930) to Chapter 4 of Part 1 of Division 1 of the Public Utilities Code, relating to electricity.

LEGISLATIVE COUNSEL'S DIGEST

SB 410, as amended, Becker. Powering Up Californians Act.

Existing law vests the Public Utilities Commission (PUC) with regulatory authority over public utilities, including electrical corporations. Existing law requires the State Energy Resources Conservation and Development Commission, in collaboration with the State Air Resources Board, the PUC, and other relevant stakeholders, to annually gather from state agencies, as provided, specified entities' fleet data for on-road and off-road vehicles in the medium- and heavy-duty sectors and share that data with electrical corporations to help inform electrical grid planning efforts, as specified. Existing law requires electrical corporations, as part of their distribution planning processes, to consider that produced fleet data, and other available data, to facilitate the readiness of their distribution systems to support the state's anticipated level of electric vehicle charging, as specified.

This bill, the Powering Up Californians Act, ~~would require the PUC to establish a working group on or before March 1, 2024, as provided, to, among other things, propose processes that would improve the ability~~

~~of electrical corporations to be informed well in advance of needed increases in distribution system capacity for future housing developments, building electrification, electric vehicle charging infrastructure, and other activities that require increased distribution system capacity. The bill would require the PUC to establish, on or before September 30, 2024, reasonable average and maximum target energization time periods, as defined, and certain reporting requirements so that electrical corporation performance can be tracked and improved, as provided. The bill would require the PUC to require the electrical corporation to take any remedial actions necessary to achieve the PUC's targets and would require all reports to be publicly available, among other reporting requirements.~~

The bill would require, as part of each report and in each general rate case application, each electrical corporation to include a detailed analysis of its current qualified staffing level and future required qualified staffing level for each job classification, as specified, among other requirements related to staffing and apprentice training. ~~The bill would, among other requirements placed on electrical corporations, require each electrical corporation's~~ *an electrical corporation to consider, in its annual evaluation and planning for distribution circuit upgrade needs to consider the transportation and building electrification policies of state law, and state agency, local agency, and local government plans and requirements related to transportation and building electrification. distribution planning process, certain standards, plans, regulations, policies, and requirements.* The bill would require the commission to ensure that electrical corporations have sufficient and timely recovery of costs, as specified. If requested by the electrical corporation, the bill would require the commission to authorize the use of a one-way balancing account mechanism or other mechanism that, among other things, authorizes electrical corporations to track costs for energization projects ~~more frequently than the 4-year general rate case cycle.~~ *that exceed those included in the electrical corporation's annual authorized revenue requirement for energization, as specified.*

Under the Public Utilities Act, a violation of an order, decision, rule, direction, demand, or requirement of the commission is a crime.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Article 14 (commencing with Section 930) is
2 added to Chapter 4 of Part 1 of Division 1 of the Public Utilities
3 Code, to read:

4
5 Article 14. Powering Up Californians
6

7 930. This act shall be known, and may be cited, as the Powering
8 Up Californians Act.

9 931. For purposes of this article, the following definitions
10 apply:

11 (a) “Electrification” means any new, expanded, or change in
12 use of electricity related to the policies described in Section 933,
13 including, but not limited to, in the industrial, commercial,
14 agricultural, housing, or transportation sectors.

15 (b) “Energization” and “energize” mean connecting new
16 customers to the electrical distribution *or transmission* grid,
17 establishing adequate electrical distribution capacity to provide
18 service for a new customer, or upgrading electrical distribution *or*
19 *transmission* capacity to provide upgraded service to an existing
20 customer. “Energization” and “energize” do not include activities
21 related to connecting electricity supply resources.

22 (c) “Energization time period” means the elapsed time beginning
23 when the electrical corporation receives a substantially complete
24 energization project application and ending when the electric
25 service is installed and energized.

26 932. The Legislature finds and declares all of the following:

27 (a) It is the policy of the state to reach carbon neutrality no later
28 than 2045 and to maintain net negative emissions of greenhouse
29 gases after 2045. To meet these ~~goals~~, *goals and federal, state,*
30 *regional, and local air quality and decarbonization standards,*
31 *plans, and regulations*, projections from the commission and the
32 Energy Commission show the need for a large increase in both the
33 quantity of electricity used and the functions for which electricity
34 will be used.

1 (b) To meet these decarbonization ~~goals~~, *goals and federal,*
2 *state, regional, and local air quality and decarbonization*
3 *standards, plans, and regulations*, the state's electrical distribution
4 systems must be substantially upgraded, new customers must
5 promptly connect to the electrical distribution system and existing
6 customers must have their service level promptly upgraded.

7 (c) There are many reports of large housing developments that
8 are unable to be promptly energized. California has an urgent need
9 to increase its supply of housing, requiring both new electrical
10 distribution capacity and the prompt energization of new housing.

11 (d) There are many reports of individual customers who are
12 unable to have their electrical service promptly upgraded *or*
13 *energized* and ~~electric vehicle~~ charging stations *for light-duty,*
14 *medium-duty, and heavy-duty vehicles and off-road vehicles,*
15 *vessels, trains, and equipment* that are unable to be promptly
16 energized. These delays may inhibit the state's ability to meet its
17 decarbonization ~~goals~~: *goals and federal, state, regional, and local*
18 *air quality and decarbonization standards, plans, and regulations.*

19 (e) To improve the speed at which energization and service
20 upgrades are performed, electrical corporations that distribute
21 electricity must improve their advance planning, engineering, and
22 construction of increased distribution system capacity.

23 (f) Electrifying transportation and buildings may put downward
24 pressure on rates by spreading fixed costs over more kilowatthours
25 of usage.

26 (g) Delays in energization, including service upgrades, are costly
27 both to the customers awaiting service and to other customers
28 deprived of the downward pressure on rates.

29 (h) To carry out the planning, engineering, and construction of
30 electrical distribution systems needed to promptly serve customers,
31 electrical corporations that distribute electricity must recruit, train,
32 and retain an adequately sized, qualified workforce.

33 (i) The commission should establish target deadlines for utilities
34 that distribute electricity to energize new customers and upgrade
35 the service of existing customers.

36 (j) The commission should establish reporting requirements for
37 electrical corporations that distribute electricity to report the extent
38 to which they comply with the target deadlines and the reasons for
39 their noncompliance.

1 933. It is the policy of the state that electrical corporations do
2 all of the following:

3 (a) Upgrade the state’s electrical distribution systems as needed
4 and in time to achieve the state’s decarbonization goals and
5 ~~implement state agency plans to meet those goals: federal, state,~~
6 ~~regional, and local air quality and decarbonization standards,~~
7 ~~plans, and regulations.~~

8 (b) Conduct sufficient advance planning, engineering, and
9 construction of increased distribution system capacity so that
10 customers can be energized without substantial delay.

11 (c) Promptly energize new customers, including by ensuring
12 that new housing, new businesses, and new ~~electric vehicle~~
13 ~~charging stations~~ *charging, including bidirectional charging, for*
14 *light-duty, medium-duty, and heavy-duty vehicles and off-road*
15 *vehicles, vessels, trains, and equipment* can be used without delay
16 caused by a failure of the utility to implement energization projects.

17 (d) Promptly upgrade service when requested by customers.

18 (e) Recruit, train, and retain an adequately sized and qualified
19 workforce to carry out the planning, engineering, and construction
20 of electrical distribution systems needed to promptly serve
21 customers seeking energization and service upgrades without
22 sacrificing other necessary activities of the workforce.

23 ~~934. (a) On or before March 1, 2024, the commission shall~~
24 ~~establish a working group consisting of interested parties, including~~
25 ~~representatives of electrical corporations, labor organizations whose~~
26 ~~members engineer and construct energization projects, developers~~
27 ~~who submit applications for energization, and others with relevant~~
28 ~~expertise and experience to do all of the following:~~

29 ~~(1) Provide advice regarding the development of the~~
30 ~~requirements described in subdivision (b).~~

31 ~~(2) Propose processes that would improve the ability of electrical~~
32 ~~corporations to be informed well in advance of needed increases~~
33 ~~in distribution system capacity for future housing developments,~~
34 ~~building electrification, electric vehicle charging infrastructure,~~
35 ~~and other activities that require increased distribution system~~
36 ~~capacity.~~

37 ~~(3) Explore options and opportunities to reduce energization~~
38 ~~time periods.~~

39 ~~(b)~~

1 934. (a) On or before September 30, 2024, the commission
2 shall do both of the following:

3 (1) Establish reasonable average and maximum target
4 energization time periods. The targets shall ensure that work is
5 completed in a manner that minimizes delay in meeting the date
6 requested by the customer to the greatest extent possible and
7 prioritizes work in a manner consistent with Sections 932 and 933.
8 The targets may vary depending on the complexity and magnitude
9 of the work required and uncertainties regarding the readiness of
10 the customer project needing energization. The targets may also
11 recognize any factors beyond the electrical corporation’s control.

12 (2) Establish requirements for ~~a~~ an electrical corporation to
13 report to the commission, at least annually, so that electrical
14 corporation performance can be tracked and improved. Electrical
15 corporation reporting shall include the average, median, and
16 standard deviation time between receiving an application for
17 energizing the electrical service, explanations for energization time
18 periods that exceed the target maximum for energization projects,
19 constraints and obstacles to each type of energization such as
20 funding limitations, qualified staffing availability, or equipment
21 availability, and any other information required by the commission.

22 ~~(e)~~

23 (b) If energization time periods exceed the commission’s target
24 averages or if the electrical corporation has a substantial number
25 of energization projects that exceed the commission’s target
26 maximums, the electrical corporation shall include in its report
27 pursuant to paragraph (2) of subdivision ~~(b)~~ (a) a strategy for
28 meeting the targets in the future.

29 ~~(d)~~

30 (c) Electrical corporations shall report anonymized or averaged
31 data to the extent necessary to prevent identifying individual
32 customers. The commission shall require all reports to be publicly
33 available.

34 ~~(e)~~

35 (d) The commission shall require the electrical corporation to
36 take any remedial actions necessary to achieve the commission’s
37 targets.

38 935. (a) As part of each report required pursuant to paragraph
39 (2) of subdivision ~~(b)~~ (a) of Section 934, and in each general rate
40 case application, each electrical corporation shall include a detailed

1 analysis of its current qualified staffing level and future required
2 qualified staffing level for each job classification needed to be
3 consistent with the findings and achieve the policies and
4 requirements of this article.

5 (b) The commission shall require each electrical corporation to
6 have adequate qualified staffing needed to be consistent with the
7 findings and achieve the policies and requirements of this article.

8 (c) For job classifications that have apprentice training
9 requirements, the commission shall require each electrical
10 corporation to maintain a pipeline of apprentices sufficient to meet
11 future qualified staffing needs, subject to any limitations based on
12 safe staffing ratios.

13 936. In addition to the requirements of Section 740.21, the
14 commission shall require ~~each electrical corporation's annual~~
15 ~~evaluation and planning for distribution circuit upgrade needs to~~
16 ~~consider the~~ *an electrical corporation to do both of the following:*

17 (a) *Consider, in its annual distribution planning process, all of*
18 *the following:*

19 (1) *Federal, state, regional, and local air quality and*
20 *decarbonization standards, plans, and regulations.*

21 (2) *The transportation and building electrification policies of*
22 *state law, and state law.*

23 (3) *State agency, local agency, and local government plans and*
24 *requirements related to transportation and building electrification.*

25 (b) *Adopt and implement plans to meet the energization time*
26 *periods established pursuant to paragraph (1) of subdivision (a)*
27 *of Section 934.*

28 937. (a) The commission shall ensure that electrical
29 corporations have sufficient and timely recovery of costs to be
30 consistent with the findings and achieve the policies and
31 requirements of this article, including for emergent electrification
32 projects.

33 (b) If requested by the electrical corporation, the commission
34 shall authorize the use of a one-way balancing account mechanism
35 or other mechanism that does all of the following:

36 (1) ~~Authorizes electrical corporations to track costs for~~
37 ~~energization projects on a more frequent basis than solely the~~
38 ~~four-year general rate case cycle. that exceed those included in the~~
39 *electrical corporation's annual authorized revenue requirement*

1 *for energization, as established in the electrical corporation's*
2 *general rate case.*

3 (2) Requires the commission to establish an annual cap on the
4 amount that each electrical corporation can ~~track~~ *recover* within
5 the ~~account that exceeds those included in the electrical~~
6 ~~corporation's annual authorized revenue requirement for~~
7 ~~energization, as established in the electrical corporation's general~~
8 ~~rate case.~~ *account.*

9 (3) Requires the commission to authorize the recovery of costs
10 tracked within the account *through an annual rate adjustment* if
11 the costs are just and reasonable. *The commission may authorize*
12 *annual recovery of costs subject to refund after it reviews the*
13 *reasonableness of costs in the general rate case or another*
14 *proceeding.*

15 (4) Requires only costs associated with energization to be
16 included in the account.

17 SEC. 2. No reimbursement is required by this act pursuant to
18 Section 6 of Article XIII B of the California Constitution because
19 the only costs that may be incurred by a local agency or school
20 district will be incurred because this act creates a new crime or
21 infraction, eliminates a crime or infraction, or changes the penalty
22 for a crime or infraction, within the meaning of Section 17556 of
23 the Government Code, or changes the definition of a crime within
24 the meaning of Section 6 of Article XIII B of the California
25 Constitution.

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BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Margaret Abe-Koga and Members
of the Legislative Committee

From: Philip M. Fine
Executive Officer/APCO

Date: June 7, 2023

Re: State Legislative Budget Update

RECOMMENDED ACTION

None; presentation only.

BACKGROUND

On January 10, 2023, Governor Newsom released his initial proposal for the fiscal year (FY) 2023-24 Budget. On May 12, 2023, the Governor released the May Revision (May Revise) to the proposed 2023-24 Budget. The Senate and Assembly must vote on and pass their proposed budget bill – which as of this writing, has yet to be introduced – by June 15, 2023, to meet the state’s constitutional deadline. Prior to the Assembly and Senate voting on a budget bill, the bill must be in print for 72 hours, or no later than June 12, 2023. The budget bill must be signed by the Governor by July 1, 2023.

DISCUSSION

Staff will provide an update to the Legislative Committee (Committee) on activities related to the budget. Attached is a table of programs significant to the Air District, along with budget data from the previous year.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine
Executive Officer/APCO

Prepared by: Alan Abbs
Reviewed by: Philip M. Fine

ATTACHMENTS:

1. Budget Table Current vs Previous Years - As of June 1, 2023

| Program | FY 22/23 Approved Budget, Trailer Bills, and Addendum | FY 23/24 Proposed Budget (January) AB 221 (Ting) | FY 23/24 Proposed Budget (May Revise) |
|---|--|---|---|
| AB 617 - Implementation | \$50M | \$300M | \$50M |
| AB 617 - Incentives | \$240M | | \$195M |
| AB 617 - Community Grants | \$10M | | \$5M |
| AB 617 - Additional (CERP) | \$10M | | \$0 |
| Clean Vehicle Rebate | \$0 | \$0 | \$0 |
| Clean Truck & Bus | \$600M | \$315M | \$315M |
| Ag Diesel Engine Replacement | \$150M | \$0 | \$0 |
| Clean Cars For All/School Bus/Equity | \$256M | \$325M | \$155M |
| Resilience Centers | \$85M | \$0* | \$0 |
| Prescribed Fire | \$2M | \$2M | \$2M |
| Carl Moyer Program | \$130M | \$130M | \$130M |
| Zero-Emission Lawn and Garden | \$0 | \$0 | \$0 |
| Woodstove Replacement | \$5M | \$0 | \$0 |
| Port and Freight Goods Movement Infrastructure | \$600M | \$200M | \$200M |
| ZEV Drayage/Transit Bus/School Bus | \$280M | \$500M | \$227M |
| Long Duration Energy Storage | \$140M | \$190M | \$190M |
| Residential Decarbonization | \$112M | \$665M | \$345M |
| Commercial Harbor Craft | \$60M | \$40M | \$0 |

* \$85M funding delayed
until FY 2024-25

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Margaret Abe-Koga and Members
of the Legislative Committee

From: Philip M. Fine
Executive Officer/APCO

Date: June 7, 2023

Re: Air District-Sponsored Bills

RECOMMENDED ACTION

None; presentation only.

BACKGROUND

The Air District is sponsoring the following bills:

- Assembly Bill (AB) 536 (Wilson) – Bay Area Air Quality Management Advisory Council: compensation.
- AB 1465 (Wicks) – Nonvehicular air pollution: civil penalties.

The Air District is co-sponsoring the following bills:

- AB 953 (Connolly and Hart) – Coastal resources: voluntary vessel speed reduction and sustainable shipping program.
- AB 1609 (Garcia) – Air pollution: motor vehicle registration: pollution reduction.

DISCUSSION

Staff will provide the Legislative Committee (Committee) with a summary and status of Air District sponsored and co-sponsored bills.

AB 536 (Wilson) – Bay Area Air Quality Management Advisory Council: compensation. CapitolTrack Summary: Current law establishes the Bay Area Air Quality Management District, which is vested with the authority to regulate air emissions located in the boundaries of the Counties of Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, and Santa Clara and portions of the Counties of Solano and Sonoma. Existing law establishes a district board (bay district board) to govern the district. Current law also establishes the Bay Area

Air Quality Management Advisory Council, which is appointed by the bay district board, to advise and consult with the bay district board and the bay district air pollution control officer, as provided. Current law requires council members to serve without compensation, but authorizes actual expenses incurred in the discharge of their duties. This bill would repeal the compensation prohibition and would instead authorize each council member to receive actual and necessary expenses incurred in the discharge of their duties.

Current Status: This bill passed through the Assembly fully on consent in the Assembly Natural Resources Committee and on the Assembly Floor. The bill has been referred to the Senate Environmental Quality Committee and is set to be heard on June 7, 2023.

AB 953 (Connolly and Hart) – Coastal resources: voluntary vessel speed reduction and sustainable shipping program.

CapitolTrack Summary: Existing law establishes the Ocean Protection Council in state government to, among other things, establish policies to coordinate the collection, evaluation, and sharing of scientific data related to coastal and ocean resources among agencies. Existing law requires the council to develop and implement a voluntary sustainable seafood promotion program for the state, to consist of specified components, including a competitive grant and loan program for eligible entities, including, but not limited to, fishery groups and associations, for the purpose of assisting California fisheries in qualifying for certification to internationally accepted standards for sustainable seafood. This bill would require the council, on or before January 1, 2026, in coordination and in consultation with various entities, including the State Air Resources Board, to implement a statewide voluntary vessel speed reduction and sustainable shipping program for the California coast in order to reduce air pollution, the risk of fatal vessel strikes on whales, and harmful underwater acoustic impacts. The bill would require the program to expand a certain existing program and would authorize the program to include specified components, including incentives to program participants based on a percentage of distance traveled by a participating vessel at a reduced speed, as provided. The bill would limit application of the program to vessels that are 300 gross tons or greater. The bill would require the council, on or before December 31, 2026, to submit a report to the Legislature regarding the implementation of the program.

Current Status: This bill was referred to the Assembly Committees on Water, Parks, and Wildlife and Natural Resources, and then to Appropriations and passed out of each committee with a favorable vote, receiving zero “no” votes. The bill was heard on the Assembly Floor on May 30, 2023, and passed with a vote of 80-0. Ordered to the Senate – this bill is currently pending referral.

AB 1465 (Wicks) – Nonvehicular air pollution: civil penalties.

CapitolTrack Summary: Current law prohibits a person from discharging from nonvehicular sources air contaminants or other materials that cause injury, detriment, nuisance, or annoyance to the public, or that endanger the comfort, repose, health, or safety of the public, or that cause, or have a natural tendency to cause, injury or damage to business or property, as specified. Current law establishes maximum civil penalties for a person who violates air pollution laws from nonvehicular sources. This bill would triple specified civil penalties, as provided, if the violation results from a discharge from a stationary source required by federal law to be included

in an operating permit program established pursuant to specified provisions of the federal Clean Air Act, the stationary source is a refinery, and the discharge contains or includes one or more toxic air contaminants, as identified by the State Air Resources Board.

Current Status: This bill was referred to the Assembly Committees on Natural Resources, Judiciary, and then to Appropriations and passed each committee with a favorable vote. As of this writing, the bill is pending a hearing on the Assembly Floor.

AB 1609 (Garcia) – Air pollution: motor vehicle registration: pollution reduction.

CapitolTrack Summary: Current law requires a registration fee to be paid to the Department of Motor Vehicles for the registration of each vehicle or trailer coach of a type subject to registration under the Vehicle Code, except those vehicles that are expressly exempted from the payment of registration fees. Current law, until January 1, 2024, increases vehicle registration fees by \$3 and requires revenues from those fees to be used, upon appropriation by the Legislature, for programs to reduce air pollution from motor vehicles. This bill would impose an additional annual \$4 charge on each motor vehicle registered in the state except those vehicles that are expressly exempted from the payment of registration fees, thereby imposing a tax. The bill would require the department to collect the charge and deposit revenues from the charge in the Air Quality Improvement Fee Fund, which the bill would create. The bill would continuously appropriate the revenues in the fund to the department for distribution to air pollution control districts and air quality management districts based upon the amount of the charges collected from motor vehicles registered within each air district, thereby creating an appropriation. The bill would require these revenues to be used for the reduction of air pollution from motor vehicles and for related planning, monitoring, enforcement, and technical studies, as specified, or for the attainment or maintenance of state or federal ambient air quality standards or the reduction of toxic air contaminant emissions from motor vehicles.

Current Status: This bill was referred to the Assembly Committee on Transportation and passed out of the Committee favorably. The bill was then referred to the Assembly Appropriations Committee where it was placed on the Suspense file and held under submission, ultimately killing the bill for the year.

As information becomes available, staff will update the Committee on additional legislative activities that the Board of Directors has previously approved or may wish to become involved with.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine
Executive Officer/APCO

Prepared by: Alan Abbs
Reviewed by: Philip M. Fine

ATTACHMENTS:

1. Bill Text - AB 536 (Wilson) - As Introduced on February 8, 2023
2. Bill Text - AB 953 (Connolly and Hart) - As Amended on May 18, 2023
3. Bill Text - AB 1465 (Wicks) - As Introduced on March 16, 2023
4. Bill Text - AB 1609 (Garcia) - As Amended on April 17, 2023

ASSEMBLY BILL

No. 536

Introduced by Assembly Member Wilson
(Coauthors: Assembly Members ~~Lee and Ortega~~) *Lee, Ortega, and*
Ting
(Coauthor: Senator Becker)

February 8, 2023

An act to repeal and add Section 40266 of the Health and Safety Code, relating to air resources.

LEGISLATIVE COUNSEL'S DIGEST

AB 536, as introduced, Wilson. Bay Area Air Quality Management Advisory Council: compensation.

Existing law establishes the Bay Area Air Quality Management District, which is vested with the authority to regulate air emissions located in the boundaries of the Counties of Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, and Santa Clara and portions of the Counties of Solano and Sonoma. Existing law establishes a district board (bay district board) to govern the district. Existing law also establishes the Bay Area Air Quality Management Advisory Council, which is appointed by the bay district board, to advise and consult with the bay district board and the bay district air pollution control officer, as provided. Existing law requires council members to serve without compensation, but authorizes actual expenses incurred in the discharge of their duties.

This bill would repeal the compensation prohibition and would instead authorize each council member to receive actual and necessary expenses incurred in the discharge of their duties. The bill would also authorize each council member to receive compensation, to be determined by the

bay district board for either attending a meeting of the council or attending a meeting, upon authorization of the bay district board, as a representative of the council.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 40266 of the Health and Safety Code is
2 repealed.

3 ~~40266. Council members shall serve without compensation,~~
4 ~~but may be allowed actual expenses incurred in the discharge of~~
5 ~~their duties.~~

6 SEC. 2. Section 40266 is added to the Health and Safety Code,
7 to read:

8 40266. (a) Each council member may receive actual and
9 necessary expenses incurred in the discharge of their duties.

10 (b) Each council member may receive compensation, to be
11 determined by the bay district board for either of the following:

- 12 (1) Attending a meeting of the council.
- 13 (2) Attending a meeting, upon authorization of the bay district
14 board, as a representative of the council.

15
16 _____

17 **REVISIONS:**
18 **Heading—Line 2.**
19 _____

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AMENDED IN ASSEMBLY MAY 18, 2023

AMENDED IN ASSEMBLY APRIL 19, 2023

AMENDED IN ASSEMBLY MARCH 29, 2023

AMENDED IN ASSEMBLY MARCH 16, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

ASSEMBLY BILL

No. 953

Introduced by Assembly Members Connolly and Hart
(Coauthors: Assembly Members *Addis, Bennett, Davies, Dixon,*
***Muratsuchi, Pellerin, and Weber*)**
(Coauthor: Senator Blakespear)

February 14, 2023

An act to add Section 35618 to the Public Resources Code, relating to coastal resources.

LEGISLATIVE COUNSEL'S DIGEST

AB 953, as amended, Connolly. Coastal resources: voluntary vessel speed reduction and sustainable shipping program.

Existing law establishes the Ocean Protection Council in state government to, among other things, establish policies to coordinate the collection, evaluation, and sharing of scientific data related to coastal and ocean resources among agencies. Existing law requires the council to develop and implement a voluntary sustainable seafood promotion program for the state, to consist of specified components, including a competitive grant and loan program for eligible entities, including, but not limited to, fishery groups and associations, for the purpose of assisting California fisheries in qualifying for certification to internationally accepted standards for sustainable seafood.

This bill would require the council, on or before January 1, 2026, in coordination and in consultation with various entities, including the State Air Resources Board, to implement a statewide voluntary vessel speed reduction and sustainable shipping program for the California coast in order to reduce air pollution, the risk of fatal vessel strikes on whales, and harmful underwater acoustic impacts. The bill would require the program to expand a certain existing program and would authorize the program to include specified components, including incentives to program participants based on a percentage of distance traveled by a participating vessel at a reduced speed, as provided. *The bill would limit application of the program to vessels that are 300 gross tons or greater.* The bill would require the council, on or before December 31, 2026, to submit a report to the Legislature regarding the implementation of the program.

Vote: majority. Appropriation: no. Fiscal committee: yes.
 State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares all of the
 2 following:

3 (a) California’s seaports are North America’s primary intermodal
 4 gateway to Asia and Transpacific trade. Maritime industry activities
 5 at California’s public seaports are responsible for employing more
 6 than 500,000 people in the state. Nationwide, more than 2,000,000
 7 jobs are linked to maritime industry business conducted at
 8 California’s public seaports, contributing to California having the
 9 largest state economy in the United States.

10 (b) Every year, the world’s largest container ships and auto
 11 carriers make thousands of transits along the California coast, with
 12 an estimated 120 tons per day of nitrogen dioxides, an ozone
 13 precursor, being emitted within 100 nautical miles of the coast.
 14 These emissions negatively affect the public health of coastal
 15 communities and cause some areas of the coast to be in
 16 nonattainment with the national ambient air quality standards for
 17 ozone and particulate matter.

18 (c) Since 2014, the Santa Barbara County Air Pollution Control
 19 District, the Ventura County Air Pollution Control District, and
 20 the Bay Area Air Quality Management District, with the federal
 21 Office of National Marine Sanctuaries, marine sanctuary

1 foundations, and environmental groups, have administered and
2 promoted the Blue Whales and Blue Skies Program, a voluntary
3 vessel speed reduction program off the Santa Barbara, Ventura,
4 and Bay Area coasts to encourage transit speeds of 10 knots or
5 less to reduce air pollution, the risk of harmful whale strikes, and
6 the level of ocean noise.

7 (d) Since its inception, through 2021, the Protecting Blue Whales
8 and Blue Skies Program has provided small incentives and
9 publicity to program participants and has achieved 526,211 slow
10 speed miles, a reduction of more than 2,300 tons of nitrogen oxides,
11 a reduction of over 76,000 metric tons of regional greenhouse gas
12 emissions, and an estimated 50 percent decreased risk of whale
13 strikes during prime migration season in the affected coastal areas.

14 (e) This highly cost-effective voluntary pollution reduction
15 program benefits public health, protects the marine ecosystem,
16 and showcases the beneficial partnership between shipping
17 companies, public health agencies, marine sanctuaries, and
18 environmental organizations.

19 (f) Creation of a statewide vessel speed reduction program and
20 expansion to other areas of the California coast, including the San
21 Diego and Monterey coasts and the North Coast, would yield
22 additional public health and ecosystem benefits.

23 SEC. 2. Section 35618 is added to the Public Resources Code,
24 to read:

25 35618. (a) On or before January 1, 2026, the council shall, in
26 coordination with air pollution control districts and air quality
27 management districts along the coast and in consultation with the
28 federal Office of National Marine Sanctuaries, the federal
29 Environmental Protection Agency, the United States Navy, the
30 United States Coast Guard, the State Air Resources Board, and
31 maritime industry, implement a statewide voluntary vessel speed
32 reduction and sustainable shipping program for the California coast
33 in order to reduce air pollution, the risk of fatal vessel strikes on
34 whales, and harmful underwater acoustic impacts.

35 (b) The program shall expand the existing Protecting Blue
36 Whales and Blue Skies Program and may include all of the
37 following components developed in a manner that is consistent
38 with how the program components were developed for the
39 Protecting Blue Whales and Blue Skies Program:

1 (1) A marketing program to engage cargo owners and other
2 commercial interests to promote voluntary vessel speed reduction
3 and sustainable shipping, and an acknowledgment of the program’s
4 participants.

5 (2) Data collection on ship speeds along the California coast in
6 order to analyze the program for future refinement, expansion, or
7 both.

8 (3) Data collection on underwater acoustic impacts or fatal
9 vessel strikes on whales, to the extent data is available.

10 (4) Data collection on the regional air quality impacts on the
11 coast and impacts to air quality in coastal disadvantaged
12 communities from oceangoing vessel traffic, as collected and
13 provided by the regional air pollution control districts and air
14 quality management districts.

15 (5) Incentives to program participants based on a percentage of
16 distance traveled by a participating vessel at a reduced speed,
17 including speed zones at 10 knots or less, to the extent that local
18 or federal funding is available.

19 (6) Development of vessel speed reduction zones along the coast
20 that take into account navigational safety, protected marine
21 mammal migration and breeding seasons, federal marine
22 sanctuaries and state marine protected areas, shipping lanes, and
23 any other relevant variables.

24 (7) Seasonality of the program.

25 (8) Description of covered vessels.

26 (c) The program shall exclude any ocean territories that are
27 covered by any vessel speed reduction program other than the
28 Protecting Blue Whales and Blue Skies Program or a memorandum
29 of understanding entered into before January 1, 2024.

30 (d) *The program shall only apply to vessels that are 300 gross*
31 *tons or greater.*

32 ~~(d)~~

33 (e) The council may impose additional qualifying criteria on
34 program participants in order to receive incentives under the
35 program, including, but not limited to, individual transit speeds,
36 such as maximum speed in transit or maximum transit average
37 speed.

38 ~~(e)~~

1 *(f)* (1) On or before December 31, 2026, the council shall submit
2 a report to the Legislature regarding the implementation of the
3 program.

4 (2) The report required in paragraph (1) shall be submitted in
5 compliance with Section 9795 of the Government Code.

6 (3) Pursuant to Section 10231.5 of the Government Code, the
7 requirement for submitting a report imposed by paragraph (1) is
8 inoperative on December 31, 2030.

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AMENDED IN ASSEMBLY MARCH 16, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

ASSEMBLY BILL

No. 1465

Introduced by Assembly Member Wicks

February 17, 2023

An act to ~~amend~~ *add* Section ~~42402~~ of 42402.6 to the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

AB 1465, as amended, Wicks. Nonvehicular air pollution: civil penalties.

Existing law prohibits a person from discharging from nonvehicular sources air contaminants or other materials that cause injury, detriment, nuisance, or annoyance to the public, or that endanger the comfort, repose, health, or safety of the public, or that cause, or have a natural tendency to cause, injury or damage to business or property, as specified. Existing law establishes maximum civil penalties for a person who violates air pollution laws from nonvehicular sources.

This bill would triple specified civil penalties, as provided, if the violation results from a discharge from a stationary source required by federal law to be included in an operating permit program established pursuant to specified provisions of the federal Clean Air Act, the stationary source is a refinery, and the discharge contains or includes one or more toxic air contaminants, as identified by the State Air Resources Board. The bill would define "refinery" for this purpose.

~~Existing law generally designates air pollution control and air quality management districts with the primary responsibility for the control of air pollution from all sources other than vehicular sources. Existing law~~

establishes maximum civil penalties for any person for violations of air pollution laws from nonvehicular sources.

This bill would make nonsubstantive changes to the latter provision.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 42402.6 is added to the Health and Safety
2 Code, to read:

3 42402.6. (a) Penalties prescribed pursuant to Sections 42402,
4 42402.1, 42402.2, 42402.3, 42402.4, and 42402.5 shall be tripled
5 if the person violates Section 41700 and both of the following
6 occur:

7 (1) The discharge is from a Title V source that is a refinery.

8 (2) The discharge contains or includes one or more toxic air
9 contaminants, as identified by the state board pursuant to Section
10 39657.

11 (b) For purposes of this section, “refinery” means an
12 establishment that is located on one or more contiguous or adjacent
13 properties that produces gasoline, diesel fuel, aviation fuel,
14 lubricating oil, asphalt, petrochemical feedstock, or other similar
15 product through the processing of crude oil or alternative
16 feedstock, redistillation of unfinished petroleum derivatives,
17 cracking, or other processes.

18 SECTION 1. ~~Section 42402 of the Health and Safety Code is~~
19 ~~amended to read:~~

20 42402. (a) ~~Except as provided in Sections 42402.1, 42402.2,~~
21 ~~42402.3, and 42402.4, a person who violates this part, an order~~
22 ~~issued pursuant to Section 42316, or a rule, regulation, permit, or~~
23 ~~order of a district, including a district hearing board, or of the state~~
24 ~~board issued pursuant to Part 1 (commencing with Section 39000)~~
25 ~~to Part 4 (commencing with Section 41500), inclusive, is strictly~~
26 ~~liable for a civil penalty of not more than five thousand dollars~~
27 ~~(\$5,000).~~

28 (b) ~~(1) A person who violates a provision of this part, an order~~
29 ~~issued pursuant to Section 42316, or a rule, regulation, permit or~~
30 ~~order of a district, including a district hearing board, or of the state~~
31 ~~board issued pursuant to Part 1 (commencing with Section 39000)~~
32 ~~to Part 4 (commencing with Section 41500), inclusive, is strictly~~

1 liable for a civil penalty of not more than ten thousand dollars
2 (\$10,000):

3 ~~(2) (A) If a civil penalty in excess of five thousand dollars~~
4 ~~(\$5,000) for each day in which a violation occurs is sought, there~~
5 ~~is no liability under this subdivision if the person accused of the~~
6 ~~violation alleges by affirmative defense and establishes that the~~
7 ~~violation was caused by an act that was not the result of intentional~~
8 ~~conduct or negligent conduct.~~

9 ~~(B) Subparagraph (A) does not apply to a violation of a federally~~
10 ~~enforceable requirement that occurs at a Title V source in a district~~
11 ~~in which a Title V permit program has been fully approved.~~

12 ~~(C) Subparagraph (A) does not apply to a person who is~~
13 ~~determined to have violated an annual facility emissions cap~~
14 ~~established pursuant to a market-based incentive program adopted~~
15 ~~by a district pursuant to subdivision (b) of Section 39616.~~

16 ~~(e) A person who owns or operates a source of air contaminants~~
17 ~~in violation of Section 41700 that causes actual injury, as defined~~
18 ~~in subdivision (d) of Section 42400, to the health and safety of a~~
19 ~~considerable number of persons or the public, is liable for a civil~~
20 ~~penalty of not more than fifteen thousand dollars (\$15,000):~~

21 ~~(d) Each day during a portion of which a violation occurs is a~~
22 ~~separate offense.~~

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AMENDED IN ASSEMBLY APRIL 17, 2023

AMENDED IN ASSEMBLY MARCH 16, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

ASSEMBLY BILL

No. 1609

Introduced by Assembly Member Garcia

February 17, 2023

An act to amend Sections ~~44225 and 44229~~ 44225, 44229, and 44233 of the Health and Safety Code, and to add Section 9250.3 to the Vehicle Code, relating to air pollution, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 1609, as amended, Garcia. Air pollution: motor vehicle registration: pollution reduction.

(1) Existing law requires a registration fee to be paid to the Department of Motor Vehicles for the registration of each vehicle or trailer coach of a type subject to registration under the Vehicle Code, except those vehicles that are expressly exempted from the payment of registration fees. Existing law, until January 1, 2024, increases vehicle registration fees by \$3 and requires revenues from those fees to be used, upon appropriation by the Legislature, for programs to reduce air pollution from motor vehicles.

This bill would impose an additional annual \$4 charge on each motor vehicle registered in the state except those vehicles that are expressly exempted from the payment of registration fees, thereby imposing a tax. The bill would require the department to collect the charge and deposit revenues from the charge in the Air Quality Improvement Fee Fund, which the bill would create. The bill would continuously appropriate the revenues in the fund to the department for distribution

~~upon request~~ to air pollution control districts and air quality management districts based upon the amount of the charges collected from motor vehicles registered within each air district, thereby creating an appropriation. The bill would require these revenues to be used for the reduction of air pollution from motor vehicles and for related planning, monitoring, enforcement, and technical studies, as specified, or for the attainment or maintenance of state or federal ambient air quality standards or the reduction of toxic air contaminant emissions from motor vehicles. The bill would also authorize the department to withhold up to 1% of the annual revenues collected from the charge to cover its administrative ~~costs~~: *costs, and the bill would authorize an air district to use not more than 6.25% of the revenues distributed to the air district for its administrative costs.* The bill would require the charge to be increased annually based on the California Consumer Price Index, as specified.

(2) Existing law authorizes an air pollution control or air quality management district, except the Sacramento district, to levy a surcharge of up to \$6 on the registration fees for motor vehicles registered in the air district, as specified by the governing body of the air district. Existing law requires the Department of Motor Vehicles to collect that surcharge if requested by an air district, and requires the department, after deducting its administrative costs, to distribute the revenues to the air districts. Existing law, until January 1, 2034, authorizes a \$2 increment of that surcharge to be used for the reduction of air pollution from motor vehicles and for related planning, monitoring, enforcement, and technical studies, as specified, or for the attainment or maintenance of state or federal ambient air quality standards or the reduction of toxic air contaminant emissions from motor vehicles.

This bill would authorize that increment to be used for both of those purposes indefinitely.

(3) This bill would include a change in state statute that would result in a taxpayer paying a higher tax within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage the approval of $\frac{2}{3}$ of the membership of each house of the Legislature.

Vote: $\frac{2}{3}$. Appropriation: yes. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 44225 of the Health and Safety Code, as
2 amended by Section 4 of Chapter 355 of the Statutes of 2022, is
3 amended to read:

4 44225. (a) A district may increase the fee established under
5 Section 44223 to up to four dollars (\$4). A district may increase
6 the fee only if both of the following conditions are met:

7 (1) A resolution providing for both the fee increase and a
8 corresponding program for expenditure of the increased fees for
9 the reduction of air pollution from motor vehicles pursuant to, and
10 for related planning, monitoring, enforcement, and technical studies
11 necessary for the implementation of, the California Clean Air Act
12 of 1988 (Chapter 1568 of the Statutes of 1988), or for the
13 attainment or maintenance of state or federal ambient air quality
14 standards or the reduction of toxic air contaminant emissions from
15 motor vehicles, is adopted and approved by the governing board
16 of the district.

17 (2) In districts with nonelected officials on their governing
18 boards, the resolution shall be adopted and approved by both a
19 majority of the governing board and a majority of the board
20 members who are elected officials.

21 (b) An increase in fees established pursuant to this section shall
22 become effective on either April 1 or October 1, as provided in
23 the resolution adopted by the board pursuant to subdivision (a).

24 (c) This section shall become operative on January 1, 2034.

25 SEC. 2. Section 44229 of the Health and Safety Code, as
26 amended by Section 6 of Chapter 355 of the Statutes of 2022, is
27 amended to read:

28 44229. (a) After deducting all administrative costs it incurs
29 through collection of fees pursuant to Section 44227, the
30 Department of Motor Vehicles shall distribute the revenues to
31 districts, which shall use the fees to reduce air pollution from motor
32 vehicles and to carry out related planning, monitoring, enforcement,
33 and technical studies necessary for implementation of the California
34 Clean Air Act of 1988 (Chapter 1568 of the Statutes of 1988), or
35 for the attainment or maintenance of state or federal ambient air
36 quality standards or the reduction of toxic air contaminant
37 emissions from motor vehicles. Fees collected by the Department
38 of Motor Vehicles pursuant to this chapter shall be distributed to

1 districts based upon the amount of fees collected from motor
2 vehicles registered within each district.

3 (b) The Department of Motor Vehicles may annually expend
4 not more than the following percentages of the fees collected
5 pursuant to Section 44227 on administrative costs:

6 (1) During the first year after the operative date of this chapter,
7 not more than 5 percent of the fees collected may be used for
8 administrative costs.

9 (2) During the second year after the operative date of this
10 chapter, not more than 3 percent of the fees collected may be used
11 for administrative costs.

12 (3) During any year subsequent to the second year after the
13 operative date of this chapter, not more than 1 percent of the fees
14 collected may be used for administrative costs.

15 (c) This section shall become operative on January 1, 2034.

16 SEC. 3. Section 44229 of the Health and Safety Code, as
17 amended by Section 7 of Chapter 355 of the Statutes of 2022, is
18 amended to read:

19 44229. (a) After deducting all administrative costs it incurs
20 through collection of fees pursuant to Section 44227, the
21 Department of Motor Vehicles shall distribute the revenues to
22 districts, which shall use the revenues resulting from the first four
23 dollars (\$4) of each fee imposed pursuant to Sections 44223 and
24 44225 to reduce air pollution from motor vehicles and to carry out
25 related planning, monitoring, enforcement, and technical studies
26 necessary for implementation of the California Clean Air Act of
27 1988 (Chapter 1568 of the Statutes of 1988), or for the attainment
28 or maintenance of state or federal ambient air quality standards or
29 the reduction of toxic air contaminant emissions from motor
30 vehicles. Fees collected by the Department of Motor Vehicles
31 pursuant to this chapter shall be distributed to districts based upon
32 the amount of fees collected from motor vehicles registered within
33 each district.

34 (b) Notwithstanding Sections 44241 and 44243, a district shall
35 use the revenues resulting from the next two dollars (\$2) of each
36 fee imposed pursuant to Section 44225 and collected pursuant to
37 Section 44227 to implement the following programs that the district
38 determines remediate air pollution harms created by motor vehicles
39 on which the surcharge is imposed:

1 (1) Projects eligible for grants under the Carl Moyer Memorial
2 Air Quality Standards Attainment Program (Chapter 9
3 (commencing with Section ~~44275~~ of Part 5). 44275)).

4 (2) The new purchase, retrofit, repower, or add-on equipment
5 for previously unregulated agricultural sources of air pollution, as
6 defined in Section 39011.5, for a minimum of three years from
7 the date of adoption of an applicable rule or standard, or until the
8 compliance date of that rule or standard, whichever is later, if the
9 state board has determined that the rule or standard complies with
10 Sections 40913, 40914, and 41503.1, after which period of time,
11 a new purchase, retrofit, repower, or add-on of equipment shall
12 not be funded pursuant to this chapter. The districts shall follow
13 any guidelines developed under subdivision (a) of Section 44287
14 for awarding grants under this program.

15 (3) The purchase of new schoolbuses or the repower or retrofit
16 of emissions control equipment for existing schoolbuses pursuant
17 to the Lower-Emission School Bus Program adopted by the state
18 board.

19 (4) An accelerated vehicle retirement or repair program that is
20 adopted by the state board pursuant to authority granted hereafter
21 by the Legislature by statute.

22 (5) The replacement of onboard natural gas fuel tanks on
23 schoolbuses that are 14 years or older or the enhancement of
24 deteriorating natural gas fueling dispensers of fueling infrastructure,
25 pursuant to the Lower-Emission School Bus Program adopted by
26 the state board.

27 (6) The funding of alternative fuel and electric infrastructure
28 projects solicited and selected through a competitive bid process.

29 (c) The Department of Motor Vehicles may annually expend
30 not more than 1 percent of the fees collected pursuant to Section
31 44227 on administrative costs.

32 (d) A project funded by the program shall not be used for credit
33 under any state or federal emissions averaging, banking, or trading
34 program. An emission reduction generated by the program shall
35 not be used as marketable emission reduction credits or to offset
36 any emission reduction obligation of any person or entity. Projects
37 involving new engines that would otherwise generate marketable
38 credits under state or federal averaging, banking, and trading
39 programs shall include transfer of credits to the engine end user
40 and retirement of those credits toward reducing air emissions in

1 order to qualify for funding under the program. A purchase of a
2 low-emission vehicle or of equipment pursuant to a corporate or
3 a controlling board's policy, but not otherwise required by law,
4 shall generate surplus emissions reductions and may be funded by
5 the program.

6 (e) This section shall remain in effect only until January 1, 2034,
7 and as of that date is repealed, unless a later enacted statute, that
8 is enacted before January 1, 2034, deletes or extends that date.

9 *SEC. 4. Section 44233 of the Health and Safety Code is*
10 *amended to read:*

11 44233. Not more than 6.25 percent of the fees distributed to
12 any district pursuant to Section ~~44229~~, 44229 or Section 9250.3
13 of the Vehicle Code, or distributed by a district to any other public
14 agency pursuant to this chapter, shall be used by the district or
15 other public agency for administrative costs.

16 ~~SEC. 4.~~

17 *SEC. 5. Section 9250.3 is added to the Vehicle Code, to read:*

18 9250.3. (a) In addition to any other fees specified in this code,
19 the Health and Safety Code, or the Revenue and Taxation Code,
20 an annual air quality improvement fee of four dollars (\$4),
21 beginning on January 1, 2024, is hereby imposed on each motor
22 vehicle registered in the state except those vehicles expressly
23 exempted under this code from the payment of registration fees.

24 (b) The department shall collect the fee imposed pursuant to
25 subdivision (a) at the same time and in the same manner as the
26 department collects the vehicle registration fee pursuant to Section
27 9250.

28 (c) The department shall deposit the revenues collected pursuant
29 to subdivision (b) in the Air Quality Improvement Fee Fund, which
30 is hereby created in the State Treasury. Notwithstanding Section
31 13340 of the Government Code, the moneys in the fund are
32 continuously appropriated to the department without regard to
33 fiscal years for distribution pursuant to subdivision (d).

34 (d) (1) Before distributing the moneys in the Air Quality
35 Improvement Fee Fund to districts pursuant to paragraph (2), the
36 department may withhold up to 1 percent of the annual revenues
37 collected pursuant to subdivision (b) to cover its administrative
38 costs relating to the collection of the air quality improvement fee
39 and distribution of the revenues from that fee.

1 (2) The department shall distribute revenues collected pursuant
2 to subdivision (b) ~~upon request~~ to districts based upon the amount
3 of fees collected from motor vehicles registered within each district.

4 (e) (1) The South Coast Air Quality Management District shall
5 allocate the revenues distributed to it pursuant to subdivision (d)
6 in a manner consistent with Sections 44243 and 44244 of the
7 Health and Safety Code.

8 (2) The Bay Area Air Quality Management District shall allocate
9 the revenues distributed to it pursuant to subdivision (d) in a
10 manner consistent with Section 44241 of the Health and Safety
11 Code.

12 (f) The revenues from the fees distributed to a district pursuant
13 to this section shall be used to reduce or mitigate air pollution from
14 motor vehicles and for related planning, monitoring, enforcement,
15 and technical studies necessary for the implementation of the
16 California Clean Air Act of 1988 (Chapter 1568 of the Statutes of
17 1988), or for the attainment or maintenance of state or federal
18 ambient air quality standards or the reduction or mitigation of toxic
19 air contaminant emissions from motor vehicles.

20 (g) The fees established pursuant to this section shall be
21 increased annually based on the California Consumer Price Index
22 as compiled and reported by the Department of Industrial Relations.

23 (h) For purposes of this section, “district” has the same meaning
24 as defined in Section 39025 of the Health and Safety Code.

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BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Margaret Abe-Koga and Members
of the Legislative Committee

From: Philip M. Fine
Executive Officer/APCO

Date: June 7, 2023

Re: Federal Legislative Update

RECOMMENDED ACTION

None; presentation only.

BACKGROUND

Debt Ceiling

The Fiscal Year (FY) 24 appropriations process began in earnest in the House and Senate, with hearings in both chambers to review the President’s budget request. However, despite this preliminary activity, the process of considering annual spending bills is likely to be derailed by the debt limit standoff. Debt ceiling debates in prior years have always ended with a bipartisan agreement to preserve the Treasury’s ability to make timely payments, and the White House and Senate Democrats have insisted on a “clean” debt limit bill without any additional concessions. Speaker McCarthy and allies, however, insist that a recent House-passed bill must form the basis of negotiations. As of this writing, June 1 is the rough deadline for a deal to be made, so we may see resolution by the date of the Legislative Committee meeting.

Cleaner Air Spaces Act of 2023

Soon to be introduced bill from Congressman Peters (CA – San Diego). The Cleaner Air Spaces Act of 2023 will enable eligible entities, including air pollution control agencies, to establish accessible cleaner air centers located in areas at risk of being exposed to wildfire smoke and provides the opportunity to distribute air filtration units in low-income communities. This bill proposes to appropriate \$30 million for FY 2024 through 2026 and allow for a maximum grant amount of \$3 million for an eligible entity. Air District staff had previously met with the Congressman’s staff to discuss our wildfire smoke mitigation programs and legislative efforts, and to provide feedback on their federal legislative language.

DISCUSSION

The Legislative Committee (Committee) will receive an update on recent events of significance on the federal level, as well as a quick recap on our federal advocacy trip earlier in the year.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine
Executive Officer/APCO

Prepared by: Alan Abbs
Reviewed by: Philip M. Fine

ATTACHMENTS:

None