



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

BOARD OF DIRECTORS
LEGISLATIVE COMMITTEE MEETING

COMMITTEE MEMBERS

DOUG KIM - CHAIR
JOHN BAUTERS
JOHN GIOIA
LIZ KNISS
JIM SPERING
SHIRLEE ZANE

MARGARET ABE-KOGA - VICE CHAIR
DAVID CANEPA
SCOTT HAGGERTY
KAREN MITCHOFF
BRAD WAGENKNECHT

MONDAY
JANUARY 14, 2019
9:30 A.M.

1ST FLOOR BOARD ROOM
375 BEALE STREET
SAN FRANCISCO, CA 94105

VIDEO CONFERENCE LOCATION:
SANTA ROSA JUNIOR COLLEGE
DOYLE LIBRARY, ROOM 4248
1501 MENDOCINO AVENUE
SANTA ROSA, CA 95401

AGENDA

1. CALL TO ORDER - ROLL CALL

PLEDGE OF ALLEGIANCE

PUBLIC MEETING PROCEDURE

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

This meeting will be webcast. To see the webcast, please visit www.baaqmd.gov/bodagendas at the time of the meeting. Closed captioning may contain errors and omissions, and are not certified for their content or form.

Public Comment on Agenda Items *The public may comment on each item on the agenda as the item is taken up. Public Comment Cards for items on the agenda must be submitted in person to the Clerk of the Boards at the location of the meeting and prior to the Board taking up the particular item. Where an item was moved from the Consent Calendar to an Action item, no speaker who has already spoken on that item will be entitled to speak to that item again.*

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

Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3 *For the first round of public comment on non-agenda matters at the beginning of the agenda, ten persons selected by a drawing by the Clerk of the Boards from among the Public Comment Cards indicating they wish to speak on matters not on the agenda for the meeting will have two minutes each to address the Board on matters not on the agenda. For this first round of public comments on non-agenda matters, all Public Comment Cards must be submitted in person to the Clerk of the Board at the location of the meeting and prior to commencement of the meeting.*

Staff/Phone (415) 749-

3. **APPROVAL OF THE MINUTES OF DECEMBER 17, 2018**

Clerk of the Boards/5073

The Committee will consider approving the attached draft minutes of the Legislative Committee meeting of December 17, 2018.

4. **CONSIDERATION OF NEW BILLS**

A. Abbs/5109

aabbs@baaqmd.gov

The Committee will discuss and review new bills and take positions where appropriate.

5. **SACRAMENTO LEGISLATIVE UPDATE**

A. Abbs/5109

aabbs@baaqmd.gov

The Committee will receive an update on recent events of significance in Sacramento.

6. **POTENTIAL WILDFIRE SMOKE PUBLIC HEALTH LEGISLATION**

A. Abbs/5109

aabbs@baaqmd.gov

The Committee will receive an update on the status of an Air District sponsored bill to increase the number of publicly accessible clean air spaces during emergency events such as wildfires.

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

Speakers who did not have the opportunity to address the Board in the first round of comments on non-agenda matters will be allowed two minutes each to address the Board on non-agenda matters.

8. **COMMITTEE MEMBERS' COMMENTS/OTHER BUSINESS**

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)

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

Monday, February 25, 2019, Bay Area Air Quality Management District Office, 375 Beale Street, San Francisco, California 94105 at 9:30 a.m.

10. **ADJOURNMENT**

The Committee meeting shall be adjourned by the Committee 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

- To submit written comments on an agenda item in advance of the meeting. Please note that all correspondence must be addressed to the “Members of the Legislative Committee” and received at least 24 hours prior, excluding weekends and holidays, in order to be presented at that Committee meeting. Any correspondence received after that time will be presented to the Committee at the following meeting.
- To request, in advance of the meeting, to be placed on the list to testify on an agenda item.
- Any writing relating to an open session item on this Agenda that is distributed to all, or a majority of all, members of the body to which this Agenda relates shall be made available at the District’s offices at 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, Rex Sanders, at (415) 749-4951 or by email at rsanders@baaqmd.gov.

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

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

JANUARY 2019

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Legislative Committee <i>(At the Call of the Chair)</i>	Monday	14	9:30 a.m.	1 st Floor Board Room
Board of Directors Special Meeting/Retreat <i>(Meets on the 1st & 3rd Wednesday of each Month)</i>	Wednesday	16	9:30 a.m.	Embassy Suites Novato Meeting Room 101 McInnis Parkway San Rafael, CA 94903
Board of Directors Climate Protection Committee <i>(Meets on the 3rd Thursday of every other Month) - CANCELLED</i>	Thursday	17	9:30 a.m.	1 st Floor Board Room
Board of Directors Stationary Source Committee <i>(Meets on the 3rd Monday of every other Month) - CANCELLED</i>	Monday	21	9:30 a.m.	1 st Floor Board Room
Board of Directors Budget & Finance Committee <i>(Meets on the 4th Wednesday of each Month)</i>	Wednesday	23	9:30 a.m.	1 st Floor, Yerba Buena Room #109
Board of Directors Mobile Source Committee <i>(Meets on the 4th Thursday of each Month)</i>	Thursday	24	9:30 a.m.	1 st Floor Board Room

FEBRUARY 2019

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Regular Meeting <i>(Meets on the 1st & 3rd Wednesday of each Month)</i>	Wednesday	6	9:30 a.m.	1 st Floor Board Room
Board of Directors Regular Meeting <i>(Meets on the 1st & 3rd Wednesday of each Month)</i>	Wednesday	20	9:30 a.m.	1 st Floor Board Room
Board of Directors Legislative Committee <i>(At the Call of the Chair)</i>	Monday	25	9:30 a.m.	1 st Floor Board Room
Board of Directors Budget & Finance Committee <i>(Meets on the 4th Wednesday of each Month)</i>	Wednesday	27	9:30 a.m.	1 st Floor, Yerba Buena Room #109
Board of Directors Mobile Source Committee <i>(Meets on the 4th Thursday of each Month)</i>	Thursday	28	9:30 a.m.	1 st Floor Board Room

MARCH 2019

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Regular Meeting <i>(Meets on the 1st & 3rd Wednesday of each Month)</i>	Wednesday	6	9:30 a.m.	1 st Floor Board Room
Advisory Council Mtg. <i>(At the Call of the Chair)</i>	Monday	11	10:00 a.m.	1 st Floor Board Room
Board of Directors Stationary Source Committee <i>(Meets 3rd Monday of Every Other Month)</i>	Monday	18	9:30 a.m.	1 st Floor Board Room
Board of Directors Regular Meeting <i>(Meets on the 1st & 3rd Wednesday of each Month)</i>	Wednesday	20	9:30 a.m.	1 st Floor Board Room
Board of Directors Climate Protection Committee <i>(Meets 3rd Thursday of Every Other Month)</i>	Thursday	21	9:30 a.m.	1 st Floor Board Room
Board of Directors Budget & Finance Committee <i>(Meets on the 4th Wednesday of each Month)</i>	Wednesday	27	9:30 a.m.	1 st Floor, Yerba Buena Room #109
Board of Directors Mobile Source Committee <i>(Meets on the 4th Thursday of each Month)</i>	Thursday	28	9:30 a.m.	1 st Floor Board Room
HL – 1/8/19 – 10:20 a.m.				G/Board/Executive Office/Moncal

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Doug Kim and Members
of the Legislative Committee

From: Jack P. Broadbent
Executive Officer/APCO

Date: January 2, 2019

Re: Approval of the Minutes of December 17, 2018

RECOMMENDED ACTION

Approve the attached draft minutes of the Legislative Committee (Committee) meeting of December 17, 2018.

DISCUSSION

Attached for your review and approval are the draft minutes of the Committee meeting of December 17, 2018.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Marcy Hiratzka
Reviewed by: Vanessa Johnson

Attachment 3A: Draft Minutes of the Committee Meeting of December 17, 2018

AGENDA 3A – ATTACHMENT

Draft Minutes – Legislative Committee Meeting of December 17, 2018

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

Video Conference Location
Santa Rosa Junior College
Doyle Library, Room 4248
1501 Mendocino Avenue
Santa Rosa, Ca 95401

DRAFT MINUTES

Summary of Board of Directors
Legislative Committee Meeting
Monday, December 17, 2018

1. CALL TO ORDER – ROLL CALL

Legislative Committee (Committee) Chairperson, Doug Kim, called the meeting to order at 10:30 a.m. Director Zane was participating via videoconference from Santa Rosa Junior College.

Present: Chairperson Doug Kim; Vice Chairperson Margaret Abe-Koga; and Directors John J. Bauters, Scott Haggerty, Karen Mitchoff, Brad Wagenknecht, and Shirlee Zane (remote).

Absent: Directors David Canepa, John Gioia, Liz Kniss, and Jim Spring.

Also Present: Board of Directors (Board) Chairperson David Hudson

2. PUBLIC COMMENT PERIOD

No requests received.

3. APPROVAL OF THE MINUTES OF MARCH 22, 2018

Public Comments

No requests received.

Committee Comments

None.

Committee Action

Director Haggerty made a motion, seconded by Director Hudson, to **approve** the minutes of March 22, 2018; and the motion **carried** by the following vote of the Committee:

- AYES: Abe-Koga, Haggerty, Hudson, Kim, Mitchoff, Wagenknecht, and Zane.
- NOES: None.
- ABSTAIN: Bauters.
- ABSENT: Canepa, Gioia, Kniss, and Spering.

4. REVIEW OF THE 2018 LEGISLATIVE YEAR

Thomas Addison, Senior Policy Advisor, reported on the outcome of key legislative proposals in 2018, particularly measures with Air District-adopted positions, including:

- The ongoing dispute between California air districts and the California Department of Finance regarding future Assembly Bill (AB) 617 implementation funding;
- Efforts of the California Air Pollution Control Officers Association which prevented the California Department of Finance from directing \$26 million from tire fee revenues that are allocated to the Carl Moyer Program to backfill a budget shortfall at the Department of Fish and Wildlife; and
- The status of various bills on which the District took positions:

Bill No.	Author	Subject	Status	District's Position
AB 1756	Brough	Repeals Senate Bill 1 (transportation funding measure of 2017)	Dead	Oppose
AB 1796	Muratsuchi	Addresses electric vehicle charging station installation in rent-controlled buildings	Chaptered	Support
AB 1975	Chu	Establishes South Bay Interagency Odor Taskforce	Dead	Support if Amended
AB 2008	Salas	Excludes Moyer grants from taxable income	Dead	Support
AB 2061	Frazier	Increases truck weight limits for electric, fuel cell, or natural gas trucks	Chaptered	Support
AB 2492	Salas	Directs Greenhouse Gas Reduction Fund funding to pilot program for medium-duty trucks, only in extreme ozone non-attainment areas	Dead	Oppose
AB 2940	Caballero	Exempts certain heavy-duty diesel low-use and agricultural vehicles from existing requirements that would prevent their registration	Dead	Oppose
AB 3059	Bloom	Authorizes congestion pricing demonstration projects	Dead	Support
SB 1144	Dodd	Increases civil stationary source air penalty ceilings for serious violations at powerplants, petrochemical facilities, and refineries	Dead	Support if Amended
SB 1427	Hill	State legislative intent to improve enforcement of high-occupancy toll and vehicle lanes; amended to unrelated subject matter	Dead	Support

Public Comments

No requests received.

Committee Comments

The Committee and staff discussed the Department of Finance’s belief that funding to implement AB 617 should come from fees imposed by local air districts on industry, the District’s rebuttal, stating that air districts cannot impose fees on an industry to pay for unrelated programs; legislative action the District plans to take to procure AB 617 implementation funds for future years; speculation on personnel changes to staff at the Department of Finance, due to the new gubernatorial administration; and the suggestion that the District expedites its timeline regarding the identification of authors for/development of bills, and proactively inform legislators of its desires, rather than waiting until the Governor’s Budget is publicized to take action.

Committee Action

None; receive and file.

5. DISCUSSION OF POTENTIAL 2019 LEGISLATIVE AGENDA

Mr. Addison presented to the Committee a potential legislative agenda for 2019 recommended by District staff. Issues include:

- **Wildfire Smoke Exposures in the Region** – the District will champion the development of legislation to procure funds from the Cap and Trade Program’s Greenhouse Gas Reduction Fund to create clean air centers throughout the Bay Area.

Committee Comments

The Committee and staff discussed record-breaking Air Quality Index levels in the Bay Area in 2018 from the Camp Fire in Butte County, and anticipated recurrences of wildfires in the future; which legislators are being considered as potential authors; whether the anticipated bill will pertain to just the Bay Area region or to the State of California; 2019 legislative deadlines and the reiterated suggestion that the District expedites its timeline regarding the identification of authors for/development of bills so that it may better coordinate with other organizations and agencies advocating for similar objectives; the suggestion that school districts and County Public Health Officers be involved in the development of this legislation; the suggestion that the Legislative Committee meets monthly and hosts a public workshop in February 2019 to educate new staff about legislative priorities for 2019; the consensus of the present Committee members that District staff pursue this process, and the request for the inclusion of fiscal impacts of wildfires when presented to the Board; and District staff’s plan to present this in detail at the 2019 Board of Directors’ Annual Retreat in January 2019 prior to creating a robust communication strategy for the public.

- **Funding Needs for Implementing AB 617** – The District will continue advocating to secure adequate funding from the California Air Resources Board (CARB) to implement AB 617, which passed in July 2017, and requires a wide variety of new obligations and substantial workload increase from the District.

Committee Comments

The Committee and staff discussed the anticipated increase in the District’s workload due to AB 617 implementation requirements; the estimated cost of AB 617 implementation in 2018, the source of funding that was used to pay for those costs, and the estimated cost for 2019; the nexus study conducted by the District (in collaboration with other air districts) about whether air district fees would be sufficient to cover AB 617 expenses; whether other air districts’ 2018 year-end expenditures for AB 617 implementation are available; and the Districts’ desire that AB 617 implementation become a new, individual California Climate Investments Program/Cap and Trade Program auction proceeds category.

- **Composition of the Board** – The District seeks direction from the Board on whether to adopt a position of opposition in response to potential legislation in 2019 that seeks to change the composition of the Board, but did not originate with the Board. (In 2017, the Board opposed similar potential legislative proposals.)

Committee Comments

The Committee and staff discussed the source of the resurfacing of this issue; the current size of the Board, and whether there is capacity to increase it; and the fact that one of the Board’s current members already represents the jurisdiction requesting the potential legislation.

Public Comments

No requests received.

Additional Committee Comments

Director Abe-Koga requested that the District monitor pushback against Community Choice Aggregation (CCA) agencies in the Bay Area, and support CCAs, should legislation that would jeopardize their existence be introduced.

Committee Action

None; receive and file.

6. PUBLIC COMMENT ON NON-AGENDA MATTERS

No requests received.

7. COMMITTEE MEMBERS' COMMENTS / OTHER BUSINESS

Chair Kim thanked Mr. Addison for his service to the District and to the Legislative Committee, and invited Alan Abbs, who will assume the role of the District's Legislative Officer, effective January 7, 2019, to introduce himself to the Committee.

8. TIME AND PLACE OF NEXT MEETING

At the Call of the Chair.

9. ADJOURNMENT

The meeting adjourned at 11:48 a.m.

Marcy Hiratzka
Clerk of the Boards

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Doug Kim and Members
of the Legislative Committee

From: Jack P. Broadbent
Executive Officer/APCO

Date: January 2, 2019

Re: Consideration of New Bills

RECOMMENDED ACTION

The Committee will discuss and review new bills and consider recommending positions on them to the Board of Directors.

DISCUSSION

Introduction of new bills in December is typically slow, but we expect to see a flurry of activity in January, which will also include new and additional bill analysis from the various committees of the California Legislature. The new bills analyzed to date include the following:

Assembly Bill (AB) 40 is authored by Assemblymember Phil Ting (D-San Francisco), and would require the California Air Resources Board (CARB) to develop a strategy by January 1, 2021, to ensure all new motor vehicles and light-duty trucks are zero-emission by 2040. The strategy would include examining credit provisions, regulatory structures, market acceptance, potential technology advancements, and further research needs. The bill also requires identification of areas of coordination with other state agencies and air districts in order to implement the strategy. In developing the strategy, CARB shall consult with experts in academia, industry, and the community. Air districts are not specifically noted as being part of the strategy development process, which appears to be an oversight that could be part of a future amendment. It should be noted that the timeline to complete the strategy would be very aggressive. California has set ambitious goals for electrifying transportation via regulation, Executive Orders, and statute. AB 40 is written to help achieve these goals, however, staff are recommending to not take a position until the next Legislative Committee meeting, which would allow time to meet with the authors of the bill.

Senate Bill 1 (SB) 1 is authored by Senate Pro-Tem Toni Atkins (D-San Diego) and is similar to **SB 49**, which was introduced in 2017 by then Senate Pro-Tem Kevin De Leon (D-Los Angeles). The Legislative Committee recommended a "Support if Amended" position on the 2017 bill and District staff provided input to the Pro-Tem's office, but ultimately the bill did not advance. SB 1 defines "baseline federal standards" for air quality as federal standards implementing the Clean Air Act in effect as of January 19, 2017 and requires CARB to publish a list of changes made to federal standards on a quarterly basis as well as an assessment on whether the change has resulted in more or less stringency than the baseline federal standard. If CARB determines that a

change results in less stringency, CARB would then consider actions to minimize the effect in California, including amending regulations, writing an emergency regulation, or amending state policies or plans, some of which would likely then require a conforming action for air districts. SB 49 also has a citizen suit provision that allows a civil action to be brought against regulatory agencies, including air districts, in order to ensure that baseline federal standards are not being weakened. The bill would become inoperable on January 20, 2025 and be repealed on January 1, 2026. Though well intentioned, SB 1 could create a significant administrative burden for CARB and the air districts in amending current regulations or developing new ones to counter federal weakening. In many instances, state and local regulations are already more stringent than federal requirements, and in some circumstances the ultimate benefit would be minimal. Like SB 49, staff recommends supporting the legislation in principle, but also to continue working with the authors to address the Air District's concerns.

SB 210 was a bill introduced by Senator Connie Leyva (D-Chino) in 2017 that eventually died in the Assembly in 2018. SB 210 would create a Heavy-Duty Vehicle Inspection and Maintenance program, a "Smog Check" for nongasoline vehicles in excess of 14,000 lbs gross vehicle weight. Our understanding is that this bill will be reintroduced shortly with a new bill number and will be similar to SB 210 in that it would task state agencies to create test procedures for different model years and emissions control technologies to measure oxides of nitrogen and particulate matter, and then to create requirements for motor vehicles to pass test procedures in order to register or operate in the state. The revised bill would start with implementation of a pilot program to demonstrate effectiveness. Heavy-duty diesel trucks are the largest source of diesel particulate emissions in the state, as well as large contributors of oxides of nitrogen, and a vehicle inspection and maintenance program would provide significant health benefits to people that live and work near areas with high levels of truck traffic. Staff recommends a "Support" position is the new bill is substantially similar to SB 210.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Alan Abbs

Attachment 4A: 2019 Assembly Bill 40
Attachment 4B: 2019 Senate Bill 1
Attachment 4C: 2017 Senate Bill 210

ASSEMBLY BILL**No. 40**

**Introduced by Assembly Members Ting and Kalra
(Coauthors: Assembly Members Berman, Friedman, McCarty, and
Mark Stone)**

December 3, 2018

An act to add Section 43018.6 to the Health and Safety Code, relating to vehicular air pollution.

LEGISLATIVE COUNSEL'S DIGEST

AB 40, as introduced, Ting. Zero-emission vehicles: comprehensive strategy.

Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources. Existing law generally designates the State Air Resources Board as the state agency with the primary responsibility for the control of vehicular air pollution. Existing law required the state board to develop and adopt regulations that achieve the maximum feasible reduction of greenhouse gases emitted by passenger vehicles, light-duty trucks, and any other vehicles determined by the state board to be vehicles whose primary use is noncommercial personal transportation in the state.

This bill, no later than January 1, 2021, would require the state board to develop a comprehensive strategy to ensure that the sales of new motor vehicles and new light-duty trucks in the state have transitioned fully to zero-emission vehicles, as defined, by 2040, as specified.

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) The largest source of the state’s greenhouse gas emissions
4 come from the transportation sector, primarily from passenger
5 vehicles, accounting for nearly 40 percent of emissions.

6 (b) Over one-half of criteria air pollution, which causes smog
7 and direct health impacts, comes from transportation.

8 (c) People who live near freeways and busy roadways are at
9 high risk for exposure to health-threatening air pollutants from
10 passenger vehicles traveling those corridors.

11 (d) Since the 1990s, air pollution experts have identified moving
12 to zero-emission vehicles as a key to delivering clean air to
13 residents.

14 (e) The state can effectively reduce both health-threatening
15 criteria air pollution and climate pollution by adopting
16 zero-emission vehicles statewide.

17 (f) Climate change is a matter of increasing concern for public
18 health and the environment in the state.

19 (g) The control and reduction of greenhouse gas emissions are
20 critical to slow the effects of climate change, such as sea-level
21 rise, extreme weather events, or food insecurity.

22 (h) Technological solutions to reduce greenhouse gas emissions
23 will stimulate the state’s economy and provide good clean energy
24 job opportunities.

25 SEC. 2. Section 43018.6 is added to the Health and Safety
26 Code, to read:

27 43018.6. (a) For purposes of this section, “zero-emission
28 vehicles” means a vehicle that produces zero exhaust emissions
29 of any criteria air pollutant, precursor pollutant, or greenhouse gas,
30 excluding emissions from air conditioning systems, under any
31 possible operating modes or conditions.

32 (b) No later than January 1, 2021, the state board shall develop
33 a comprehensive strategy to ensure that the sales of new motor
34 vehicles and new light-duty trucks in the state have transitioned
35 fully to zero-emission vehicles by 2040. In developing the strategy,
36 the state board shall do all of the following:

37 (1) Assess the credit provisions and regulatory structure
38 adjustments needed to meet the future motor vehicle volumes in

1 order to shift the state’s new motor vehicle market to zero-emission
2 vehicles by 2040.

3 (2) Identify regulation that could improve market acceptance,
4 spur technology advancements, and reduce technology costs.

5 (3) Identify research needs to address any data gaps.

6 (4) Identify areas where coordination with other state agencies
7 and districts is needed to implement measures identified as part
8 of the comprehensive strategy.

9 (c) As part of the comprehensive strategy developed pursuant
10 to subdivision (b), the state board shall consult with experts in
11 academia, industry, and the community on zero-emission vehicles,
12 motor vehicle marketing, and motor vehicle technology adoption.

13 The topics shall include, but not be limited to, all of the following:

14 (1) Identification of opportunities and challenges for adopting
15 zero-emission vehicles.

16 (2) Recommendations to increase dealership engagement and
17 improve the retail experience.

18 (3) Identification of regulatory actions other state agencies might
19 take to encourage greater consumer access to zero-emission
20 vehicles.

21 (d) To provide a forum for public engagement, the state board
22 shall hold at least one public workshop during the development
23 of the comprehensive strategy required pursuant to subdivision
24 (b).

SENATE BILL**No. 1**

Introduced by Senators Atkins, Portantino, and SternDecember 3, 2018

An act to add and repeal Title 24 (commencing with Section 120000) of the Government Code, relating to state prerogative.

LEGISLATIVE COUNSEL'S DIGEST

SB 1, as introduced, Atkins. California Environmental, Public Health, and Workers Defense Act of 2019.

(1) The federal Clean Air Act regulates the discharge of air pollutants into the atmosphere. The federal Clean Water Act regulates the discharge of pollutants into water. The federal Safe Drinking Water Act establishes drinking water standards for drinking water systems. The federal Endangered Species Act of 1973 generally prohibits activities affecting threatened and endangered species listed pursuant to that act unless authorized by a permit from the United States Fish and Wildlife Service or the National Marine Fisheries Service, as appropriate.

Existing state law regulates the discharge of air pollutants into the atmosphere. The Porter-Cologne Water Quality Control Act regulates the discharge of pollutants into the waters of the state. The California Safe Drinking Water Act establishes standards for drinking water and regulates drinking water systems. The California Endangered Species Act requires the Fish and Game Commission to establish a list of endangered species and a list of threatened species, and generally prohibits the taking of those species.

This bill would require specified agencies to take prescribed actions regarding certain federal requirements and standards pertaining to air, water, and protected species, as specified. By imposing new duties on local agencies, this bill would impose a state-mandated local program.

(2) Existing law provides for the enforcement of laws regulating the discharge of pollutants into the atmosphere and waters of the state. Existing law provides for the enforcement of drinking water standards. Existing law provides for the enforcement of the California Endangered Species Act.

This bill would authorize a person acting in the public interest to bring an action to enforce certain federal standards and requirements incorporated into certain of the above-mentioned state laws if specified conditions are satisfied.

(3) Existing federal law generally establishes standards for workers' rights and worker safety.

Existing state law generally establishes standards for workers' rights and worker safety.

This bill would require specified agencies to take prescribed actions regarding certain requirements and standards pertaining to worker's rights and worker safety. The bill would authorize a person acting in the public interest to enforce standards and requirements related to worker's rights and worker safety, as provided.

(5) This bill would make its provisions inoperative as of January 20, 2025, and would repeal them as of January 1, 2026.

(6) 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 with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

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. Title 24 (commencing with Section 120000) is
2 added to the Government Code, to read:

1 TITLE 24. CALIFORNIA ENVIRONMENTAL, PUBLIC
2 HEALTH, AND WORKERS DEFENSE ACT OF 2019

3
4 DIVISION 1. GENERAL PROVISION

5
6 120000. This title shall be known, and may be cited, as the
7 California Environmental, Public Health, and Workers Defense
8 Act of 2019.

9
10 DIVISION 2. ENVIRONMENT, NATURAL RESOURCES,
11 AND PUBLIC HEALTH

12
13 CHAPTER 1. FINDINGS AND DECLARATIONS

14
15 120010. The Legislature finds and declares all of the following:

16 (a) For over four decades, California and its residents have relied
17 on federal laws, including the federal Clean Air Act (42 U.S.C.
18 Sec. 7401 et seq.), the Federal Water Pollution Control Act (Clean
19 Water Act) (33 U.S.C. Sec. 1251 et seq.), the federal Safe Drinking
20 Water Act (42 U.S.C. Sec. 300f et seq.), and the federal Endangered
21 Species Act of 1973 (16 U.S.C. Sec. 1531 et seq.), along with their
22 implementing regulations and remedies, to protect our state’s public
23 health, environment, and natural resources.

24 (b) These federal laws establish standards that serve as the
25 baseline level of public health and environmental protection, while
26 expressly authorizing states like California to adopt more protective
27 measures.

28 (c) Beginning in 2017, a new presidential administration and
29 United States Congress have signaled a series of direct challenges
30 to these federal laws and the protections they provide, as well as
31 to the underlying science that makes these protections necessary,
32 and to the rights of the states to protect their own environment,
33 natural resources, and public health as they see fit.

34 (d) It is therefore necessary for the Legislature to enact
35 legislation that will ensure continued protections for the
36 environment, natural resources, and public health in the state even
37 if the federal laws specified in subdivision (a) are undermined,
38 amended, or repealed.

39 120011. The purposes of this division are to do all of the
40 following:

1 (a) Retain protections afforded under the federal laws specified
2 in subdivision (a) of Section 120010 and regulations implementing
3 those federal laws in existence as of January 19, 2017, regardless
4 of actions taken at the federal level.

5 (b) Protect public health and welfare from any actual or potential
6 adverse effect that reasonably may be anticipated to occur from
7 pollution, including the effects of climate change.

8 (c) Preserve, protect, and enhance the environment and natural
9 resources in California, including, but not limited to, the state's
10 national parks, national wilderness areas, national monuments,
11 national seashores, and other areas with special national or regional
12 natural, recreational, scenic, or historic value.

13 (d) Ensure that economic growth will occur in a manner
14 consistent with the protection of public health and the environment
15 and preservation of existing natural resources.

16 (e) Ensure that any decision made by a public agency that may
17 adversely impact public health, the environment, or natural
18 resources is made only after careful evaluation of all the
19 consequences of that decision and after adequate procedural
20 opportunities for informed public participation in the
21 decisionmaking process.

22

23 CHAPTER 2. GENERAL PROVISIONS

24

25 120030. (a) A state agency may adopt standards or
26 requirements pursuant to this title, including, but not limited to,
27 by emergency regulations in accordance with Chapter 3.5
28 (commencing with Section 11340) of Part 1 of Division 3 of Title
29 2.

30 (b) The adoption of emergency regulations in furtherance of
31 this title shall be deemed an emergency and necessary for the
32 immediate preservation of the public peace, health, and safety, or
33 general welfare.

34 (c) Notwithstanding Chapter 3.5 (commencing with Section
35 11340) of Part 1 of Division 3 of Title 2, emergency regulations
36 adopted by a state agency under this title shall not be subject to
37 review by the Office of Administrative Law and shall remain in
38 effect until revised or repealed by the state agency, or January 20,
39 2021, whichever comes first.

CHAPTER 3. OPERATIVE PROVISIONS

Article 1. Air

120040. For purposes of this article, the following definitions apply:

(a) “Air district” means an air quality management or air pollution control district.

(b) “Baseline federal standards” means federal standards in effect as of January 19, 2017.

(c) “Federal standards” means federal laws or federal regulations implementing the federal Clean Air Act (42 U.S.C. Sec. 7401 et seq.) including federal requirements for a state implementation plan, federal requirements for the transportation conformity program, and federal requirements for the prevention of significant deterioration.

(d) “State analogue statute” means the California Global Warming Solutions Act of 2006 (Division 25.5 (commencing with Section 38500) of the Health and Safety Code) or Division 26 (commencing with Section 39000) of the Health and Safety Code.

(e) “State board” means the State Air Resources Board.

120041. Except as otherwise authorized by state law, all of the following apply:

(a) The state board shall regularly assess proposed and final changes to the federal standards.

(b) (1) At least quarterly, the state board shall publish a list of changes made to the federal standards and provide an assessment on whether a change made to the federal standards is more or less stringent than the baseline federal standards.

(2) If the state board determines that a change to the federal standards is less stringent than the baseline federal standards, the state board shall consider whether it should adopt the baseline federal standards as a measure in order to maintain the state’s protections to be at least as stringent as the baseline federal standards.

(3) The state board shall publish its list, assessment, and consideration for adoption at least 30 days prior to a vote on adoption on its internet Web site for public comment.

1 (c) If the state board decides to adopt a measure pursuant to
2 subdivision (b), the state board shall adopt the measure by either
3 of the following procedures:

4 (1) As an emergency regulation in accordance with Section
5 120030.

6 (2) By promulgation or amendment of a state policy, plan, or
7 regulation.

8 (d) Notwithstanding any other law, the state board, when
9 adopting a measure under paragraph (2) of subdivision (c) may
10 adopt those measures in accordance with Section 100 of Title 1 of
11 the California Code of Regulations and the measures shall be
12 deemed to be a change without regulatory effect pursuant to
13 paragraph (6) of subdivision (a) of that section and not subject to
14 additional notice, procedural, or other considerations contained in
15 state analogue statutes identified in this article. Nothing in this
16 chapter shall affect the imposition of sanctions under the federal
17 Clean Air Act (42 U.S.C. Sec. 7401 et seq.).

18 (e) In the event that the citizen suit provision set forth in Section
19 7604 of Title 42 of the United States Code is amended to restrict,
20 condition, abridge, or repeal the citizen suit provision, the state
21 board may consider the amendment as a change to the federal
22 standards and may adopt the baseline federal standards pursuant
23 to subdivision (c).

24 (f) This article does not prohibit the state board or air districts
25 from establishing rules and regulations for California that are more
26 stringent than the baseline federal standards.

27 120042. (a) An action may be brought by a person in the public
28 interest exclusively to enforce baseline federal standards adopted
29 as a measure pursuant to subdivision (c) of Section 120041 if all
30 of the following requirements are met:

31 (1) At least 60 days prior to initiating the action, a complainant
32 provides a written notice to the Attorney General and the counsel
33 for the state board, a district attorney, county counsel, counsel of
34 the air district, and prosecutor in whose jurisdiction the violation
35 is alleged to have occurred, and the defendant identifying the
36 specific provisions of the measure alleged to be violated.

37 (2) The Attorney General, a district attorney, a city attorney,
38 county counsel, counsel of the state board, counsel of an air district,
39 or a prosecutor has not commenced an action or has not been
40 diligently prosecuting the action.

1 (b) Upon filing the action, the complainant shall notify the
2 Attorney General that the action has been filed.

3 (c) The court may award attorney’s fees pursuant to Section
4 1021.5 of the Code of Civil Procedure, and expert fees and court
5 costs pursuant to Section 1032 of the Code of Civil Procedure, as
6 appropriate, for an action brought pursuant to this section.

7 (d) This section does not limit other remedies and protections
8 available under state or federal law.

9
10 Article 2. Water

11
12 120050. For purposes of this article, the following definitions
13 apply:

14 (a) “Baseline federal standards” means federal standards in
15 effect as of January 19, 2017, including water quality standards,
16 effluent limitations, and drinking water standards.

17 (b) “Board” means the State Water Resources Control Board.

18 (c) “Federal standards” means federal laws or federal regulations
19 implementing the federal Safe Drinking Water Act (42 U.S.C. Sec.
20 300f et seq.) and the Federal Water Pollution Control Act (33
21 U.S.C. Sec. 1251 et seq.) in effect as of January 19, 2017, including
22 water quality standards, effluent limitations, and drinking water
23 standards.

24 (d) “Regional board” means a regional water quality control
25 board.

26 (e) “State analogue statute” mean the Porter-Cologne Water
27 Quality Control Act (Division 7 (commencing with Section 13000)
28 of the Water Code) or the California Safe Drinking Water Act
29 (Chapter 4 (commencing with Section 116270) of Part 12 of
30 Division 103 of the Health and Safety Code).

31 120051. Except as otherwise authorized by state law, all of the
32 following apply:

33 (a) The board shall regularly assess proposed and final changes
34 to the federal standards.

35 (b) (1) At least quarterly, the board shall publish a list of
36 changes made to the federal standards and provide an assessment
37 on whether a change made to the federal standards is more or less
38 stringent than the baseline federal standards.

39 (2) If the board determines that a change to the federal standards
40 is less stringent than the baseline federal standards, the board shall

1 consider whether it should adopt the baseline federal standards as
2 a measure in order to maintain the state’s protections to be at least
3 as stringent as the baseline federal standards.

4 (3) The state board shall publish its list, assessment, and
5 consideration for adoption at least 30 days prior to a vote on
6 adoption on its Internet Web site for public comment.

7 (c) If the board decides to adopt a measure pursuant to
8 subdivision (b), the board shall adopt the measure by either of the
9 following procedures:

10 (1) As an emergency regulation in accordance with Section
11 120030.

12 (2) By promulgation or amendment of a state policy for water
13 quality control, a water quality control plan, or regulation.

14 (d) Notwithstanding any other law, the board, when adopting a
15 measure under paragraph (2) of subdivision (c) may adopt those
16 measures in accordance with Section 100 of Title 1 of the
17 California Code of Regulations and the measures shall be deemed
18 to be a change without regulatory effect pursuant to paragraph (6)
19 of subdivision (a) of that section and not subject to additional
20 notice, procedural, or other considerations contained in state
21 analogue statutes identified in this article. Nothing in this chapter
22 shall affect the imposition of sanctions under the federal Clean Air
23 Act (42 U.S.C. Sec. 7401 et seq.).

24 (g) (1) In the event that the citizen suit provision set forth in
25 Section 1365 of Title 33 of the United States Code is amended to
26 restrict, condition, abridge, or repeal the citizen suit provision, the
27 board may consider the amendment as a change to the federal
28 standards and may adopt the baseline federal standards pursuant
29 to subdivision (c).

30 (2) In the event that the citizen suit provision set forth in Section
31 300j-8 of Title 42 of the United States Code is amended to restrict,
32 condition, abridge, or repeal the citizen suit provision, the board
33 may consider the amendment as a change to the federal standards
34 and may adopt the baseline federal standards pursuant to
35 subdivision (c).

36 (h) This article does not prohibit the board or the regional boards
37 from establishing rules and regulations for California that are more
38 stringent than the baseline federal standards.

39 120052. (a) An action may be brought by a person in the public
40 interest exclusively to enforce baseline federal standards adopted

1 as a measure pursuant to subdivision (c) of Section 120051 if all
2 of the following requirements are met:

3 (1) At least 60 days prior to initiating the action, a complainant
4 provides a written notice to the Attorney General and the counsel
5 for the board, a district attorney, county counsel, counsel of the
6 regional board, and prosecutor in whose jurisdiction the violation
7 is alleged to have occurred, and the defendant identifying the
8 specific provisions of the measure alleged to be violated.

9 (2) The Attorney General, a district attorney, a city attorney,
10 county counsel, counsel of the board, counsel of a regional board,
11 or a prosecutor has not commenced an action or has not been
12 diligently prosecuting the action.

13 (b) Upon filing the action, the complainant shall notify the
14 Attorney General that the action has been filed.

15 (c) The court may award attorney’s fees pursuant to Section
16 1021.5 of the Code of Civil Procedure, and expert fees and court
17 costs pursuant to Section 1032 of the Code of Civil Procedure, as
18 appropriate, for an action brought pursuant to this section.

19 (d) This section does not limit other remedies and protections
20 available under state or federal law.

21

22 Article 3. Endangered and Threatened Species

23

24 120060. For purposes of this article, “baseline federal
25 standards” means the federal Endangered Species Act of 1973 (16
26 U.S.C. Sec. 1531 et seq.) in effect as of January 19, 2017, its
27 implementing regulations, and any incidental take permits,
28 incidental take statements, or biological opinions in effect as of
29 January 19, 2017.

30 120061. Except as otherwise authorized by state law, the
31 following apply:

32 (a) To ensure no backsliding as a result of any change to the
33 federal Endangered Species Act of 1973 (16 U.S.C. Sec. 1531 et
34 seq.) or its implementing regulations, in the event of the federal
35 delisting of a species that is eligible for protection under the
36 California Endangered Species Act and which is listed as
37 endangered or threatened pursuant to the federal Endangered
38 Species Act of 1973 as of January 1, 2017, or a change in the
39 legally protected status of such a species, including through a
40 change in listing from endangered to threatened, the adoption of

1 a rule pursuant to Section 4(d) of the federal Endangered Species
2 Act, or any amendment to the federal Endangered Species Act of
3 1973 or its implementing regulations, or any exemption from the
4 application of the federal Endangered Species Act of 1973 to a
5 federally listed species as of January 1, 2017, the Fish and Game
6 Commission shall determine whether to list, in accordance with
7 subdivision (b), that species under the California Endangered
8 Species Act pursuant to this section.

9 (b) The Fish and Game Commission shall list the affected
10 species identified in subdivision (a), pursuant to subdivision (c)
11 and without following the regular listing process set forth in Article
12 2 (commencing with Section 2070) of Chapter 1.5 of Division 3
13 of the Fish and Game Code, no later than the conclusion of its
14 second regularly scheduled meeting or within three months,
15 whichever is shorter, after the occurrence of the event described
16 in subdivision (a) unless either the Fish and Game Commission
17 determines that listing of the species is not warranted because it
18 does not meet the criteria in Chapter 1.5 (commencing with Section
19 2050) of Division 3 of the Fish and Game Code or its implementing
20 regulations or the Department of Fish and Wildlife recommends
21 that the species undergo the regular listing process. If the
22 Department of Fish and Wildlife makes a recommendation that
23 the species undergo the regular listing process, the Fish and Game
24 Commission shall either accept the recommendation, in which
25 event the Fish and Game Commission shall be deemed to have
26 accepted a petition for listing the species pursuant to paragraph
27 (2) of subdivision (e) of Section 2074.2 of the Fish and Game
28 Code, or reject the recommendation and immediately list the
29 species pursuant to this subdivision.

30 (c) Notwithstanding any other law or regulation, because a
31 decision by the Fish and Game Commission to list a species
32 without following the regular listing process becomes effective
33 immediately, the Fish and Game Commission shall add that species
34 to the list of endangered or threatened species pursuant to Section
35 100 of Title 1 of the California Code of Regulations, and the
36 addition of that species to the list shall be deemed to be a change
37 without regulatory effect pursuant to paragraph (6) of subdivision
38 (a) of that section.

39 (d) (1) Upon the listing of any species under this section, the
40 Fish and Game Commission or the Department of Fish and Wildlife

1 may authorize the taking of such species as otherwise provided
 2 for in the Fish and Game Code. In lieu of authorizing take under
 3 the provisions of Chapter 1.5 (commencing with Section 2050) of
 4 Division 3 of the Fish and Game Code, the Fish and Game
 5 Commission or the Department of Fish and Wildlife may adopt
 6 the terms and conditions of any rule promulgated under Section
 7 4(d) of the federal Endangered Species Act, federal incidental take
 8 statement, incidental take permit, or biological opinion in effect
 9 at the time of the event described in subdivision (a).

10 (2) The Department of Fish and Wildlife shall ensure that
 11 protections remain in place pursuant to regulation, incidental take
 12 permit, or consistency determination that are at least as stringent
 13 as required by the baseline federal standards, as determined by the
 14 Department of Fish and Wildlife.

15 (3) This subdivision does not prohibit the Department of Fish
 16 and Wildlife from establishing conditions that are more stringent
 17 than the baseline federal standards.

18 (e) Any species listed pursuant to this section shall be subject
 19 to the provisions in the California Endangered Species Act in the
 20 same manner as any other listed species, including those provisions
 21 related to a change in listing status or delisting.

22 (f) For those species that the Fish and Game Commission lists
 23 pursuant to subdivision (b), or for which baseline federal standards
 24 are retained pursuant to subdivision (d), the California
 25 Environmental Quality Act (Division 13 (commencing with Section
 26 21000) of the Public Resources Code) shall not apply.

27 (g) The provisions of the California Endangered Species Act
 28 are measures “relating to the control, appropriation, use, or
 29 distribution of water” within the meaning of Section 8 of the federal
 30 Reclamation Act of 1902 (43 U.S.C. Section 383) and shall apply
 31 to the United States Bureau of Reclamation’s operation of the
 32 federal Central Valley Project.

33
 34 **DIVISION 3. LABOR STANDARDS**

35
 36 **CHAPTER 1. DEFINITIONS**

37
 38 120100. For purposes of this division, the following definitions
 39 apply:

1 (a) “Baseline federal standards” means federal standards in
2 effect as of January 1, 2017.

3 (b) “Board” means the Occupational Safety and Health
4 Standards Board.

5 (c) “Department” means the Department of Industrial Relations.

6 (d) “Federal standards” means the federal Fair Labor Standards
7 Act of 1938, as amended (29 U.S.C. Sec. 201 et seq.), the federal
8 Occupational Safety and Health Act of 1970, as amended (29
9 U.S.C. Sec. 651 et seq.), the Federal Coal Mine Health and Safety
10 Act of 1969, as amended (30 U.S.C. Sec. 801 et seq.), or
11 regulations established pursuant to those federal statutes.

12
13 CHAPTER 2. OPERATIVE PROVISIONS

14
15 120110. Except as otherwise authorized by state law, all of the
16 following apply:

17 (a) The board and the department shall regularly assess proposed
18 and final changes to the federal standards.

19 (b) (1) At least quarterly, the board and the department shall
20 publish a list of changes made to the federal standards and provide
21 an assessment on whether a change made to the federal standards
22 is more or less stringent than the baseline federal standards.

23 (2) If the board or the department, as appropriate, determines
24 that a change to the federal standards is less stringent than the
25 baseline federal standards, the board shall consider whether it
26 should adopt the baseline federal standards as a measure in order
27 to maintain the state’s protections to be at least as stringent as the
28 baseline federal standards.

29 (3) The board and the department shall publish its list,
30 assessment, and consideration for adoption at least 30 days prior
31 to a vote on adoption on its Internet Web site for public comment.

32 (c) If the board or the department, as appropriate, decides to
33 adopt a measure pursuant to subdivision (b), the board or the
34 department shall adopt the measure by an emergency regulation
35 in accordance with Section 120030.

36 (d) Notwithstanding any other law, the board or department,
37 when adopting a measure under subdivision (c) may adopt those
38 measures in accordance with Section 100 of Title 1 of the
39 California Code of Regulations and the measures shall be deemed
40 to be a change without regulatory effect pursuant to paragraph (6)

1 of subdivision (a) of that section and not subject to additional
2 notice, procedural, or other considerations contained in state
3 analogue statutes.

4 (e) This division does not prohibit the board or the department
5 from establishing rules and regulations for California that are more
6 stringent than the baseline federal standards.

7 120111. (a) An action may be brought by a person in the public
8 interest exclusively to enforce a measure adopted pursuant to
9 subdivision (c) of Section 120110 if all of the following
10 requirements are met:

11 (1) At least 60 days prior to initiating the action, a complainant
12 provides a written notice to the Attorney General and the counsels
13 for the board or department, as appropriate, a district attorney, a
14 city attorney, county counsel, and a prosecutor in whose
15 jurisdiction the violation is alleged to have occurred, and the
16 defendant identifying the specific provisions of the measure alleged
17 to be violated.

18 (2) The Attorney General, a district attorney, a city attorney,
19 county counsel, the counsel for the board or department, as
20 appropriate, or a prosecutor has not commenced an action or has
21 not been diligently prosecuting the action.

22 (b) Upon filing the action, the complainant shall notify the
23 Attorney General that the action has been filed.

24 (c) The court may award attorney's fees pursuant to Section
25 1021.5 of the Code of Civil Procedure, and expert fees and court
26 costs pursuant to Section 1032 of the Code of Civil Procedure, as
27 appropriate, for an action brought pursuant to this section.

28 (d) This section does not limit other remedies and protections
29 available under state or federal law.

30

31

DIVISION 4. MISCELLANEOUS

32

33 120200. The provisions of this title are severable. If any
34 provision of this title or its application is held invalid, that
35 invalidity shall not affect other provisions or applications that can
36 be given effect without the invalid provision or application.

37 120202. (a) This title shall become inoperative on January
38 20, 2025, and, as of January 1, 2026, is repealed.

1 (b) Notwithstanding subdivision (a), any action brought pursuant
2 to this title on or before January 20, 2025, may proceed to a final
3 judgment.

4 SEC. 2. No reimbursement is required by this act pursuant to
5 Section 6 of Article XIII B of the California Constitution because
6 a local agency or school district has the authority to levy service
7 charges, fees, or assessments sufficient to pay for the program or
8 level of service mandated by certain mandates in this act, within
9 the meaning of Section 17556 of the Government Code.

10 However, if the Commission on State Mandates determines that
11 this act contains other costs mandated by the state, reimbursement
12 to local agencies and school districts for those costs shall be made
13 pursuant to Part 7 (commencing with Section 17500) of Division
14 4 of Title 2 of the Government Code.

AMENDED IN ASSEMBLY JUNE 19, 2018
AMENDED IN ASSEMBLY AUGUST 23, 2017
AMENDED IN SENATE MAY 26, 2017
AMENDED IN SENATE MARCH 15, 2017

SENATE BILL

No. 210

Introduced by Senator Leyva

February 1, 2017

An act to add Chapter 5.5 (commencing with Section 44150) to Part 5 of Division 26 of the Health and Safety Code, *and to amend Section 27153 of, and to add Sections 4000.17, 4156.5, 24019, 27158.1, and 27158.2 to, the Vehicle Code*, relating to vehicular air pollution.

LEGISLATIVE COUNSEL'S DIGEST

SB 210, as amended, Leyva. Heavy-Duty Vehicle Inspection and Maintenance Program.

Existing

(1) *Existing* law requires the State Air Resources Board, in consultation with the Bureau of Automotive Repair and a specified review committee, to adopt regulations requiring owners or operators of heavy-duty diesel motor vehicles to perform regular inspections of their vehicles for excessive emissions of smoke. Existing law requires the state board, in consultation with the State Energy Resources Conservation and Development Commission, to adopt regulations requiring heavy-duty diesel motor vehicles to use emission control equipment and alternative fuels.

This bill would authorize the state board to develop and implement a Heavy-Duty Vehicle Inspection and Maintenance Program for nongasoline heavy-duty onroad motor vehicles, as specified. The bill

would authorize the state board to assess a fee and penalties as part of the program. The bill would create the Truck Emission Check (TEC) Fund and the Diesel Emission System Inspection and Smoke Test (DESIST) Account in the fund, *Fund*, with all the moneys deposited in each *the fund* to be available upon appropriation.

(2) Existing law generally requires the registration of vehicles by the Department of Motor Vehicles. Under existing law, a violation of the Vehicle Code is an infraction, unless otherwise specified.

This bill, no later than one year after the effective date of a regulation implementing the Heavy-Duty Vehicle Inspection and Maintenance Program, would require the department to confirm that a heavy-duty vehicle, as specified, is compliant with, or exempt from, the program prior to the initial registration, the transfer of ownership, or the renewal of registration, except as specified. The bill would require the state board to notify the department of the vehicles allowed to be registered pursuant to these provisions.

This bill would authorize the department to issue a temporary permit, valid for a specified period and subject to certain conditions, to operate a vehicle for which registration may be refused pursuant to the above-described provisions, as specified. The bill would require the payment of a \$50 fee for the temporary permit, to be deposited in the Truck Emission Check (TEC) Fund.

This bill, commencing one year after the effective date of a regulation implementing the Heavy-Duty Vehicle Inspection and Maintenance Program, would require a legal owner or registered owner of the heavy-duty vehicle to maintain a certificate of compliance with the vehicle, with exceptions, and would make a violation of this provision subject to a notice issued by an officer to correct the violation, as specified. The bill would require the driver of the vehicle to present the certificate of compliance for examination upon demand by a peace officer.

This bill would prohibit the operation of a heavy-duty vehicle on a public road in this state if that vehicle has an illuminated malfunction indicator light displaying a specified engine symbol, and would make a violation of this provision subject to a notice issued by an officer to correct the violation on the basis of its designation as a mechanical violation.

This bill would prohibit the operation of a heavy-duty vehicle in a manner resulting in the escape of visible smoke, except during active regeneration.

By creating new crimes, 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: ~~no~~-yes.

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) Communities in the state are too often exposed to unhealthy
4 air. Communities near hubs of activity, such as warehouses and
5 distribution centers, ports, highways, and roads with high levels
6 of truck traffic, bear the burden of heavy-duty trucks that are not
7 maintained.

8 (b) Trade corridors, such as those in the Inland Empire and
9 Central Valley, consist of some of the most environmentally
10 disadvantaged cities in the state.

11 (c) As of 2016, heavy-duty trucks operating in the state emitted
12 nearly 60 percent of all oxides of nitrogen emissions from *onroad*
13 mobile sources, which are the most significant contributor to both
14 federal ozone and fine particulate matter (PM2.5) air quality
15 standard violations across the sate. Heavy-duty diesel trucks are
16 also the largest source of diesel particulate matter emissions in the
17 state. Diesel particulate matter is a carcinogen and toxic air
18 contaminant. Risks are particularly high in urban areas and along
19 busy roadways where trucks operate.

20 (d) Statewide, about 12 million residents live in communities
21 that exceed the federal ozone and PM2.5 standards. The health
22 and economic impacts of exposure to elevated levels of ozone and
23 PM2.5 in the state are considerable. Meeting air quality standards
24 will pay substantial dividends in terms of reducing costs associated
25 with emergency room visits and ~~hospitalization~~, *hospitalizations*,
26 lost work and school days, and, most importantly, premature
27 mortality.

1 (e) While the state has made significant progress in improving
2 air quality through existing programs by the state and air pollution
3 control and air quality management districts, further action must
4 be taken to achieve our public health, air quality, and climate goals

5 (f) The Heavy-Duty Vehicle Inspection and Maintenance
6 Program established by Section ~~44150~~ 44152 of the Health and
7 Safety Code is a key step in achieving the state’s goals to improve
8 public health and meeting our environmental imperatives.

9 (g) It is the intent of the Legislature that the Heavy-Duty Vehicle
10 Inspection and Maintenance Program be developed in partnership
11 between affected state agencies, the public, industry, and other
12 ~~stakeholders.~~ *stakeholders to address the inspection of, tampering
13 with, and maintenance of emissions control systems.* It is further
14 the intent of the Legislature *that the State Air Resources Board
15 work with other relevant agencies in conducting a pilot program
16 prior to the full-scale implementation of the Heavy-Duty Vehicle
17 Inspection and Maintenance Program in order* for this program
18 to be developed in a way that minimizes costs to truck owners and
19 fleets; provides a level playing field for industry through effective
20 enforcement; and provides flexibility for the program to adapt as
21 truck technology and industry evolves.

22 SEC. 2. Chapter 5.5 (commencing with Section 44150) is added
23 to Part 5 of Division 26 of the Health and Safety Code, to read:

24

25 CHAPTER 5.5. HEAVY-DUTY VEHICLE INSPECTION AND
26 MAINTENANCE PROGRAM

27

28 44150. *For purposes of this chapter, “program” means the
29 Heavy-Duty Vehicle Inspection and Maintenance Program
30 established pursuant to Section 44152.*

31 ~~44150.~~

32 44152. (a) ~~The~~ *No later than ____ and to the extent authorized
33 by federal law, the state board, in consultation with the bureau and
34 the Department of Motor Vehicles, may develop and implement
35 shall adopt and implement a regulation for a Heavy-Duty Vehicle
36 Inspection and Maintenance Program for nongasoline heavy-duty
37 onroad motor vehicles with a gross vehicle weight rating of more
38 than 14,000 pounds, as defined by the state board, including, but
39 not limited to, single-vehicle fleets and other vehicles that are
40 registered in another state and but operate in the state. on California*

1 roads. In adopting a regulation implementing the program, the
2 state board ~~may shall~~ do all of the following:

3 (1) Establish test procedures for different motor vehicle model
4 years and emissions control technologies that measure the
5 effectiveness of the control of emissions of oxides of ~~nitrogen,~~
6 ~~nitrogen and particulate matter, and greenhouse gases.~~ *matter*. The
7 procedures may include, but are not limited to, procedures for the
8 use of onboard diagnostics ~~systems.~~ *system data and test*
9 *procedures that measure the effectiveness of the control of*
10 *emissions of greenhouse gases.*

11 (2) Require a motor vehicle to pass the test procedures in order
12 to register or operate in the state. *The state board may establish*
13 *in the regulation full or partial exemptions from the requirements*
14 *of this section for categories of vehicles it determines on the basis*
15 *of substantial evidence that the economic costs of compliance*
16 *substantially outweigh the benefits of compliance, including public*
17 *health benefits.*

18 (3) Allow a streamlined process for the owner or operator of a
19 vehicle fleet who has an established compliance ~~history.~~ *history*
20 *with the program.*

21 (4) Establish program validation methods for evaluating program
22 effectiveness, fraud investigation, and research purposes. ~~The~~
23 ~~validation methods may include directing a subset of vehicles for~~
24 ~~emissions testing.~~

25 (5) *Develop and implement enforcement methods to ensure*
26 *continuing compliance with this section and Section 27153 of the*
27 *Vehicle Code. The enforcement methods may include, but are not*
28 *limited to, all of the following:*

29 (A) *Visual inspections.*

30 (B) *Functional inspections.*

31 (C) *Requiring emissions testing of vehicles.*

32 ~~(5) Develop~~

33 (6) *Develop, in coordination with the Department of Motor*
34 *Vehicles, an information technology database to collect and track*
35 *vehicle test data, assess the data to determine compliance, and*
36 *regularly generate lists of compliant vehicle identification numbers*
37 *and transmit them to the Department of Motor Vehicles in order*
38 *for the Department of Motor Vehicles to issue annual vehicle*
39 *registration notices.* *notices to be issued.*

1 ~~(6) Allow for contracting for services to administer any~~
2 ~~component of the program.~~

3 ~~(7) Establish licensing standards for persons engaged in the~~
4 ~~business of inspection, diagnosis, and repair of heavy-duty motor~~
5 ~~vehicles.~~

6 ~~(8) Establish a disciplinary and penalty schedule, an appeals~~
7 ~~process, and a recourse for fraud or incompetence by parties~~
8 ~~involved in motor vehicle inspections, testing, or repair.~~

9 *(b) The state board may establish licensing standards for*
10 *persons engaged in the business of the inspection, diagnosis, and*
11 *repair of heavy-duty motor vehicles. The board also may establish*
12 *qualification standards or approval, operational, or licensure*
13 *standards for testing equipment, including protocols, hardware,*
14 *and software used for the submission of vehicle test data to the*
15 *state board or its contractors.*

16 *(c) (1) As part of the program, the state board shall develop a*
17 *Heavy-Duty Vehicle Inspection and Maintenance Compliance*
18 *Certificate. The state board shall issue the certificate to the legal*
19 *owner, registered owner, or designee of a vehicle that, at the*
20 *discretion of the state board, meets the requirements of the*
21 *program so that vehicle owners and operators may easily*
22 *demonstrate proof of compliance, as required pursuant to Sections*
23 *27158.1 and 27158.2 of the Vehicle Code.*

24 *(2) The certificate of compliance shall contain information*
25 *determined to be necessary by the state board that includes, but*
26 *need not be limited to, all of the following:*

27 *(A) Date issued.*

28 *(B) Date of expiration.*

29 *(C) Name and residence or business address or mailing address*
30 *of the legal owner or registered owner.*

31 *(D) Vehicle identification number assigned to the vehicle.*

32 *(E) Description of the vehicle that includes the year, make, and*
33 *model of the vehicle.*

34 *(d) The Department of Transportation, the Department of Food*
35 *and Agriculture, and the Department of the California Highway*
36 *Patrol may provide any necessary information to help facilitate*
37 *the installation of equipment necessary to implement the program.*

38 *(e) The state board, the Department of Motor Vehicles, and the*
39 *Department of Food and Agriculture may develop initiatives for*

1 *outreach and education to help ensure compliance with the*
2 *program.*

3 *(f) The state board shall request a permit to deploy equipment*
4 *on the state highway system, as defined in Article 3 (commencing*
5 *with Section 300) of Chapter 2 of Division 1 of the Streets and*
6 *Highway Code, in accordance with Chapter 3 (commencing with*
7 *Section 660) of Division 1 of the Streets and Highways Code, and*
8 *in cooperation with the Department of the California Highway*
9 *Patrol.*

10 *(g) The state board may inspect vehicles subject to this section*
11 *in conjunction with the safety and weight enforcement activities*
12 *of the Department of the California Highway Patrol or at other*
13 *locations selected by the state board in consultation with the*
14 *Department of the California Highway Patrol. Inspection locations*
15 *may include instate private facilities where fleet vehicles are*
16 *serviced or maintained. The state board and the Department of*
17 *the California Highway Patrol may conduct these inspections*
18 *cooperatively or independently, and the state board may contract*
19 *for assistance in the conduct of these inspections.*

20 *(h) (1) The state board may issue a citation to the owner of a*
21 *vehicle in violation of this section or a regulation promulgated*
22 *pursuant to this section. The state board may require the operator*
23 *of a vehicle to submit to a test procedure and may specify that*
24 *refusal to submit is an admission constituting proof of a violation.*
25 *The state board may require that, when a citation has been issued*
26 *pursuant to this section, the owner of a vehicle in violation of the*
27 *regulation shall be required to correct every deficiency specified*
28 *in the citation within a timeframe determined by the state board.*

29 *(2) When deciding whether to issue a citation, the state board*
30 *may take into account whether the owner of the vehicle has*
31 *obtained a temporary permit to operate the vehicle pursuant to*
32 *Section 4156.5 of the Vehicle Code.*

33 *(i) The state board shall provide an owner cited as violating*
34 *this section an opportunity for an administrative hearing consistent*
35 *with the process established pursuant to Article 3 (commencing*
36 *with Section 60065.1) and Article 4 (commencing with Section*
37 *60075.1) of Subchapter 1.25 of Chapter 1 of Division 3 of Title*
38 *17 of the California Code of Regulations. Following notice and*
39 *an opportunity for an administrative hearing, the state board, at*

1 *its discretion, may use the procedure set forth in subdivision (j) of*
 2 *Section 44011.6 for a vehicle owner cited pursuant to this section.*

3 (j) *After an order imposing an administrative penalty becomes*
 4 *final pursuant to the hearing procedures identified in subdivision*
 5 *(i) and no petition for a writ of mandate has been filed within the*
 6 *time allotted for seeking judicial review of the order, the state*
 7 *board may apply to the Superior Court for the County of*
 8 *Sacramento for a judgment in the amount of the administrative*
 9 *penalty. The application, which shall include a certified copy of*
 10 *the final order of the administrative hearing officer, shall constitute*
 11 *a sufficient showing to warrant the issuance of the judgment.*

12 ~~44151.~~

13 44154. (a) *The state board shall assess a fee to fund the*
 14 *reasonable costs of implementing the program established pursuant*
 15 *to this chapter.*

16 (b) *All fees collected by the state board pursuant to this chapter*
 17 *shall be deposited in the Truck Emission Check (TEC) Fund, which*
 18 *is hereby created in the State Treasury. All moneys in the fund*
 19 *shall be available upon appropriation by the Legislature to the state*
 20 *board for the regulatory purposes of this chapter. the program.*

21 (c) *All penalty moneys collected by the state board pursuant to*
 22 *this chapter shall be deposited in the Diesel Emission System*
 23 *Inspection and Smoke Test (DESIST) Account, which is hereby*
 24 *created in the TEC Fund in the State Treasury. All moneys in the*
 25 *account shall be available upon appropriation by the Legislature.*
 26 *Air Pollution Control Fund.*

27 ~~44152. The~~

28 44156. *Prior to fully implementing the program, the state board,*
 29 *in consultation with the bureau, the Department of Transportation,*
 30 *the Department of Motor Vehicles, the Department of the*
 31 *California Highway Patrol, other interested state agencies, and*
 32 *stakeholders as part of a public process, may shall implement a*
 33 *pilot program prior to fully implementing the program authorized*
 34 *pursuant to this chapter. that develops and demonstrates*
 35 *technologies that show potential for readily bringing vehicles into*
 36 *the program. The state board shall report the findings of the pilot*
 37 *program on its Internet Web site.*

38 SEC. 3. *Section 4000.17 is added to the Vehicle Code,*
 39 *immediately following Section 4000.15, to read:*

1 4000.17. (a) No later than one year after the effective date of
2 a regulation implementing the Heavy-Duty Vehicle Inspection and
3 Maintenance Program described in Section 44152 of the Health
4 and Safety Code, the department shall confirm, prior to the initial
5 registration, the transfer of ownership, or the renewal of
6 registration, that a heavy-duty vehicle is compliant with, or exempt
7 from, the Heavy-Duty Vehicle Inspection and Maintenance
8 Program.

9 (b) For purposes of this section, “heavy-duty vehicle” means
10 a nongasoline heavy-duty onroad motor vehicle with a gross
11 vehicle weight rating of more than 14,000 pounds, as defined by
12 the State Air Resources Board pursuant to Section 44152 of the
13 Health and Safety Code.

14 (c) Subdivision (a) does not apply to a transfer of ownership
15 and registration under any of the following circumstances:

16 (1) A motor vehicle registered to a sole proprietorship is
17 transferred to the proprietor as owner.

18 (2) The transfer is between companies the principal business
19 of which is leasing motor vehicles, if there is no change in the
20 lessee or operator of the motor vehicle or between the lessor and
21 the person who has been, for at least one year, the lessee’s operator
22 of the motor vehicle.

23 (3) The transfer is between the lessor and lessee of the motor
24 vehicle, if there is no change in the lessee or operator of the motor
25 vehicle.

26 (4) An additional individual is added as a registered owner of
27 the motor vehicle.

28 (d) The State Air Resources Board shall notify the department
29 of the motor vehicles allowed to be registered pursuant to this
30 section.

31 SEC. 4. Section 4156.5 is added to the Vehicle Code, to read:

32 4156.5. (a) Except as provided in subdivision (b), the
33 department in its discretion may issue a temporary permit to
34 operate a vehicle when a payment of fees has been accepted in an
35 amount to be determined by, and paid to, the department, by the
36 owner or other person in lawful possession of the vehicle, for a
37 vehicle for which registration may be refused pursuant to Section
38 4000.17. The permit shall be subject to the terms and conditions
39 that the department shall deem appropriate under the
40 circumstances.

1 (b) The department shall not issue a temporary permit pursuant
2 to subdivision (a) to operate a vehicle for which a certificate of
3 compliance is required pursuant to Section 4000.17, and for which
4 that certificate of compliance has not been issued, unless the
5 department is presented with sufficient evidence, as determined
6 by the department, that the vehicle has failed its most recent
7 inspection pursuant to the Heavy-Duty Vehicle Inspection and
8 Maintenance Program described in Section 44152 of the Health
9 and Safety Code.

10 (c) Only one temporary permit may be issued pursuant to this
11 section for any vehicle, unless otherwise approved by the State Air
12 Resources Board.

13 (d) A temporary permit issued pursuant to this section is valid
14 for either 60 days after the expiration of the registration of the
15 vehicle or 60 days after the date that vehicle is removed from
16 nonoperation, whichever is applicable at the time the temporary
17 permit is issued.

18 (e) (1) A fee of fifty dollars (\$50) shall be paid for a temporary
19 permit issued pursuant to this section.

20 (2) After deducting its administrative costs, the department shall
21 deposit fees collected pursuant to paragraph (1) in the Truck
22 Emission Check (TEC) Fund described in subdivision (b) of Section
23 44151 of the Health and Safety Code, to be used for regulatory
24 activities under the Heavy-Duty Vehicle Inspection and
25 Maintenance Program.

26 SEC. 5. Section 24019 is added to the Vehicle Code, to read:

27 24019. (a) A nongasoline heavy-duty onroad motor vehicle
28 with a gross vehicle weight rating of more than 14,000 pounds
29 shall not be operated on a public road in this state if that vehicle
30 has an illuminated malfunction indicator light (MIL) displaying
31 the International Standards Organization (ISO) 2575 engine
32 symbol F01, consistent with subdivision (d) of Section 1971.1 of
33 Title 13 of the California Code of Regulations.

34 (b) A violation of this section shall be considered a mechanical
35 violation under Section 40610 of the Vehicle Code. A peace officer
36 shall not stop a vehicle solely on suspicion of a violation of this
37 section.

38 SEC. 6. Section 27153 of the Vehicle Code is amended to read:

1 27153. ~~No~~(a) A motor vehicle shall *not* be operated in a
2 manner resulting in the escape of excessive smoke, flame, gas, oil,
3 or fuel residue.

4 ~~The provisions of this section apply~~

5 (b) A nongasoline heavy-duty onroad motor vehicle with a gross
6 vehicle weight rating of more than 14,000 pounds shall not be
7 operated in a manner resulting in the escape of visible smoke,
8 except during active regeneration.

9 (c) This section applies to motor vehicles of the United States
10 or its agencies, to the extent authorized by federal law.

11 SEC. 7. Section 27158.1 is added to the Vehicle Code, to read:

12 27158.1. (a) Commencing one year after the effective date of
13 a regulation implementing the Heavy-Duty Vehicle Inspection and
14 Maintenance Program described in Section 44152 of the Health
15 and Safety Code, a legal owner or registered owner of a
16 nongasoline heavy-duty onroad motor vehicle with a gross vehicle
17 weight rating of more than 14,000 pounds shall maintain a
18 certificate of compliance, as described in Section 44152 of the
19 Health and Safety Code, or a facsimile or electronic copy thereof,
20 with the vehicle for which the certificate is issued.

21 (b) Subdivision (a) does not apply when a certificate of
22 compliance is necessarily removed from the vehicle for the purpose
23 of renewal or when the vehicle is left unattended.

24 (c) A violation of this section shall be cited in accordance with
25 Section 40610.

26 SEC. 8. Section 27158.2 is added to the Vehicle Code, to read:

27 27158.2. (a) The driver of a nongasoline heavy-duty onroad
28 motor vehicle with a gross vehicle weight rating of more than
29 14,000 pounds shall present the certificate of compliance, as
30 described in Section 44152 of the Health and Safety Code, or other
31 evidence of the certificate of compliance, of the vehicle under his
32 or her immediate control for examination upon demand by any
33 peace officer.

34 (b) The driver of the vehicle described in subdivision (a) shall
35 not present to any peace officer a certificate of compliance not
36 issued for that vehicle.

37 SEC. 9. No reimbursement is required by this act pursuant to
38 Section 6 of Article XIII B of the California Constitution because
39 the only costs that may be incurred by a local agency or school
40 district will be incurred because this act creates a new crime or

1 *infraction, eliminates a crime or infraction, or changes the penalty*
2 *for a crime or infraction, within the meaning of Section 17556 of*
3 *the Government Code, or changes the definition of a crime within*
4 *the meaning of Section 6 of Article XIII B of the California*
5 *Constitution.*

O

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Doug Kim and Members
of the Legislative Committee

From: Jack P. Broadbent
Executive Officer/APCO

Date: January 2, 2019

Re: Sacramento Legislative Update

RECOMMENDED ACTION

None; receive and file.

DISCUSSION

The Senate Pro-Tem and Assembly Speaker both released committee assignments for the 2019-2020 legislative session, which are attached. There are not many major changes in either house. On the Senate side, Senator Benjamin Allen (D-Santa Monica) has replaced Senator Bob Wieckowski (D-Fremont) as Chair of Environmental Quality, however Senator Wieckowski will remain as the Chair of Budget Subcommittee #2 on Resources, Environmental Protection, Energy and Transportation. A new committee was formed, Senate Transportation, with Senator Jim Beall (D-San Jose) named as Chair. On the Assembly side, Assemblymember Phil Ting (D-San Francisco) will be the Chair of the Budget Committee, Assemblymember Richard Bloom (D-Santa Monica) will be the Chair of Budget Subcommittee #3 on Resources and Transportation, and Assemblymember Jim Frazier (D-Discovery Bay) will continue as Chair of the Transportation Committee.

Governor Newsom will be releasing his first budget proposal by January 10, 2019, and staff will provide updates on areas of interest.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Alan Abbs

Attachment 5A: 2019-20 Assembly Committee Membership

Attachment 5B: 2019-20 Senate Chair and Vice-Chair Committee Assignments



ANTHONY RENDON

SPEAKER *of the* ASSEMBLY
Sixty-Third Assembly District

December 27, 2018

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson:

Please be advised that I have made appointments to the following committees for the 2019-20 Regular Session:

Accountability and Administrative Review

Assemblymember Cottie Petrie-Norris, Chair
Assemblymember Jim Patterson, Vice Chair
Assemblymember Autumn Burke
Assemblymember Tom Lackey
Assemblymember Jose Medina
Assemblymember Sharon Quirk-Silva
Assemblymember Christy Smith

Aging and Long-Term Care

Assemblymember Adrin Nazarian, Chair
Assemblymember Randy Voepel, Vice Chair
Assemblymember Tasha Boerner Horvath
Assemblymember Ash Kalra
Assemblymember Tom Lackey
Assemblymember Eloise Reyes
Assemblymember Blanca Rubio

Agriculture

Assemblymember Susan Eggman, Chair
Assemblymember Devon Mathis, Vice Chair
Assemblymember Cecilia Aguiar-Curry
Assemblymember Jordan Cunningham
Assemblymember Heath Flora
Assemblymember Adam Gray
Assemblymember Jacqui Irwin
Assemblymember Reginald Jones-Sawyer

Agriculture (continued)

Assemblymember Marc Levine
Assemblymember Robert Rivas
Assemblymember Rudy Salas

I have increased the membership of the committee from 10 to 11 members.

Appropriations

Assemblymember Lorena Gonzalez, Chair
Assemblymember Frank Bigelow, Vice Chair
Assemblymember Richard Bloom
Assemblymember Rob Bonta
Assemblymember Bill Brough
Assemblymember Ian Calderon
Assemblymember Wendy Carrillo
Assemblymember Ed Chau
Assemblymember Tyler Diep
Assemblymember Susan Eggman
Assemblymember Vince Fong
Assemblymember Jesse Gabriel
Assemblymember Eduardo Garcia
Assemblymember Jay Obernolte
Assemblymember Cottie Petrie-Norris
Assemblymember Bill Quirk
Assemblymember Robert Rivas

Arts, Entertainment, Sports, Tourism, and Internet Media

Assemblymember Kansen Chu, Chair
Assemblymember Tyler Diep, Vice Chair
Assemblymember David Chiu
Assemblymember Steven Choi
Assemblymember Laura Friedman
Assemblymember Sydney Kamlager-Dove
Assemblymember Adrin Nazarian

Banking and Finance

Assemblymember Monique Limón, Chair
Assemblymember Phillip Chen, Vice Chair
Assemblymember Rebecca Bauer-Kahan
Assemblymember Autumn Burke
Assemblymember Sabrina Cervantes
Assemblymember Steven Choi
Assemblymember Jesse Gabriel
Assemblymember Timothy Grayson
Assemblymember Melissa Melendez
Assemblymember Mark Stone
Assemblymember Shirley Weber
Assemblymember Buffy Wicks

I have increased the membership of the committee from 11 to 12 members.

Budget

Assemblymember Phil Ting, Chair
Assemblymember Jay Obernolte, Vice Chair
Assemblymember Joaquin Arambula
Assemblymember Richard Bloom
Assemblymember Bill Brough
Assemblymember David Chiu
Assemblymember Jim Cooper
Assemblymember Vince Fong
Assemblymember Jim Frazier
Assemblymember James Gallagher
Assemblymember Cristina Garcia
Assemblymember Reginald Jones-Sawyer
Assemblymember Tom Lackey
Assemblymember Monique Limón
Assemblymember Brian Maienschein
Assemblymember Devon Mathis
Assemblymember Kevin McCarty
Assemblymember Jose Medina
Assemblymember Melissa Melendez
Assemblymember Kevin Mullin
Assemblymember Al Muratsuchi
Assemblymember Adrin Nazarian
Assemblymember Patrick O'Donnell
Assemblymember Jim Patterson
Assemblymember James Ramos
Assemblymember Eloise Reyes
Assemblymember Luz Rivas
Assemblymember Blanca Rubio
Assemblymember Mark Stone
Assemblymember Shirley Weber
Assemblymember Buffy Wicks
Assemblymember Jim Wood

I have increased the membership of the committee from 29 to 32 members.

Budget Subcommittee No. 1 on Health and Human Services

Assemblymember Joaquin Arambula, Chair
Assemblymember Jim Frazier
Assemblymember Devon Mathis
Assemblymember Jim Patterson
Assemblymember James Ramos
Assemblymember Blanca Rubio
Assemblymember Jim Wood
Assemblymember Phil Ting, Democratic Alternate
Assemblymember Jay Obernolte, Republican Alternate

I have increased the membership of the committee from 5 to 7 members.

Budget Subcommittee No. 2 on Education Finance

Assemblymember Kevin McCarty, Chair
Assemblymember James Gallagher
Assemblymember Monique Limón
Assemblymember Brian Maienschein
Assemblymember Jose Medina
Assemblymember Al Muratsuchi
Assemblymember Patrick O'Donnell
Assemblymember Phil Ting, Democratic Alternate
Assemblymember Jay Obernolte, Republican Alternate

Budget Subcommittee No. 3 on Resources and Transportation

Assemblymember Richard Bloom, Chair
Assemblymember Vince Fong
Assemblymember Cristina Garcia
Assemblymember Kevin Mullin
Assemblymember Jim Patterson
Assemblymember Eloise Reyes
Assemblymember Luz Rivas
Assemblymember Phil Ting, Democratic Alternate
Assemblymember Jay Obernolte, Republican Alternate
I have increased the membership of the committee from 5 to 7 members.

Budget Subcommittee No. 4 on State Administration

Assemblymember Jim Cooper, Chair
Assemblymember David Chiu
Assemblymember Tom Lackey
Assemblymember Adrin Nazarian
Assemblymember Buffy Wicks
Assemblymember Phil Ting, Democratic Alternate
Assemblymember Jay Obernolte, Republican Alternate

Budget Subcommittee No. 5 on Public Safety

Assemblymember Shirley Weber, Chair
Assemblymember Reginald Jones-Sawyer
Assemblymember Tom Lackey
Assemblymember Melissa Melendez
Assemblymember Mark Stone
Assemblymember Phil Ting, Democratic Alternate
Assemblymember Jay Obernolte, Republican Alternate

Budget Subcommittee No. 6 on Budget Process, Oversight and Program Evaluation

Assemblymember Phil Ting, Chair
Assemblymember Joaquin Arambula
Assemblymember Richard Bloom
Assemblymember Bill Brough
Assemblymember Jim Cooper

Budget Subcommittee No. 6 on Budget Process, Oversight and Program Evaluation (continued)

Assemblymember Vince Fong
Assemblymember Kevin McCarty
Assemblymember Jay Obernolte
Assemblymember Shirley Weber

Business and Professions

Assemblymember Evan Low, Chair
Assemblymember Bill Brough, Vice Chair
Assemblymember Joaquin Arambula
Assemblymember Richard Bloom
Assemblymember Phillip Chen
Assemblymember David Chiu
Assemblymember Jordan Cunningham
Assemblymember Brian Dahle
Assemblymember Susan Eggman
Assemblymember Vince Fong
Assemblymember Mike Gipson
Assemblymember Todd Gloria
Assemblymember Timothy Grayson
Assemblymember Chris Holden
Assemblymember Jacqui Irwin
Assemblymember Kevin McCarty
Assemblymember Jose Medina
Assemblymember Kevin Mullin
Assemblymember Jay Obernolte
Assemblymember Phil Ting

I have increased the membership of the committee from 19 to 20 members.

Communications and Conveyance

Assemblymember Miguel Santiago, Chair
Assemblymember Jay Obernolte, Vice Chair
Assemblymember Tasha Boerner Horvath
Assemblymember Rob Bonta
Assemblymember Bill Brough
Assemblymember Sabrina Cervantes
Assemblymember Eduardo Garcia
Assemblymember Chris Holden
Assemblymember Sydney Kamlager-Dove
Assemblymember Evan Low
Assemblymember Brian Maienschein
Assemblymember Jim Patterson
Assemblymember Sharon Quirk-Silva
Assemblymember Freddie Rodriguez

I have increased the membership of the committee from 13 to 14 members.

Education

Assemblymember Patrick O'Donnell, Chair
Assemblymember Kevin Kiley, Vice Chair
Assemblymember Ash Kalra
Assemblymember Kevin McCarty
Assemblymember Brian Maienschein
Assemblymember Christy Smith
Assemblymember Shirley Weber

Elections and Redistricting

Assemblymember Marc Berman, Chair
Assemblymember James Gallagher, Vice Chair
Assemblymember Ian Calderon
Assemblymember Evan Low
Assemblymember Chad Mayes
Assemblymember Kevin Mullin
Assemblymember Shirley Weber

Environmental Safety and Toxic Materials

Assemblymember Bill Quirk, Chair
Assemblymember Melissa Melendez, Vice Chair
Assemblymember Joaquin Arambula
Assemblymember Rebecca Bauer-Kahan
Assemblymember Brian Dahle
Assemblymember Cristina Garcia
Assemblymember Chris Holden
Assemblymember Devon Mathis
Assemblymember Al Muratsuchi
I have increased the membership of the committee from 7 to 9 members.

Governmental Organization

Assemblymember Adam Gray, Chair
Assemblymember Frank Bigelow, Vice Chair
Assemblymember Cecilia Aguiar-Curry
Assemblymember Marc Berman
Assemblymember Rob Bonta
Assemblymember Bill Brough
Assemblymember Ken Cooley
Assemblymember Jim Cooper
Assemblymember Tom Daly
Assemblymember James Gallagher
Assemblymember Eduardo Garcia
Assemblymember Mike Gipson
Assemblymember Reginald Jones-Sawyer
Assemblymember Tom Lackey
Assemblymember Evan Low
Assemblymember Devon Mathis

Governmental Organization (continued)

Assemblymember Melissa Melendez
Assemblymember Sharon Quirk-Silva
Assemblymember Robert Rivas
Assemblymember Blanca Rubio
Assemblymember Rudy Salas

Health

Assemblymember Jim Wood, Chair
Assemblymember Chad Mayes, Vice Chair
Assemblymember Cecilia Aguiar-Curry
Assemblymember Frank Bigelow
Assemblymember Rob Bonta
Assemblymember Autumn Burke
Assemblymember Wendy Carrillo
Assemblymember Heath Flora
Assemblymember Monique Limón
Assemblymember Kevin McCarty
Assemblymember Adrin Nazarian
Assemblymember James Ramos
Assemblymember Freddie Rodriguez
Assemblymember Miguel Santiago
Assemblymember Marie Waldron

Higher Education

Assemblymember Jose Medina, Chair
Assemblymember Steven Choi, Vice Chair
Assemblymember Joaquin Arambula
Assemblymember Richard Bloom
Assemblymember Jesse Gabriel
Assemblymember Jacqui Irwin
Assemblymember Kevin Kiley
Assemblymember Marc Levine
Assemblymember Evan Low
Assemblymember Jim Patterson
Assemblymember Miguel Santiago
Assemblymember Shirley Weber
I have decreased the membership of the committee from 13 to 12 members.

Housing and Community Development

Assemblymember David Chiu, Chair
Assemblymember Brian Maienschein, Vice Chair
Assemblymember Jesse Gabriel
Assemblymember Todd Gloria
Assemblymember Kevin Kiley
Assemblymember Monique Limón
Assemblymember Sharon Quirk-Silva

Human Services

Assemblymember Eloise Reyes, Chair
Assemblymember Brian Maienschein, Vice Chair
Assemblymember Joaquin Arambula
Assemblymember Steven Choi
Assemblymember Laura Friedman
Assemblymember Mike Gipson
Assemblymember Mark Stone

Insurance

Assemblymember Tom Daly, Chair
Assemblymember Chad Mayes, Vice Chair
Assemblymember Marc Berman
Assemblymember Frank Bigelow
Assemblymember Ian Calderon
Assemblymember Phillip Chen
Assemblymember Kansen Chu
Assemblymember Ken Cooley
Assemblymember Jim Cooper
Assemblymember Jim Frazier
Assemblymember Mike Gipson
Assemblymember Timothy Grayson
Assemblymember Sydney Kamlager-Dove
Assemblymember Randy Voepel
I have increased the membership of the committee from 13 to 14 members.

Jobs, Economic Development, and the Economy

Assemblymember Sabrina Cervantes, Chair
Assemblymember Jordan Cunningham, Vice Chair
Assemblymember Ed Chau
Assemblymember Phillip Chen
Assemblymember James Ramos
Assemblymember Luz Rivas
Assemblymember Christy Smith

Judiciary

Assemblymember Mark Stone, Chair
Assemblymember Brian Maienschein, Vice Chair
Assemblymember Ed Chau
Assemblymember David Chiu
Assemblymember James Gallagher
Assemblymember Lorena Gonzalez
Assemblymember Chris Holden
Assemblymember Ash Kalra
Assemblymember Kevin Kiley

Judiciary (continued)

Assemblymember Cottie Petrie-Norris

Assemblymember Eloise Reyes

I have increased the membership of the committee from 10 to 11 members.

Labor and Employment

Assemblymember Ash Kalra, Chair

Assemblymember Heath Flora, Vice Chair

Assemblymember Wendy Carrillo

Assemblymember Tyler Diep

Assemblymember Lorena Gonzalez

Assemblymember Reginald Jones-Sawyer

Assemblymember Luz Rivas

Local Government

Assemblymember Cecilia Aguiar-Curry, Chair

Assemblymember Tom Lackey, Vice Chair

Assemblymember Richard Bloom

Assemblymember Tasha Boerner Horvath

Assemblymember James Ramos

Assemblymember Luz Rivas

Assemblymember Robert Rivas

Assemblymember Randy Voepel

I have decreased the membership of the committee from 9 to 8 members.

Natural Resources

Assemblymember Laura Friedman, Chair

Assemblymember Heath Flora, Vice Chair

Assemblymember Ed Chau

Assemblymember Susan Eggman

Assemblymember Cristina Garcia

Assemblymember Monique Limón

Assemblymember Devon Mathis

Assemblymember Kevin McCarty

Assemblymember Melissa Melendez

Assemblymember Al Muratsuchi

Assemblymember Mark Stone

I have increased the membership of the committee from 10 to 11 members.

Privacy and Consumer Protection

Assemblymember Ed Chau, Chair

Assemblymember Kevin Kiley, Vice Chair

Assemblymember Rebecca Bauer-Kahan

Assemblymember Marc Berman

Assemblymember Ian Calderon

Assemblymember Jesse Gabriel

Assemblymember James Gallagher

Privacy and Consumer Protection (continued)

Assemblymember Jacqui Irwin
Assemblymember Jay Obernolte
Assemblymember Christy Smith
Assemblymember Buffy Wicks

I have increased the membership of the committee from 10 to 11 members.

Public Employment and Retirement

Assemblymember Freddie Rodriguez, Chair
Assemblymember Randy Voepel, Vice Chair
Assemblymember Sabrina Cervantes
Assemblymember Ken Cooley
Assemblymember Jim Cooper
Assemblymember Vince Fong
Assemblymember Patrick O'Donnell

Public Safety

Assemblymember Reginald Jones-Sawyer, Chair
Assemblymember Tom Lackey, Vice Chair
Assemblymember Rebecca Bauer-Kahan
Assemblymember Tyler Diep
Assemblymember Sydney Kamlager-Dove
Assemblymember Bill Quirk
Assemblymember Miguel Santiago
Assemblymember Buffy Wicks

I have increased the membership of the committee from 7 to 8 members.

Revenue and Taxation

Assemblymember Autumn Burke, Chair
Assemblymember Bill Brough, Vice Chair
Assemblymember Kansan Chu
Assemblymember Adam Gray
Assemblymember Chad Mayes
Assemblymember Melissa Melendez
Assemblymember Kevin Mullin
Assemblymember Cottie Petrie-Norris
Assemblymember Bill Quirk
Assemblymember Luz Rivas
Assemblymember Phil Ting

I have increased the membership of the committee from 10 to 11 members.

Rules

Assemblymember Ken Cooley, Chair
Assemblymember Jordan Cunningham, Vice Chair
Assemblymember Wendy Carrillo
Assemblymember Tyler Diep
Assemblymember Heath Flora
Assemblymember Timothy Grayson

Rules (continued)

Assemblymember Sydney Kamlager-Dove
Assemblymember Sharon Quirk-Silva
Assemblymember James Ramos
Assemblymember Robert Rivas
Assemblymember Buffy Wicks
Assemblymember Marc Levine, Democratic Alternate
Assemblymember Devon Mathis, Republican Alternate

Transportation

Assemblymember Jim Frazier, Chair
Assemblymember Vince Fong, Vice Chair
Assemblymember Cecilia Aguiar-Curry
Assemblymember Marc Berman
Assemblymember Frank Bigelow
Assemblymember Kansen Chu
Assemblymember Jordan Cunningham
Assemblymember Tom Daly
Assemblymember Tyler Diep
Assemblymember Laura Friedman
Assemblymember Mike Gipson
Assemblymember Timothy Grayson
Assemblymember Jose Medina
Assemblymember Adrin Nazarian
Assemblymember Patrick O'Donnell
I have increased the membership of the committee from 14 to 15 members.

Utilities and Energy

Assemblymember Chris Holden, Chair
Assemblymember Jim Patterson, Vice Chair
Assemblymember Autumn Burke
Assemblymember Wendy Carrillo
Assemblymember Phillip Chen
Assemblymember Jordan Cunningham
Assemblymember Susan Eggman
Assemblymember Cristina Garcia
Assemblymember Eduardo Garcia
Assemblymember Chad Mayes
Assemblymember Al Muratsuchi
Assemblymember Bill Quirk
Assemblymember Eloise Reyes
Assemblymember Miguel Santiago
Assemblymember Phil Ting

Veterans Affairs

Assemblymember Jacqui Irwin, Chair
Assemblymember Randy Voepel, Vice Chair
Assemblymember Tasha Boerner Horvath

Veterans Affairs (continued)

Assemblymember Bill Brough
Assemblymember Tom Daly
Assemblymember Jim Frazier
Assemblymember Todd Gloria
Assemblymember Devon Mathis
Assemblymember Al Muratsuchi
Assemblymember Cottie Petrie-Norris
Assemblymember Rudy Salas

I have increased the membership of the committee from 10 to 11 members.

Water, Parks, and Wildlife

Assemblymember Eduardo Garcia, Chair
Assemblymember James Gallagher, Vice Chair
Assemblymember Frank Bigelow
Assemblymember Steven Choi
Assemblymember Kansen Chu
Assemblymember Brian Dahle
Assemblymember Laura Friedman
Assemblymember Cristina Garcia
Assemblymember Todd Gloria
Assemblymember Ash Kalra
Assemblymember Marc Levine
Assemblymember Blanca Rubio
Assemblymember Rudy Salas
Assemblymember Jim Wood

I have decreased the membership of the committee from 15 to 14 members.

Joint Legislative Audit

Assemblymember Rudy Salas, Chair
Assemblymember Tasha Boerner Horvath
Assemblymember Tyler Diep
Assemblymember Jim Patterson
Assemblymember Blanca Rubio
Assemblymember Randy Voepel
Assemblymember Jim Wood

Joint Legislative Budget

Assemblymember Phil Ting, Vice Chair
Assemblymember Joaquin Arambula
Assemblymember Richard Bloom
Assemblymember Kevin McCarty
Assemblymember Melissa Melendez
Assemblymember Jay Obernolte
Assemblymember Luz Rivas
Assemblymember Shirley Weber

Mr. E Dotson Wilson
December 27, 2018
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Joint Legislative Committee on Climate Change Policies

Assemblymember Cristina Garcia, Chair
Assemblymember Autumn Burke
Assemblymember Eduardo Garcia
Assemblymember Chad Mayes

Joint Legislative Committee on Emergency Management

Assemblymember Christy Smith, Chair
Assemblymember Cecilia Aguiar-Curry
Assemblymember Heath Flora
Assemblymember Adam Gray
Assemblymember Tom Lackey
Assemblymember Melissa Melendez
Assemblymember Freddie Rodriguez

Legislative Ethics

Assemblymember Luz Rivas, Co-Chair
Assemblymember Jordan Cunningham, Co-Chair
Assemblymember Marc Berman
Assemblymember Steven Choi
Assemblymember Heath Flora
Assemblymember Eloise Reyes

Sincerely,

A handwritten signature in black ink, appearing to read 'A. Rendon', with a stylized flourish at the end.

ANTHONY RENDON
Speaker of the Assembly



FOR IMMEDIATE RELEASE

Dec. 21, 2018

CONTACT: Lizelda.Lopez@sen.ca.gov

**Senate Leader Atkins Announces Committee Assignments for the
2019-2020 Legislative Session**

SACRAMENTO – California Senate President pro Tempore, Toni G. Atkins (D-San Diego), today announced the Senate’s leadership positions and committee assignments. These assignments reflect a diversity of skills and backgrounds needed to continue to move California forward and achieve the people’s work.

Designated committee chairs and vice chairs will be formally adopted by the Senate in January 2019.

Senate Leadership Positions

- Senator Robert M. Hertzberg (D-Los Angeles), Senate Majority Leader.
- Senator Mike McGuire (D-Healdsburg), Assistant Majority Leader.
- Senator Nancy Skinner (D-Berkeley), Majority Whip.
- Senator Maria Elena Durazo (D-Los Angeles) and Senator Scott D. Wiener (D-San Francisco), Assistant Majority Whips.
- Senator Connie M. Leyva (D-Chino), Democratic Caucus Chair.

Standing Committees

Agriculture

- Senator Cathleen Galgiani (D-Stockton), Chair.
- Senator Scott Wilk (R-Santa Clarita), Vice Chair.

Appropriations

- Senator Anthony J. Portantino (D-La Cañada-Flintridge), Chair.
- Senator Pat C. Bates (R-Laguna Niguel), Vice Chair.

Banking and Financial Institutions

- Senator Steven Bradford (D-Gardena), Chair.
- Senator Ling Ling Chang (R-Brea), Vice Chair.

Budget and Fiscal Review

- Senator Holly J. Mitchell (D-Los Angeles), Chair.
- Senator Jim Nielsen (R-Tehama), Vice Chair.

Business, Professions and Economic Development

- Senator Steven M. Glazer (D-Contra Costa), Chair.
- Senator Ling Ling Chang (R-Diamond Bar), Vice Chair.

Education

- Senator Connie M. Leyva (D-Chino), Chair.
- Senator Scott Wilk (R-Santa Clarita), Vice Chair.

Elections and Constitutional Amendments

- Senator Thomas J. Umberg (D-Santa Ana), Chair.
- Senator Jim Nielsen (R-Tehama), Vice Chair.

Energy, Utilities and Communications

- Senator Ben Hueso (D-San Diego), Chair.
- Senator John M. W. Moorlach (R-Costa Mesa), Vice Chair.

Environmental Quality

- Senator Benjamin Allen (D-Santa Monica), Chair.
- Senator Pat C. Bates (R-Laguna Niguel), Vice Chair.

Governance and Finance

- Senator Mike McGuire (D-Healdsburg), Chair.
- Senator John M. W. Moorlach (R-Costa Mesa), Vice Chair.

Governmental Organization

- Senator Bill Dodd (D-Napa), Chair.
- Senator Scott Wilk (R-Santa Clarita), Vice Chair.

Health

- Senator Richard Pan (D-Sacramento), Chair.
- Senator Jeff Stone (R-Temecula), Vice Chair.

Housing (new committee)

- Senator Scott D. Wiener (D-San Francisco), Chair.
- Senator Mike Morrell (R-Inland Empire), Vice Chair.

Human Services

- Senator Melissa Hurtado (D-Sanger), Chair.
- Senator Jeff Stone (R-Temecula), Vice Chair.

Insurance

- Senator Susan Rubio (D-Baldwin Park), Chair.
- Senator Brian W. Jones (R-San Marcos), Vice Chair.

Judiciary

- Senator Hannah-Beth Jackson (D-Santa Barbara), Chair.
- Senator Andreas Borgeas (R-Fresno), Vice Chair.

Labor, Public Employment and Retirement (new committee)

- Senator Jerry Hill (D-San Mateo), Chair.
- Senator Mike Morrell (R-Inland Empire), Vice Chair.

Legislative Ethics

- Senator Holly J. Mitchell (D-Los Angeles), Chair.

Natural Resources and Water

- Senator Henry Stern (D-Canoga Park), Chair.
- Senator Brian W. Jones (R-Santee), Vice Chair.

Public Safety

- Senator Nancy Skinner (D-Berkeley), Chair.
- Senator John M. W. Moorlach (R-Costa Mesa), Vice Chair.

Rules

- Senate President pro Tempore Toni G. Atkins (D-San Diego), Chair.
- Senator Scott Wilk (R-Santa Clarita), Vice Chair.

Transportation (new committee)

- Senator Jim Beall (D-San Jose), Chair.
- Senator Shannon Grove (R-Bakersfield), Vice Chair.

Veterans Affairs

- Senator Bob Archuleta (D-Pico Rivera), Chair.
- Senator Shannon Grove (R-Bakersfield), Vice Chair.

Budget Sub-Committees

Budget Subcommittee #1 on Education

- Senator Richard D. Roth (D-Riverside), Chair.

Budget Subcommittee #2 on Resources, Environmental Protection, Energy and Transportation

- Senator Bob Wieckowski (D-Fremont), Chair.

Budget Subcommittee #3 on Health and Human Services

- Senator Richard Pan (D-Sacramento), Chair.

Budget Subcommittee #4 on State Administration and General Government

- Senator Maria Elena Durazo (D-Los Angeles), Chair.

Budget Subcommittee #5 on Corrections, Public Safety and the Judiciary

- Senator Nancy Skinner (D-Berkeley), Chair.

Full committee membership will be announced at a later date.

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Website of President pro Tempore Toni G. Atkins: www.senate.ca.gov/Atkins.

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Doug Kim and Members
of the Legislative Committee

From: Jack P. Broadbent
Executive Officer/APCO

Date: January 2, 2019

Re: Potential Wildfire Smoke Public Health Legislation

RECOMMENDED ACTION

None; receive and file.

DISCUSSION

Staff will provide an update on activities related to eventual bill introduction which will include draft bill language for Committee discussion.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Alan Abbs