



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

BOARD OF DIRECTORS
LEGISLATIVE COMMITTEE MEETING

COMMITTEE MEMBERS

MARGARET ABE-KOGA – CHAIR
JOHN BAUTERS
PAULINE RUSSO CUTTER
SCOTT HAGGERTY
TYRONE JUE

BRAD WAGENKNECHT – VICE CHAIR
DAVID CANEPA
JOHN GIOIA
DAVINA HURT
KAREN MITCHOFF

**THIS MEETING WILL BE CONDUCTED UNDER PROCEDURES AUTHORIZED BY
EXECUTIVE ORDER N-29-20 ISSUED BY
GOVERNOR GAVIN NEWSOM**

- **MEMBERS OF THE COMMITTEE MUST PARTICIPATE BY
TELECONFERENCE**
- **THE PUBLIC MAY OBSERVE THIS MEETING THROUGH THE WEBCAST
OF THE MEETING BY CLICKING THE LINK AVAILABLE ON THE AIR
DISTRICT'S AGENDA WEBPAGE FOR THE MEETING AVAILABLE AT**

www.baaqmd.gov/bodagendas

**PLEASE CLICK THE LINK BELOW TO JOIN THE WEBINAR
WEBINAR ID: 997 1290 5405**

<https://bayareametro.zoom.us/j/99712905405>

- **PUBLIC COMMENTS WILL BE TAKEN DURING THE TELECONFERENCE.
INSTRUCTIONS WILL BE PROVIDED ON HOW TO COMMENT AT THE
START OF THE MEETING. COMMENTS MAY ALSO BE SUBMITTED AT**

Comments@baaqmd.gov

**THURSDAY
JUNE 25, 2020
9:30 A.M.**

AGENDA

1. CALL TO ORDER - ROLL CALL

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.

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.

***Email Comment on Agenda Items:** The public may comment on each item on the agenda. Email Comments for items on the agenda must be submitted to Comments@baaqmd.gov prior to the Committee taking up the particular item and indicate the agenda item to which the comment relates. Emailed comments will be considered as the agenda item is taken up by the Committee. Emailed comments containing 250 words or less will be read aloud by staff. Emailed comments exceeding 250 words may be summarized during the meeting, if feasible.*

Staff/Phone (415) 749-

2. APPROVAL OF THE MINUTES OF MAY 27, 2020

Clerk of the Boards/5073

The Committee will consider approving the attached draft minutes of the Legislative Committee meeting of May 27, 2020.

3. SACRAMENTO LEGISLATIVE BUDGET UPDATE

**A. Abbs/8437
aabbs@baaqmd.gov**

The Committee will receive an update on recent events of significance in Sacramento, including information related to the Fiscal Year (FY) 2020/2021 Budget.

4. AIR DISTRICT SPONSORED BILL

**A. Abbs/8437
aabbs@baaqmd.gov**

The Committee will receive an update on the status of the Air District's sponsored bill, Assembly Bill 2882 (Chu and C. Garcia) - Hazardous emissions and substances: schoolsites: private and charter schools.

5. **STATE LEGISLATION UPDATE**

A. Abbs/8437
aabbs@baaqmd.gov

Staff will present bills of interest and recommend the Committee recommend that the Board of Directors take positions on high priority bills where appropriate.

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

Emailed comments indicating the comment pertains to non-agenda matters will be considered under this item. Emailed comments containing 250 words or less will be read aloud by staff. Emailed comments exceeding 250 words may be summarized during the meeting, if feasible. Comments may also be made during the teleconference. Instructions will be provided at the start of the meeting.

7. **COMMITTEE MEMBER 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).

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

At the Call of the Committee Chair.

9. **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

- 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, CA 94105

FOR QUESTIONS PLEASE CALL (415) 749-4941

EXECUTIVE OFFICE:

MONTHLY CALENDAR OF AIR DISTRICT MEETINGS

JUNE 2020

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Budget & Finance Committee – CANCELLED	Wednesday	24	9:30 a.m.	Webcast only pursuant to Executive Order N-29-20
Board of Directors Legislative Committee - CANCELLED & RESCHEDULED TO THURSDAY, JUNE 25, 2020 AT 9:30 A.M.	Wednesday	24	9:30 a.m.	Webcast only pursuant to Executive Order N-29-20
Board of Directors Mobile Source Committee – CANCELLED & RESCHEDULED TO THURSDAY, JUNE 18, 2020 AT 9:30 A.M.	Wednesday	24	11:00 a.m.	Webcast only pursuant to Executive Order N-29-20
Board of Directors Stationary Source Committee – CANCELLED & RESCHEDULED TO WEDNESDAY, JUNE 17, 2020 AT 9:30 A.M.	Wednesday	24	12:00 p.m.	Webcast only pursuant to Executive Order N-29-20
Board of Directors Climate Protection Committee – CANCELLED & RESCHEDULED TO THURSDAY, JUNE 18, 2020 AT 11:30 A.M.	Wednesday	24	2:00 p.m.	Webcast only pursuant to Executive Order N-29-20
Board of Directors Legislative Committee	Thursday	25	9:30 a.m.	Webcast only pursuant to Executive Order N-29-20

JULY 2020

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Regular Meeting - CANCELLED	Wednesday	1	9:30 a.m.	Webcast only pursuant to Executive Order N-29-20
Board of Directors Ad Hoc Committee on Equity, Access, and Inclusion	Wednesday	1	10:00 a.m.	Webcast only pursuant to Executive Order N-29-20
Board of Directors Regular Meeting	Wednesday	15	9:30 a.m.	Webcast only pursuant to Executive Order N-29-20

AG – 6/18/2020 – 3:33 P.M.

G/Board/Executive Office/Moncal

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

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

From: Jack P. Broadbent
Executive Officer/APCO

Date: June 18, 2020

Re: Approval of the Minutes of May 27, 2020

RECOMMENDED ACTION

Approve the attached draft minutes of the Legislative Committee (Committee) meeting of May 27, 2020.

DISCUSSION

Attached for your review and approval are the draft minutes of the Committee meeting of May 27, 2020.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Marcy Hiratzka
Reviewed by: Vanessa Johnson

Attachment 2A: Draft Minutes of the Committee Meeting of May 27, 2020

AGENDA 2A – ATTACHMENT

Draft Minutes – Legislative Committee Meeting of May 27, 2020

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

DRAFT MINUTES

Summary of Board of Directors
Legislative Committee Meeting
Wednesday, May 27, 2020

This meeting was conducted under procedures authorized by executive order N-29-20 issued by Governor Gavin Newsom. Members of the committee participated by teleconference.

1. CALL TO ORDER – ROLL CALL

Legislative Committee (Committee) Chairperson, Margaret Abe-Koga, called the meeting to order at 1:00 p.m.

Present: Chairperson Margaret Abe-Koga; Vice Chairperson Brad Wagenknecht; and Directors John Bauters, David Canepa, Pauline Russo Cutter, John Gioia, Scott Haggerty, Davina Hurt, and Karen Mitchoff.

Absent: Director Tyrone Jue.

Also Present: Board Chair Rod Sinks.

2. APPROVAL OF THE MINUTES OF APRIL 22, 2020

Public Comments

No requests received.

Committee Comments

None.

Committee Action

Director Cutter made a motion, seconded by Director Hurt, to approve the Minutes of April 22, 2020; and the motion carried by the following vote of the Committee:

AYES: Abe-Koga, Bauters, Canepa, Cutter, Gioia, Hurt, Mitchoff, Sinks.
NOES: None.
ABSTAIN: None.
ABSENT: Haggerty, Jue, Wagenknecht.

3. SACRAMENTO LEGISLATIVE / BUDGET UPDATE

Alan Abbs, Legislative Officer, gave the staff presentation *Sacramento Legislative / Budget Update*, which captured various program allocations from the Governor’s proposed May revision to the Fiscal Year (FY) 2020-2021 Budget, as of May 14, 2020, that are of interest to the Air District. Mr. Abbs listed prioritized programs per the revised 2019-2020 Cap and Trade Expenditure Plan. He explained that the state will conduct its quarterly Cap and Trade auctions beginning in August 2020, and allocate the proceeds first to the prioritized programs and any remaining auction revenues to non-prioritized programs. Mr. Abbs said that auctions are not expected to generate as much return as usual, due to COVID-19 economic impacts. The Legislature may consider only the General Fund portion of the FY 20-21 Proposed Budget at this time, and the Cap and Trade portion later in the year. Representatives from air districts throughout the state attended both Assembly Budget Subcommittee No. 3 and Senate Budget Subcommittee No. 2 meetings on May 21 and May 24, 2020, respectively and advocated for the prioritization of Assembly Bill (AB) 617 implementation. At the Assembly Proceedings of the Committee of the Whole on the State Budget on May 26, 2020, legislators discussed the need for AB 617 funding. Mr. Abbs explained that air districts are becoming concerned about the fact that reserves from the Air Pollution Control Fund (APCF), which has helped fund AB 617, may be used to fund non-air quality programs in the future.

Public Comments

No requests received.

Committee Comments

The Committee and staff discussed the difference between FY 19-20 and proposed FY 20-21 (May revision) program allocations; when clarity on the State’s FY 20-21 Proposed Budget will be available; the request that the presentation on this item is sent to the entire Air District Board; the deadline by which the Board must make any last revisions to its Fiscal Year Ending 2021 Proposed Budget; the suggestion of adding a column to the chart in this item’s presentation indicating how much of the FY 19-20 State Budget was allocated specifically to the Bay Area Air Quality Management District (in comparison to other air districts); the concern that funding for AB 617 incentives is more readily available, than for AB 617 implementation; whether Cap and Trade proceeds are meant to replace or replenish the General Fund; predictions about Cap and Trade proceeds prior to the COVID-19 pandemic; when Cap and Trade auction revenues would be available, were they to exceed the estimated \$2.5 billion amount needed to first fund

priority programs; and clarification on when AB 617 funds will be cut, should the Governor’s May revision be passed.

Committee Action

None; receive and file.

4. AIR DISTRICT SPONSORED BILLS

Mr. Abbs gave the staff presentation *Air District Sponsored Bills*, including: Assembly Bill 2882 (Chu and C. Garcia) - Hazardous Emissions and Substances: School Sites: Private and Charter Schools, and AB 3211(Bauer-Kahan and Bonta) – Toxic Air Contaminants. Assembly Bill 2882 requires that private schools and charter schools meet the same siting requirements as public schools. Assembly Bill 3211 allows air districts to adopt local rules related to toxic air contaminants at indirect sources of air pollution, and also allows collection of data that will help air districts work with these sources and communities to reduce health impacts. Mr. Abbs reported that AB 2882 moved forward, and that while AB 3211 was referred to both the Assembly’s Committee on Transportation and Committee on Natural Resources, that bill will not be moving forward this year.

Public Comments

No requests received.

Committee Comments

None.

Committee Action

None; receive and file.

5. STATE LEGISLATION UPDATE

Mr. Abbs gave the staff presentation *State Legislation Update*, including: Senate Bill (SB) 802 (Glazer) and SB 1099 (Dodd); status of priority bills; and other bills of interest. Mr. Abbs explained that SB 802 and 1099 are to be merged (SB 802 will be dropped and 1099 will be rewritten.) This is scheduled to be heard on May 29, 2020 in the Senate Environmental Quality Committee, and amendments to SB 1099 may be available in a week.

- **SB 802** would allow health facilities to operate emergency backup generators during public safety power shutoffs (PSPS) without having that usage count towards time limitations established by air districts. This bill would require an air district to adopt a rule or revise its existing rules, consistent with federal law, to allow a health facility that has received a permit from the district to construct and operate an emergency backup generator to use that emergency backup generator during a deenergization

event without having that usage count toward any time limitation on actual usage and routine testing and maintenance included as a condition for issuance of that permit.

- **SB 1099** would allow critical facilities, including water and wastewater agencies, to operate existing emergency backup generators during Public Safety Power Shutoffs (PSPS) or other losses of power without being out of compliance or subject to penalties from local air districts. This flexibility would ensure water continues to flow and wastewater continues to be treated during power outages, protecting public health and safety. This bill, consistent with federal law, would require air districts to adopt a rule, or revise its existing rules, to allow critical facilities with a permitted emergency backup generator to use that emergency backup generator during a deenergization event or other loss of power, and to test and maintain that emergency backup generator, as specified, without having that usage, testing, or maintenance count toward that emergency backup generator’s time limitation on actual usage and routine testing and maintenance. The bill would prohibit air districts from imposing a fee on the issuance or renewal of a permit issued for those critical facility emergency backup generators. By requiring air districts to adopt a new permitting program for those critical facility emergency backup generators, the bill would impose a state-mandated local program. The bill also would define certain terms for purposes of these provisions.

Mr. Abbs stated that other bills of interest are included in the meeting packet, but the status of these bills may be unknown or changing.

Public Comments

No requests received.

Committee Comments

The Committee and staff discussed how the Air District would change its adopted position, should the Air District approve of the anticipated amendments to SB 1099, and how the authors would be notified if that were to occur.

Committee Action

None; receive and file.

6. PUBLIC COMMENT ON NON-AGENDA MATTERS

No requests received.

7. COMMITTEE MEMBERS’ COMMENTS / OTHER BUSINESS

Directors Haggerty, Mitchoff, and Canepa reiterated their concern with the format of “stacked” committee meetings on the same day and requested that the Air District be mindful of other regional agencies’ standing meeting schedules. Chair Abe-Koga requested that Air District staff survey the board members about whether they prefer or dislike stacked meetings.

8. TIME AND PLACE OF NEXT MEETING

The next meeting had originally been scheduled for Wednesday, June 24, 2020, at 9:30 a.m. via webcast, pursuant to procedures authorized by Executive Order N-29-20 issued by Governor Gavin Newsom. After the meeting adjourned, the next meeting was scheduled for Thursday, June 25, 2020, at 9:30 a.m., via webcast, pursuant to procedures authorized by Executive Order N-29-20 issued by Governor Gavin Newsom.

9. ADJOURNMENT

The meeting adjourned at 2:05 p.m.

Marcy Hiratzka
Clerk of the Boards

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

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

From: Jack P. Broadbent
Executive Officer/APCO

Date: June 18, 2020

Re: Sacramento Legislative Budget Update

RECOMMENDED ACTION

None; receive and file.

DISCUSSION

On May 14, 2020, Governor Newsom released his May Revision to the Fiscal Year (FY) 2020/2021 Budget, and on June 11, 2020 the Assembly and Senate released their proposal in the form of Senate Bill (SB) 74 (Mitchell). Of note is that SB 74 includes \$50 million in funding to air districts to implement the Assembly Bill (AB) 617 Program, which is the same amount of funding statewide that air districts received in the previous two budgets. Assuming a similar amount of funding is passed through to the Air District, this would likely fund most of the Air District’s program through early 2022. SB 74 also proposes to push off a budget for the Greenhouse Gas Reduction Fund until later in the summer.

Program	FY 20/21 (Jan)	FY 20/21 (May)	SB 74
AB 617 - Implementation	\$25M	\$0 *	\$50M
AB 617 - Incentives	\$200M	\$200M	Later
AB 617 - Technical Assistance	\$10M	\$0 *	Later
Clean Vehicle Rebate	\$125M	\$0 *	Later
Clean Truck and Bus	\$150M	\$0 *	Later
Ag Diesel Engine Replacement	\$50M	\$50M	Later
Clean Cars for All/School Bus	\$75M	\$0 *	Later
Woodstove Replacement	\$0	\$0	\$0
AB 836 (Wicks) Clean Air Centers	\$5.5M	\$0	\$5M

*\$0 * indicates \$0 in funding unless Cap and Trade Auction revenues for FY 20/21 exceed roughly \$2.5B in combined proceeds.*

On June 15, 2020, both the Assembly and Senate voted on and passed SB 74 to meet the state’s constitutional deadline. It is also unknown at this time whether the Governor will sign SB 74 as written.

Staff will provide an update to the Legislative Committee on activities related to the budget, as well as an update about the future Greenhouse Gas Reduction Fund Budget.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Alan Abbs
Reviewed by: Jack P. Broadbent

Attachment 3A: Air District Budget Letter to Governor – Dated June 8, 2020



**BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT**

ALAMEDA COUNTY

John J. Bauters
Pauline Russo Cutter
Scott Haggerty
Nate Miley

CONTRA COSTA COUNTY

John Gioia
David Hudson
Karen Mitchoff
(Secretary)
Mark Ross

MARIN COUNTY

Katie Rice

NAPA COUNTY

Brad Wagenknecht

SAN FRANCISCO COUNTY

VACANT

Shamann Walton
Tyrone Jue
(SF Mayor's Appointee)

SAN MATEO COUNTY

David J. Canepa
Carole Groom
Davina Hurt

SANTA CLARA COUNTY

Margaret Abe-Koga
Cindy Chavez
(Vice Chair)
Liz Kniss
Rod G. Sinks
(Chair)

SOLANO COUNTY

James Spering
Lori Wilson

SONOMA COUNTY

Teresa Barrett
Shirlee Zane

Jack P. Broadbent
EXECUTIVE OFFICER/APCO

June 8, 2020

The Honorable Gavin Newsom
Governor, State of California
State Capitol, First Floor
Sacramento, CA 95814

The Honorable Toni Atkins
President Pro Tempore of the California State Senate
State Capitol, Room 205
Sacramento, CA 95814

The Honorable Anthony Rendon
Speaker of the California State Assembly
State Capitol, Room 219
Sacramento, CA 95814

Re: 2020-2021 State Budget – Legislative Budget Package – \$50 Million for Air District AB 617 Implementation Funding – Support

Dear Governor Newsom, President Pro Tempore Atkins, and Speaker Rendon:

On behalf of the Bay Area Air Quality Management District (Bay Area AQMD), I am writing to express our strong support for the inclusion of \$50 million in air district implementation funding for the AB 617 Community Air Protection (CAP) Program in the Legislative Budget Package. This funding will provide important air pollution reductions and public health benefits statewide, especially in disproportionately impacted disadvantaged communities.

As you know, local air districts play a pivotal role in ensuring the state's air quality goals are met. These goals include attaining the health-protective national and state ambient air quality standards, reducing air toxics, working closely with the California Air Resources Board to implement the state's climate change programs, and ensuring community health is protected from the effects of air pollution. This includes responsibility for implementation of the AB 617 CAP Program, including expanded air quality monitoring and analysis, extensive community interaction and support, and developing and implementing local air protection plans. Communities that have been identified as AB 617 communities rely on local air districts to work with them to realize the climate, air quality, and health benefits that have been promised by the state's Cap and Trade program. AB 617 Implementation funding has been vital in this by funding dedicated community staff, support for community organizations, monitoring equipment, and hyper-local air quality planning work.

Recent studies show that long-term exposure to high levels of air pollution leads to higher mortality from COVID-19.¹ The same communities that are disproportionately impacted by air pollution are also disproportionately impacted by COVID-19, and AB 617 is an important, state-mandated, community-led effort to reduce air pollution exposure and improve public health and resiliency in these most impacted communities.

¹ "Exposure to air pollution and COVID-19 mortality in the United States: A nationwide cross-sectional study," Wu et al, (2020), doi: <https://doi.org/10.1101/2020.04.05.20054502>

Connect with the
Bay Area Air District:



Page 2

The enacted FY 19/20 budget included \$50 million (\$20 million from the Greenhouse Gas Reduction Fund (GGRF) and \$30 million from the Air Pollution Control Fund (APCF)) for implementation of AB 617. The May Revision to the FY 20/21 budget proposes a priority list of programs to be funded from the GGRF, with an arguably slim potential for all other programs to be funded proportionally if excess revenues are realized during the quarterly auctions. While we are grateful that AB 617 Incentive funding is considered a priority up to \$200 million under this approach, we were very disappointed that actual implementation of AB 617 was not considered a priority in the May Revision and created an unfunded mandate and a worrisome repeat of the pattern of government inconsistency and disinvestment in these vulnerable communities.

The Bay Area AQMD has played a central role in implementing AB 617 and has been working aggressively to make the program a success in two communities, West Oakland and Richmond/San Pablo. We are also working on early actions in East Oakland, Vallejo, San Jose, and eastern San Francisco, but the prospect of no funding for implementation of AB 617 will mean that much of our work will have to be scaled back or discontinued. Therefore, we urge the adoption of the proposal in the Legislative Budget Package to provide \$50 million in funding from the APCF for air district implementation of the AB 617 CAP Program. It is important to note that \$50 million for implementation is significantly less than actual expenditures by air districts, but this level of funding will at least help ensure that work continues and air quality improvements are realized in our communities. If communities and air districts are to be successful, state funding for support at the community level must be adequate and ongoing.

The Bay Area AQMD also has concerns about the underwhelming results of the most recent cap-and-trade auction, due to overall economic conditions and a substantial bank of unused allowances that has built up in the cap-and-trade program. The AB 617 CAP Program was created as a backstop to ensure that cap-and-trade provided overburdened communities the benefits of declining pollution exposure at the same or greater rate than the rest of the state's population. While the COVID-19 public health crisis has resulted in a temporary dip in pollution from some mobile and stationary sources, it is worrisome that pollution levels will soon return to normal but that the cap-and-trade program and GGRF may not be able to support programs to make long term reductions in greenhouse gases and other pollutants. We encourage the Legislature and Administration to closely monitor upcoming auctions and be open to adjusting the program as necessary.

The Bay Area AQMD appreciates the opportunity to provide our input on this important matter. We are committed to reducing air pollution in California and ensuring that every one of the region's 7.5 million residents can breathe clean, healthful air. We are also committed to ensuring that the State's most disproportionately affected populations realize emissions reductions as expeditiously as possible. If you should have any questions, please do not hesitate to contact me at (415) 749-5052, or our Legislative Officer, Mr. Alan Abbs at (916) 769-7769.

Sincerely,



Jack P. Broadbent
Executive Officer/Air Pollution Control Officer

AA/JPB

Cc: The Honorable Holly Mitchell, Chair, Senate Committee on Budget & Fiscal Review
The Honorable Phil Ting, Chair, Assembly Committee on the Budget
The Honorable Bob Wieckowski, Chair, Senate Budget Subcommittee 2 on Resources, Environmental Protection, Energy and Transportation
The Honorable Richard Bloom, Chair, Assembly Budget Subcommittee 3 on Resources and Transportation
Members of Senate Budget Subcommittee 2
Members of Assembly Budget Subcommittee 3
Jared Blumenfeld, Secretary for Environmental Protection
Christine Hironaka, Deputy Cabinet Secretary, Office of Governor Newsom
Rachel Machi Wagoner, Deputy Legislative Secretary, Office of Governor Newsom
Keely Bosler, Director, Department of Finance
Kate Gordon, Director, Office of Planning and Research and Climate Advisor to Governor Newsom
Mary Nichols, Chair, California Air Resources Board
Members of Bay Area Caucus

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

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

From: Jack P. Broadbent
Executive Officer/APCO

Date: June 18, 2020

Re: Air District Sponsored Bill

RECOMMENDED ACTION

None; receive and file.

DISCUSSION**Assembly Bill (AB) 2882 Hazardous emissions and substances: schoolsites: private and charter schools**

AB 2882 is the Air District's bill in response to the Stratford School issue, and is joint authored by Assemblymembers Chu and C. Garcia, with coauthors Assemblymembers Kalra, Quirk, and Wicks, and Senators Hill and Wieckowski. Prior to constructing a new public school, a school district must go through a California Environmental Quality Act (CEQA) process that requires (in the Ed Code and Resources Code) dialog with their local air district, identification of sources of air pollution nearby, and a thoughtful determination that the nearby sources of pollution do not pose a threat to the future students or employees. While private schools perform CEQA, they are not required to make a similar declaration prior to construction of a school. As we see more infill development in California, including development of old industrial sites, it will be important to ensure that our children have an opportunity to attend schools with a healthy learning environment. We are happy to be working with Assemblymember Chu on this important measure.

AB 2882 was referred to the Assembly Appropriations Committee on May 14, 2020 and made it off of the Suspense File with a unanimous vote. On June 10, 2020, Assemblymember Chu presented AB 2882 on the Assembly Floor and it passed with a vote of 65 in favor and 4 against. The bill will now go to the Senate.

Prior to the bill hearing, we received a new support letter from the California State PTA, which is attached.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Alan Abbs
Reviewed by: Jack P. Broadbent

Attachment 4A: California State PTA – AB 2882 – Support Letter

June 9, 2020

The Honorable Kansen Chu
California State Assembly
State Capitol, Room 3126
Sacramento, CA 95814

RE: AB 2882 Chu
CAPTA Position: *Support*

Dear Assemblymember Chu:

California State PTA has taken a support position on **AB 2882** which would require charter schools and private schools to follow the same requirements as public schools for evaluating a school site for potential hazardous substances, hazardous emissions or hazardous waste.

One of the planks to our legislative platform states that we will support legislation to prevent, control or eliminate hazards to the health, safety and well-being of all children and youth. We believe this bill certainly addresses the health and well-being of children.

Currently public schools have to meet stringent safety requirements to ensure there are no hazardous materials on school sites. Charter and private schools have no such requirements. All schools should be required to meet the same safety requirements to ensure all children are safe from hazardous materials.

California State PTA would like to thank you for the work on this important issue.

Sincerely,



Shayne Silva
Legislative Advocate for Health
California State PTA
916-440-1985 X311
e-mail: ssilva@capta.org
she/her/hers

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

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

From: Jack P. Broadbent
Executive Officer/APCO

Date: June 18, 2020

Re: State Legislation Update

RECOMMENDED ACTION

The Legislative Committee (Committee) will discuss and review bills and take positions where appropriate.

At the direction of the Board of Directors, the Committee will review and consider taking a position on Assembly Constitutional Amendment (ACA) 5 (Weber).

DISCUSSION

Staff will provide the Committee a brief summary and status of bills on the attached list.

Staff will review other bills that may be of interest to the Committee.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Jack P. Broadbent
Executive Officer/APCO

Prepared by: Alan Abbs
Reviewed by: Jack P. Broadbent

Attachment 5A: ACA 5 – Bill Language
Attachment 5B: Current Bills of Interest Matrix

AMENDED IN ASSEMBLY MAY 4, 2020

AMENDED IN ASSEMBLY MARCH 9, 2020

CALIFORNIA LEGISLATURE—2019–20 REGULAR SESSION

Assembly Constitutional Amendment

No. 5

Introduced by Assembly Members ~~Weber and Gipson~~ *Weber, Gipson, Santiago, and Gonzalez*
(Coauthors: Assembly Members ~~Gonzalez, Burke, Cooper, Holden, Jones-Sawyer, and Kamlager~~ *Kamlager, McCarty, and Mark Stone*)

~~(Coauthor: Senator Mitchell)~~

~~(Coauthors: Senators Bradford, Mitchell and Hueso)~~

January 18, 2019

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing Section 31 of Article I thereof, relating to government preferences.

LEGISLATIVE COUNSEL'S DIGEST

ACA 5, as amended, Weber. Government preferences.

The California Constitution, pursuant to provisions enacted by the initiative Proposition 209 in 1996, prohibits the state from discriminating against, or granting preferential treatment to, any individual or group on the basis of race, sex, color, ethnicity, or national origin in the operation of public employment, public education, or public contracting. The California Constitution defines the state for these purposes to include the state, any city, county, public university system, community college district, school district, special district, or any other political subdivision or governmental instrumentality of, or within, the state.

This measure would repeal these provisions. The measure would also make a statement of legislative findings in this regard.

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

1 WHEREAS, Equal opportunity is deeply rooted in the American
2 ideals of fairness, justice, and equality. Programs to meet the goals
3 of equal opportunity seek to realize these basic values. Equal
4 opportunity not only helps individuals, but also helps communities
5 in need and benefits our larger society. California's equal
6 opportunity program was upended by the passage of Proposition
7 209 in 1996; and

8 WHEREAS, Proposition 209, entitled the California Civil Rights
9 Initiative, amended Article I of the California Constitution to
10 prohibit race- and gender-conscious remedies to rectify the
11 underutilization of women and people of color in public
12 employment, as well as public contracting and education; and

13 WHEREAS, Proposition 209 invalidated a series of laws that
14 had been enacted by the California Legislature over the 20 years
15 prior to it that required state agencies to eliminate traditional
16 patterns of segregation and exclusion in the workforce, to increase
17 the representation of women and minorities in the state service by
18 identifying jobs for which their employment was underrepresented
19 due to discrimination, and to develop action plans to remedy such
20 underrepresentation without effectuating quota systems; and

21 WHEREAS, Proposition 209 also overshadowed other landmark
22 civil rights and antidiscrimination laws. In 1959, after a 37-year
23 campaign by labor and civil rights groups, the Unruh Civil Rights
24 Act was passed, which was the forerunner of the Civil Rights Act
25 of 1964; and

26 WHEREAS, As a result of the passage of Proposition 209,
27 women and people of color continue to face discrimination and
28 disparity in opportunities to participate in numerous forms of
29 association and work that are crucial to the development of talents
30 and capabilities that enable people to contribute meaningfully to,
31 and benefit from, the collective possibilities of national life; and

32 WHEREAS, The State of California has provided employment
33 opportunities for people of color and women of all races. However,
34 lingering, and even increasing, disparity still exists, particularly
35 for *Asian Americans*, *Pacific Islanders*, *Black Americans*, *Latino*

1 Americans, *Native Americans*, and women, and should be rectified;
2 and

3 WHEREAS, Proposition 209 has impeded California's
4 continuing interest in supporting the equal participation of women
5 in the workforce and in public works projects, in addressing the
6 historical and present manifestations of gender bias, and in
7 promulgating policies to enforce antidiscrimination in the
8 workplace and on public projects; and

9 WHEREAS, In the wake of Proposition 209, California saw
10 stark workforce diversity reductions for people of color and women
11 in public contracting and in public education. Studies show that
12 more diverse workforces perform better financially and are
13 significantly more productive and focused; and

14 WHEREAS, Since the passage of Proposition 209, the state's
15 minority-owned and women-owned business enterprise programs
16 have been decimated. A 2016 study conservatively estimates that
17 the implementation of Proposition 209 cost women and people of
18 color over \$1,000,000,000 annually in lost contract awards. Most
19 procurement and subcontracting processes remain effectively
20 closed to these groups due to the changes brought on by Proposition
21 209; and

22 WHEREAS, Women are vastly underrepresented among firms
23 receiving public contracts and the dollars awarded to certified
24 women-owned business enterprises fell by roughly 40 percent,
25 compared to levels before Proposition 209. In addition, only
26 one-third of certified minority business enterprises in California's
27 transportation construction industry are still in operation today,
28 compared to 20 years ago; and

29 WHEREAS, Women, particularly women of color, continue to
30 face unequal pay for equal work. White women are paid 80 cents
31 to every dollar paid to white men doing the same work. Black
32 women are paid 60 cents for every dollar paid to white men doing
33 the same work and would theoretically have to work an extra seven
34 months every year to overcome that differential. This persistent
35 gender wage gap continues to harm women, their families, and
36 communities; and

37 WHEREAS, Despite a booming economy with almost full
38 employment, a persistent racial wealth gap remains rooted in
39 income inequality. Improving minority access to educational and

1 labor market opportunity reduces the wealth gap and strengthens
2 the economy; and

3 WHEREAS, Proposition 209 has had a devastating impact on
4 minority equal opportunity and access to California’s publicly
5 funded institutions of higher education. This violates the spirit of
6 the California Master Plan for Higher Education by making it more
7 difficult for many students to obtain an affordable and accessible
8 high quality public education. While federal law allows schools
9 to use race as a factor when making admissions decisions,
10 California universities are prohibited by Proposition 209 from
11 engaging in targeted outreach and extra efforts to matriculate
12 high-performing minority students. This reduces the graduation
13 rates of students of color and, in turn, contributes to the diminution
14 of the “pipeline” of candidates of color for faculty positions; and

15 WHEREAS, Since the passage of Proposition 209, diversity
16 within public educational institutions has been stymied. Proposition
17 209 instigated a dramatic change in admissions policy at the
18 University of California, with underrepresented group enrollment
19 at the Berkeley and Los Angeles campuses of the University of
20 California immediately falling by more than 60 percent and
21 systemwide underrepresented group enrollment falling by at least
22 12 percent. Underrepresented group high school graduates faced
23 substantial long-term declines in educational and employment
24 outcomes as a result of these changes; and

25 WHEREAS, Among California high school graduates who apply
26 to the University of California, passage of Proposition 209 has led
27 to a decreased likelihood of earning a college degree within six
28 years, a decreased likelihood of ever earning a graduate degree,
29 and long-run declines in average wages and the likelihood of
30 earning high wages measured by California standards. The
31 University of California has never recovered the same level of
32 diversity that it had before the loss of affirmative action nearly 20
33 years ago, a level that, at the time, was widely considered to be
34 inadequate to meet the needs of the state and its young people
35 because it did not achieve parity with the state’s ethnic
36 demographics; and

37 WHEREAS, The importance of diversity in educational settings
38 cannot be overstated. The Supreme Court of the United States
39 outlined the benefits that arise from diversity, as follows, “the
40 destruction of stereotypes, the promotion of cross-racial

1 understanding, the preparation of a student body for an increasingly
2 diverse workforce and society, and the cultivation of a set of leaders
3 with legitimacy in the eyes of the citizenry”; and

4 WHEREAS, Federal courts continue to reaffirm the value of
5 diversity in favor of race conscious admissions, as exemplified by
6 United States District Judge Allison D. Burroughs who stated,
7 “race conscious admissions programs that survive strict scrutiny
8 have an important place in society and help ensure that colleges
9 and universities can offer a diverse atmosphere that fosters learning,
10 improves scholarship, and encourages mutual respect and
11 understanding. Further, Judge Burroughs recognized that there are
12 no race-neutral alternatives that would allow a university to achieve
13 an adequately diverse student body while still perpetuating its
14 standards for academic and other forms of excellence; and

15 WHEREAS, It is the intent of the Legislature that California
16 remedy discrimination against, and underrepresentation of, certain
17 disadvantaged groups in a manner consistent with the United States
18 Constitution and allow gender, racial, and ethnic diversity to be
19 considered among the factors used to decide college admissions
20 and hiring and contracting by government institutions; and

21 WHEREAS, It is further the intent of the Legislature that
22 California transcend a legacy of unequal treatment of marginalized
23 groups and promote fairness and equal citizenship by affording
24 the members of marginalized groups a fair and full opportunity to
25 be integrated into state public institutions that advance upward
26 mobility, pay equity, and racial wealth gap reduction; now,
27 therefore, be it

28 *Resolved by the Assembly, the Senate concurring,* That the
29 Legislature of the State of California at its 2019–20 Regular
30 Session commencing on the third day of December 2018,
31 two-thirds of the membership of each house concurring, hereby
32 proposes to the people of the State of California, that the
33 Constitution of the State be amended as follows:

1 That Section 31 of Article I thereof is repealed.

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4 **REVISIONS:**

5 **Heading—Lines 2 and 3.**

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AGENDA 5B - ATTACHMENT

BILL #	AUTHOR	SUBJECT	Location	Last Status - As of 6/15/2020	Notes	Position	PSPS Related	Priority (Low/Medium/High)
AB 126	Cooper	Air Quality Improvement Program: Clean Vehicle Rebate Project.	Senate - Transportation	7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was TRANS. on 6/24/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
AB 291	Chu	Local Emergency Preparedness and Hazard Mitigation Fund.	Senate - Rules	1/30/2020-Read third time. Passed. Ordered to the Senate. In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 345	Muratsuchi	Natural resources: environmental justice: oil and gas: regulation of operations.	Senate - Rules	1/28/2020 - In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 352	Garcia, Eduardo	Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020.	Senate - Environmental Quality	8/14/2019 - From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on EQ.	No action since last year. Likely, will not move forward.			MEDIUM
AB 409	Limón	Climate change: agriculture: Agricultural Climate Adaptation Tools Program: grants.	Senate - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/19/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
AB 464	C. Garcia	California Global Warming Solutions Act of 2006.	Senate - Rules	1/28/2020 - In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 839	Mullin	Climate adaptation strategy: strategic resiliency framework: Resiliency through Adaptation, Economic Vitality, and Equity Account.	Senate - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/12/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
AB 1002	Quirk-Silva	California Global Warming Solutions Act of 2006: Low-Carbon Fuel Standard regulations: Greenhouse Gas Reduction Fund.	Senate - Rules	1/27/2020 - From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on RLS.				LOW
AB 1071	Limón	Climate change: agriculture: Agricultural Climate Adaptation Tools Program: grants.	Senate - Rules	1/28/2020 - In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 1112	Friedman	Shared mobility devices: local regulation.	Senate - Transportation	7/12/2019-Failed Deadline pursuant to Rule 61(a)(11). (Last location was TRANS. on 5/29/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
AB 1142	Friedman	Regional transportation plans: transportation network companies.	Senate - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/19/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
AB 1276	Bonta	Local redistricting.	Senate - Rules	1/23/2020-Read third time. Passed. Ordered to the Senate. In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 1350	Gonzalez	Free youth transit passes: eligibility for state funding.	Senate - Rules	1/28/2020 - In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 1406	O'Donnell	Alternative and Renewable Fuel and Vehicle Technology Program.	Senate - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/12/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
AB 1424	Berman	Electric Vehicle Charging Stations Open Access Act.	Senate - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/19/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
AB 1441	Levine	Oil and gas: development.	Senate - Rules	1/28/2020 - In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 1567	Aguiar-Curry	Organic waste: scoping plan.	Senate - Rules	1/28/2020 - In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 1714	Aguiar-Curry	Emissions limitations: wine fermentation.	Senate - Environmental Quality	5/18/2020-From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on EQ.		Oppose		HIGH
AB 1917	Ting	Budget Act of 2020.	Assembly - Budget	1/17/2020 - Referred to Com. on BUDGET.				HIGH
AB 1991	Friedman	Transit and Intercity Rail Capital Program: passenger tramways.	Assembly - Transportation	3/17/2020 - In committee: Hearing postponed by committee.				LOW
AB 2168	McCarty	Planning and zoning: electric vehicle charging stations: permit application: approval.	Assembly - Local Government	5/5/2020 - Re-referred to Com. on L. GOV.				LOW
AB 2178	Levine	Emergency services.	Senate - Rules	6/9/2020-In Senate. Read first time. To Com. on RLS. for assignment.			PSPS Related	LOW
AB 2371	Friedman	Climate change: adaptation: Climate change: Strategic Growth Council: science advisory team: climate adaptation and hazard mitigation.	Senate - Rules	6/9/2020-In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 2421	Quirk	Land use: permitting: wireless communications: Land use: permitting: wireless communications: emergency standby generators.	Senate - Rules	6/11/2020-In Senate. Read first time. To Com. on RLS. for assignment.			PSPS Related	LOW
AB 2587	McCarty	Local planning: Capitol Corridor rail line: capital improvements: appropriation.	Assembly - Transportation	5/5/2020 - Re-referred to Com. on TRANS.				LOW
AB 2612	Maienschein	Greenhouse Gas Reduction Fund: recycling: appropriation.	Assembly - Natural Resources	3/2/2020 - Referred to Com. on NAT. RES.				LOW
AB 2621	Mullin	Climate resiliency: Strategic Growth Council: regional climate networks: climate adaptation action plans. Office of Planning and Research: regional climate networks: climate adaptation action plans.	Senate - Rules	6/11/2020-Read third time. Passed. Ordered to the Senate. (Ayes 63. Noes 12.) In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 2831	Flora	Greenhouse gas reduction: carbon sequestration: Carbon offset credits: whole orchard recycling: healthy soils.	Assembly - Natural Resources	5/5/2020 - Re-referred to Com. on NAT. RES.				LOW
AB 2882	Chu C. Garcia	Hazardous emissions and substances: schoolsites: private and charter schools.	Senate - Rules	6/11/2020-In Senate. Read first time. To Com. on RLS. for assignment.		Support Sponsor		HIGH
AB 2954	Rivas, Robert	California Global Warming Solutions Act of 2006: climate goal: natural and working lands.	Senate - Rules	6/9/2020-In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 3163	Salas	Biogas: Energy: biomethane: procurement.	Senate - Rules	6/9/2020-In Senate. Read first time. To Com. on RLS. for assignment.				LOW
AB 3256	Garcia, Eduardo	Climate risks: bond measure: Wildfire Prevention, Safe Drinking Water, Climate Resiliency, Drought Preparation, and Flood Protection Bond Act of 2020: Economic Recovery, Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020.	Assembly - Rules	6/8/2020-Re-referred to Com. on RLS.				MEDIUM
ACA 5	Weber	Government preferences.	Senate - Labor, Public Employment, and Retirement	6/15/2020-Referred to Com. on L., P.E. & R.				MEDIUM
ACR 143	Quirk	Climate crisis.	Assembly - Natural Resources	3/16/2020 - In committee: Hearing postponed by committee.				LOW
SB 43	Allen	Carbon intensity and pricing: retail products.	Assembly - Revenue and Taxation	7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was REV. & TAX on 6/24/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 45	Allen	Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020.	Assembly - Desk	1/30/2020-In Assembly. Read first time. Held at Desk.		Support		MEDIUM

BILL #	AUTHOR	SUBJECT	Location	Last Status - As of 6/15/2020	Notes	Position	PSPS Related	Priority (Low/Medium/High)
SB 59	Allen	California Transportation Commission: advisory committee: autonomous vehicle technology.	Assembly - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/14/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 69	Wiener	Ocean Resiliency Act of 2019.	Assembly - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/21/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 74	Mitchell	Budget Act of 2020.	Senate - Enrollment	Status: 6/15/2020-Assembly Rule 96 suspended. Withdrawn from committee. Ordered to third reading. Read third time. Passed. Ordered to the Senate. In Senate. Concurrence in Assembly amendments pending. Consent granted to take up without reference to file. (Ayes 29. Noes 11.) Assembly amendments concurred in. (Ayes 29. Noes 11.) Ordered to engrossing and enrolling. Enrolled and presented to the Governor at 5:30 p.m.				HIGH
SB 168	Wieckowski	Climate change: Chief Climate Resilience Officer.	Assembly - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/21/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 369	Hertzberg	Vehicle repair assistance program: safe parking program participants.	Assembly - Transportation	7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was TRANS. on 6/10/2019)(May be acted upon Jan 2020)				LOW
SB 378	Wiener	Electrical corporations: deenergization events: procedures: allocation of costs: reports.	Assembly - Desk	1/27/2020-Read third time. Passed. (Ayes 25. Noes 2.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.				LOW
SB 431	McGuire	Mobile telephony service base transceiver station towers: communications infrastructure: performance reliability standards.	Assembly - Communications and Conveyance	2/10/2020 - From committee with author's amendments. Read second time and amended. Re-referred to Com. on C. & C.			PSPS Related	LOW
SB 498	Hurtado	Trade Corridors Improvement Fund: grant program: short-line railroads.	Assembly - Transportation	7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was TRANS. on 6/6/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 515	Caballero	Public Utilities Commission: high hazard zone fuel: report.	Assembly - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/21/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 535	Moorlach	Greenhouse gases: wildfires and forest fires: air emissions.	Assembly - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/14/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 613	Stem	State agency greenhouse gas emission reduction report cards.	Assembly - Appropriations	8/30/2019-Failed Deadline pursuant to Rule 61(a)(12). (Last location was APPR. SUSPENSE FILE on 8/14/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 629	McGuire	Air districts: hearing boards: notice requirements.	Assembly - Natural Resources	7/12/2019-Failed Deadline pursuant to Rule 61(a)(11). (Last location was NAT. RES. On 5/30/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 662	Archuleta	Green electrolytic hydrogen.	Assembly - Utilities and Energy	7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was U. & E. on 6/13/2019)(May be acted upon Jan 2020)	No action since last year. Likely, will not move forward.			LOW
SB 702	Hill	California Renewables Portfolio Standard Program: procurement.	Assembly - Desk	1/23/2020-Read third time. Passed. (Ayes 37. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.				LOW
SB 795	Beall	Economic development: housing: workforce development: climate change infrastructure.	Senate - Appropriations Suspense	6/11/2020-Set for hearing June 18.				LOW
SB 801	Glazer McGuire	Electrical corporations: wildfire mitigation plans: deenergization: public safety protocol.	Senate - Appropriations Suspense	6/11/2020-Set for hearing June 18.			PSPS Related	MEDIUM
SB 808	Mitchell	Budget Act of 2020.	Senate - Budget & Fiscal Review	6/10/2020-June 12 set for first hearing canceled at the request of author. From committee with author's amendments. Read second time and amended. Re-referred to Com. on B. & F.R. (Amended 6/10/2020)				HIGH
SB 862	Dodd	Planned power outage: public safety.	Senate - Appropriations Suspense	6/11/2020-Set for hearing June 18.			PSPS Related	LOW
SB 895	Archuleta	Energy: zero-emission fuel, infrastructure, and transportation technologies.	Senate - Appropriations Suspense	6/11/2020-Set for hearing June 18.	Spot Bill			LOW
SB 964	Skinner	Chemicals: outdoor application: residential areas.	Senate - Rules	3/26/2020 - From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.				LOW
SB 995	Atkins	Environmental quality: Jobs and Economic Improvement Through Environmental Leadership Act of 2011. Environmental quality: Jobs and Economic Improvement Through Environmental Leadership Act of 2011: housing projects.	Senate - Appropriations Suspense	6/11/2020-Set for hearing June 18.				LOW
SB 1020	Dahle	Income taxes: credits: generators.	Senate - Governance and Finance	2/27/2020 - Referred to Com. on GOV. & F.			PSPS Related	LOW
SB 1070	Leyva	Land use: general plans.	Senate - Rules	3/25/2020 - From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.				LOW
SB 1099	Dodd	Emergency backup generators: critical facilities: exemption. Emergency backup generators: critical facilities: order for abatement: stipulations.	Senate - Third Reading	6/9/2020-Read second time. Ordered to third reading.		Oppose	PSPS Related	HIGH
SB 1113	Gonzalez, Lena	State Air Resources Board: report.	Senate - Rules	2/27/2020 - Referred to Com. on RLS.	Spot Bill			LOW
SB 1164	Grove	Petroleum refineries: air monitoring systems.	Senate - Rules	3/5/2020 - Referred to Com. on RLS.	Spot Bill			LOW
SB 1185	Moorlach	Natural gas powered generators: operation during deenergization events. Emergency backup generators: emergency variance: operation during deenergization events.	Senate - Third Reading	6/9/2020-Read second time. Ordered to third reading.		Oppose	PSPS Related	HIGH
SB 1195	Gonzalez, Lena	Vehicular air pollution: State Air Resources Board: regulations.	Senate - Rules	3/5/2020 - Referred to Com. on RLS.	Spot Bill			LOW
SB 1207	Jackson	Skilled nursing facilities: backup power system.	Senate - Third Reading	6/3/2020-Read second time. Ordered to third reading.			PSPS Related	LOW
SB 1215	Stern	Electricity: microgrids: grant program. Electricity: microgrids.	Senate - Appropriations Suspense	6/11/2020-Set for hearing June 18.			PSPS Related	LOW
SB 1258	Stern	California Climate Technology and Infrastructure Financing Act.	Senate - Appropriations Suspense	6/11/2020-Set for hearing June 18.				HIGH
SB 1320	Stern	Climate change: California Climate Change Assessment.	Senate - Appropriations Suspense	6/11/2020-Set for hearing June 18.				LOW
SB 1330	Umberg	Sales and Use Tax Law: zero emissions vehicle exemption.	Senate - Rules	3/26/2020 - From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.				LOW
SB 1332	Allen	Solid waste: recycling and composting infrastructure.	Senate - Rules	3/26/2020 - From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.				LOW
SB 1415	Borgeas	Income taxes: credits: backup electricity generators.	Senate - Governance and Finance	3/12/2020 - Referred to Com. on GOV. & F.			PSPS Related	LOW

BILL #	AUTHOR	SUBJECT	Location	Last Status - As of 6/15/2020	Notes	Position	PSPS Related	Priority (Low/Medium/High)
AB-1839	Bonta	Climate change: California Green New Deal Economic, environmental, and social recovery; California COVID-19 Recovery Deal.	Assembly—Natural Resources	DEAD—5/29/2020	Will not move, per staff.			LOW
AB-1915	Chiu	Electrical corporations: deenergization events.	Assembly—Utilities and Energy	DEAD—5/29/2020			PSPS Related	LOW
AB-1920	Boerner Horvath	Climate change: California Climate Adaptation Center and Regional Support Network.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-1922	Rivas, Luz	Pupil instruction: science requirements: climate change.	Assembly—Education	DEAD—5/29/2020				LOW
AB-1942	Gallagher	Forestry and fire protection: reduction of emissions of greenhouse gases.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-1972	Voepel	Vehicular air pollution.	Assembly—Transportation	DEAD—5/29/2020	Bill Pulled 4/14/2020	Propose-Oppose		HIGH
AB-1992	Friedman	Transportation: transportation infrastructure: climate change.	Assembly—Transportation	DEAD—5/29/2020	Intent Bill			LOW
AB-2031	Rivas, Luz	School Pavement to Parks Grant Program.	Assembly—Education	DEAD—5/29/2020				LOW
AB-2057	Chiu	San Francisco Bay area: public transportation.	Assembly—Transportation	DEAD—5/29/2020				LOW
AB-2089	Rivas, Luz	Resilient Economies and Community Health Pilot Program.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-2145	Ting	Transportation electrification: vehicle charging stations: Transportation electrification: electric vehicle charging ports.	Assembly—Utilities and Energy	DEAD—5/29/2020				MEDIUM
AB-2148	Quirk	Climate change: adaptation: regional climate adaptation planning groups: regional climate adaptation plans.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-2162	O'Donnell	School facilities: indoor air quality.	Assembly—Education	DEAD—5/29/2020	Bill Pulled 4/6/2020			MEDIUM
AB-2182	Rubio, Blanca	Emergency backup generators: water and wastewater facilities: exemption.	Assembly—Utilities and Energy	3/16/2020—In committee: Hearing postponed by committee.	ACWA Bill Bill Pulled—5/1/2020	Oppose	PSPS Related	HIGH
AB-2188	Calderon	Charge Ahead California Initiative: Air Quality Improvement Program: Clean Vehicle Rebate Project.	Assembly—Transportation	DEAD—5/29/2020				LOW
AB-2215	Chau	Service stations: definition: electric vehicle charging stations.	Assembly—Transportation	DEAD—5/29/2020				LOW
AB-2225	Grayson	Smog check: exemption: historic vehicles.	Assembly—Transportation	DEAD—5/29/2020	Bill Pulled 4/14/2020	Propose-Oppose		HIGH
AB-2241	Calderon	State Air Resources Board: report.	Assembly—Print	DEAD—6/5/2020	Spot Bill			LOW
AB-2255	Eggman	Long duration energy storage systems.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-2260	Fong	Vehicles: registration fraud.	Assembly—Transportation	DEAD—5/29/2020				MEDIUM
AB-2262	Berman	Regional transportation plans: sustainable communities strategies: zero emission vehicle readiness plan.	Assembly—Transportation	DEAD—5/29/2020				LOW
AB-2331	Muratsuchi	Greenhouse gases: aviation sector: reporting.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-2441	Rivas, Luz	Climate change: Safeguarding California Plan: Climate change: Safeguarding California Plan: Extreme Heat and Community Resilience Program.	Assembly—Natural Resources	DEAD—5/29/2020				MEDIUM
AB-2446	Bonta	Cement plants.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-2455	Medina	Natural gas and electric battery vehicles: weight limits.	Assembly—Transportation	DEAD—5/29/2020				LOW
AB-2475	Flora	Electrical corporations: electrical grid monitoring equipment pilot program.	Assembly—Utilities and Energy	DEAD—5/29/2020			PSPS Related	LOW
AB-2498	Chiu	Interscholastic athletics: California Interscholastic Federation: air quality activity recommendations.	Assembly—Education	2/27/2020—Referred to Coms. on ED. and A, E, S, T., & L.M.	Bill Pulled 4/15/2020	Support		HIGH
AB-2539	Bigelow	Electrical corporations: deenergization events: elections.	Assembly—Utilities and Energy	DEAD—5/29/2020			PSPS Related	LOW
AB-2566	Garcia, C.	Consumption-based greenhouse gas inventory.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-2577	Chiu	Environmental protection: vulnerable population: identification.	Assembly—Natural Resources	DEAD—5/29/2020				MEDIUM
AB-2585	Chau	California-China Climate Institute.	Assembly—Higher Education	DEAD—5/29/2020				LOW
AB-2653	Kalra	Smart climate agriculture.	Assembly—Print	DEAD—6/5/2020				LOW
AB-2667	Boerner Horvath	Air Quality Improvement Program: Clean Vehicle Rebate Project: electric bicycles.	Assembly—Print	DEAD—6/5/2020	Intent Bill			LOW
AB-2689	Kalra	Electrical and gas corporations: reporting.	Assembly—Utilities and Energy	DEAD—5/29/2020				LOW
AB-2698	Gray	High-Speed Rail Authority: trains powered by fossil fuel combustion engines.	Assembly—Transportation	DEAD—5/29/2020				LOW
AB-2737	Garcia, C.	Community emissions reduction programs.	Assembly—Natural Resources	DEAD—5/29/2020	Bill Pulled 5/2/2020			HIGH
AB-2766	Gray	Vehicles: retirement and replacement.	Assembly—Transportation	DEAD—5/29/2020				MEDIUM
AB-2772	Reyes	Alternative and Renewable Fuel and Vehicle Technology Program.	Assembly—Transportation	DEAD—5/29/2020	CalStart Bill			MEDIUM

BILL #	AUTHOR	SUBJECT	Location	Last Status - As of 6/15/2020	Notes	Position	PSPS Related	Priority (Low/Medium/High)
AB-2789	Kamlager	State Energy Resources Conservation and Development Commission: distributed energy resources: study.	Assembly—Utilities and Energy	DEAD—5/29/2020			PSPS-Related	LOW
AB-2792	Quirk	Mobile fueling on demand tank vehicles.	Assembly—Transportation Assembly—Natural Resources	DEAD—5/29/2020	Bill Pulled 5/4/2020	Oppose		HIGH
AB-2824	Bonta	San Francisco-Pakland Bay Bridge: public transit: greenhouse gases: Bay Bridge Fast Forward Program.	Assembly—Transportation	DEAD—5/29/2020				MEDIUM
AB-2832	Garcia, C.	Greenhouse gases: carbon neutrality.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-2860	O'Donnell	California Clean Truck, Bus, and Off-Road Vehicle and Equipment Technology Program.	Assembly—Transportation	DEAD—5/29/2020				MEDIUM
AB-2866	Garcia, Eduardo	Vehicular air pollution: Clean Fleet Program.	Assembly—Transportation	DEAD—5/29/2020				MEDIUM
AB-2940	Quirk	Energy: hydrogen.	Assembly—Utilities and Energy	DEAD—5/29/2020				LOW
AB-3021	Ting	School facilities: energy resilient schools: grant program.	Assembly—Education	DEAD—5/29/2020				LOW
AB-3027	O'Donnell	California Global Warming Solutions Act of 2006: Low Carbon Fuel Standard regulations.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-3046	Mathis	The Energy, Environment, and Economy Council.	Assembly—Natural Resources	DEAD—5/29/2020				LOW
AB-3100	Garcia, Eduardo	Self-generation incentive program. State Energy Resources Conservation and Development Commission: Blue Ribbon	Assembly—Natural Resources	DEAD—5/29/2020			PSPS-Related	LOW
AB-3109	Ting	State Air Resources Board: report.	Assembly—Natural Resources	DEAD—5/29/2020	Building Decarbonization			MEDIUM
AB-3111	Gipson	Carl Moyer Memorial Air Quality Standards Attainment Program.	Assembly—Transportation	DEAD—5/29/2020	Spot Bill CNGVC			MEDIUM
AB-3128	Burke	Electricity: decarbonization events: fuel cells.	Assembly—Print	DEAD—6/5/2020	Intent Bill		PSPS-Related	LOW
AB-3211	Bauer-Kahan Bonta	Toxic air contaminants.	Assembly—Natural Resources	DEAD—6/5/2020		Support Sponsor		HIGH
AB-3217	Gloria	Greenhouse gases: crude oil emissions.	Assembly—Natural Resources	DEAD—5/29/2020	Bill Pulled 4/16/2020	Support		HIGH
AB-3251	Bauer-Kahan	Electricity: resource adequacy requirements.	Assembly—Utilities and Energy	DEAD—5/29/2020				LOW
SB-278	Beull	Metropolitan Transportation Commission.	Assembly—Desk	4/27/2020 Ordered to special consent calendar. Read third time. Passed. (Ayes 38. Nays 0.) Ordered to the Assembly. In Assembly. Read first time. Held at	FASTER Will not move, per staff.			MEDIUM
SB-802	Glazer	Emergency backup generators: health facilities: permit operating condition exclusion.	Senate—Environmental Quality	DEAD—5/29/2020		Oppose Unless Amended	PSPS-Related	HIGH
SB-858	Beull	Thermal powerplants: exemption: emergency backup and standby generators: data centers.	Senate—Energy, Utilities and Communications	DEAD—5/29/2020		Author Requested Support		MEDIUM
SB-917	Wiener	California Consumer Energy and Conservation Financing Authority: eminent domain: Northern California Energy Utility District: Northern California Energy Utility Services.	Senate Governance & Finance	DEAD—5/29/2020				LOW
SB-925	Glazer	Mobile telephony service base transceiver station towers: performance reliability standards.	Senate—Energy, Utilities and Communications	DEAD—5/29/2020			PSPS-Related	LOW
SB-986	Allen	Coastal resources: new development: greenhouse gas emissions.	Senate—Natural Resources and Water	DEAD—5/29/2020				LOW
SB-1122	Skinner	Green electrolytic hydrogen.	Senate—Energy, Utilities and Communications	DEAD—5/29/2020	Bill Pulled 4/14/2020	Author Requested Support		LOW
SB-1183	Hertzberg	Electric vehicle charging master plan.	Senate—Energy, Utilities and Communications	DEAD—5/29/2020				MEDIUM
SB-1314	Dodd	Community Energy Resilience Act of 2020.	Senate—Natural Resources and Water	DEAD—5/29/2020	CCA		PSPS-Related	LOW
SB-1321	Bradford	Transportation electrification: electric vehicles: grid integration.	Senate—Energy, Utilities and Communications	DEAD—5/29/2020				LOW
SB-1323	Skinner	Carbon sequestration: state goals: natural and working lands: registry of projects.	Senate—Environmental Quality	DEAD—5/29/2020				LOW
SB-1363	Allen	Regional transportation plans: sustainable communities strategies: greenhouse gas emissions and vehicle miles traveled reduction targets.	Senate—Transportation	DEAD—5/29/2020				LOW
Total Active Bills 71								Low: 58 Medium: 5 High: 8