



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

AGENDA: 4

State Legislative Update and Consideration of New Bills

**Legislative Committee Meeting
June 7, 2023**

**Alan Abbs
Legislative Officer
aabbs@baaqmd.gov**

Presentation Outcome



- The Legislative Committee (Committee) will discuss and consider staff's recommendations of bills to support, oppose, and work with the author during the legislative session.
- The Committee will recommend that the Board of Directors take positions on high priority bills where appropriate.
- Staff will review other bills that may be of interest to the Committee.

Presentation Outline



- Staff Recommendations
- Review of additional bills of interest requested by the Committee.
- Status update for bills the Air District has previously taken a position on.

Presentation Requested Action



Staff recommends the following positions on current legislation:

Support:

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

Staff Recommendation



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

If passed, AB 50 would establish interim timelines for large electrical corporations to provide customer energization following a written commitment to serve by the utility. Requires the California Public Utilities Commission (CPUC) to determine criteria for timely service for electric customers by January 1, 2025, that may replace or revise the interim timelines.

Recent Status: Passed the Assembly Floor with a 67-0 vote.

Staff Recommendation: Support

Staff Recommendation (cont.)



SB 410 (Becker) – Powering Up Californians Act

If passed, SB 410 would require the California Public Utilities Commission (CPUC) to establish by September 30, 2024, reasonable average and maximum target energization time periods in order to connect new customers and upgrade the service of existing customers to the electrical grid. This bill also requires reporting by electrical corporations and authorizes specified annual cost-recovery, subject to a cap.

Recent Status: Passed the Senate Floor with a 32-8 vote.

Staff Recommendation: Support

Bill Review



AB 99 (Connolly) – Department of Transportation: State Roads and Highways: Integrated Pest Management

If passed, AB 99 would require the Department of Transportation (Caltrans) to develop a statewide policy to use integrated pest management on state roads and highways. This bill requires Caltrans to annually report on its website the amount, location, and type of pesticides it used. Requires Caltrans to provide a 24-hour notice before applying a pesticide on state roads or highways.

Recent Status: Passed the Assembly Floor with a 55-16 vote.

Staff Recommendation: None at this time.

Bill Review (cont.)



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

If passed, AB 953 would require the California Energy Commission (CEC) to identify an emission reduction strategy for the building sector to support the achievement of the state's 2045 greenhouse gas (GHG) emission reduction goals.

Recent Status: Pending a hearing on the Assembly Floor.

Staff Recommendation: None at this time.

Position Bill Update



AB 698 (Essayli) – Energy: Gas Stoves

If passed, AB 698 would prohibit local governments from adopting decarbonization policies, including all-electric new home construction.

Recent Status: 2-Year Bill

Position: Oppose

Position Bill Update (cont.)



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

If passed, AB 817 would allow remote teleconferencing without publicly noticing private locations to “subsidiary bodies,” i.e., ones that don’t have final decision-making authority, provided there was a remote public participation option. Would apply to all Air District Brown Act meetings except the Board meetings.

Recent Status: 2-Year Bill

Position: Support

Position Bill Update (cont.)



AB 849 (Garcia) – Community Emissions Reduction Programs

If passed, AB 849 would provide AB 617 Community Steering Committees with a state budget allocation separate from allocations to air districts. The bill would require other relevant state agencies to implement and enforce measures assigned to them as a part of the community emissions reduction program unless the relevant state agency finds that those measures are infeasible at a public meeting of its governing body.

Recent Status: Passed the Assembly Floor with a 60-18 vote.

Position: Support

Position Bill Update (cont.)



SB 415 (Durazo) – Air quality: rules and regulations: socioeconomic impacts assessment.

If passed, SB 415 would expand the definitions and requirements of a socioeconomic impact assessment conducted by an air district or CARB.

Recent Status: Held under submission in Senate Appropriations.

Position: Oppose Unless Amended

Position Bill Update (cont.)



SB 527 (Min) – Neighborhood Decarbonization Program

If passed, SB 527 would establish a Neighborhood Decarbonization Program, and allow a gas corporation to propose to cease providing service in some areas.

Recent Status: Held under submission in Senate Appropriations.

Position: Support

Position Bill Update (cont.)



SB 537 (Becker) – Open Meetings: Local Agencies: Teleconferences.

If passed, SB 537 would add one additional reason (immunocompromised family member) for the “just cause” that allows for remote participation under AB 2449 (Rubio, 2022). It has been amended from allowing blanket remote teleconferencing without personal location noticing and limits it to members of a legislative body that are more than 40 miles from the location of the in-person meeting and requires they participate from a publicly accessible building. The public would have to be provided a way to remotely participate but the bill does not require noticing and public accessibility for each teleconference location.

Recent Status: Passed the Senate Floor with a 32-8 vote.

Position: Support

Position Bill Update (cont.)



SB 563 (Archuleta) – Air pollution control districts and air quality management districts: dependent and independent special districts: funding.

If passed, SB 563 would designate an air pollution control district or air quality management district as an independent special district for purposes of receiving state funds or funds disbursed by the state, including federal funds.

Recent Status: Held under submission in Senate Appropriations.

Position: Support

Position Bill Update (cont.)



SB 674 (Gonzalez) – Air pollution: refineries: community air monitoring systems: fence-line monitoring systems.

If passed, SB 674 would make changes to existing fenceline monitoring requirements at refineries, including equipment, reporting, and emergency response.

Recent Status: Passed the Senate Floor with a 31-6 vote.

Position: Support

Position Bill Update (cont.)



**SB 768 (Caballero) – California Environmental Quality Act:
vehicle miles traveled: statement of overriding consideration.**

If passed, SB 768 may relax requirements for some lead agencies to address potential vehicle miles traveled (VMT) increases in CEQA analyses.

Recent Status: 2-Year Bill

Position: Work with Author



Questions / Discussion



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AGENDA: 5

State Legislative Budget Update

**Legislative Committee Meeting
June 7, 2023**

**Alan Abbs
Legislative Officer
aabbs@baaqmd.gov**

Presentation for Information Only



No action required.

Presentation Outline



Overview of the statewide funding amounts for the 2023-24
Proposed State Budget vs. Previous Year.

Proposed Budget vs. Previous Year



Program	FY 22/23 Approved Budget, Trailer Bills, and Addendum	FY 23/24 Proposed Budget (January)	FY 23/24 Proposed Budget (May Revise)
AB 617 – Implementation	\$50M	\$300M	\$50M
AB 617 – Incentives	\$240M		\$195M
AB 617 – Community Grants	\$10M		\$5M
AB 617 – Additional Incentives (CERP)	\$10M		\$0
Clean Vehicle Rebate	\$0	\$0	\$0
Clean Truck & Bus	\$600M	\$315M	\$315M
Ag Diesel Engine Replacement	\$150M	\$0	\$0
Clean Cars For All/School Bus/Equity	\$256M	\$325M	\$155M
Resilience Centers	\$85M	\$0*	\$0

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

Proposed Budget vs. Previous Year



Program	FY 22/23 Approved Budget, Trailer Bills, and Addendum	FY 23/24 Proposed Budget (January)	FY 23/24 Proposed Budget (May Revise)
Prescribed Fire	\$2M	\$2M	\$2M
Carl Moyer Program	\$130M	\$130M	\$130M
Zero-Emission Lawn and Garden	\$0	\$0	\$0
Woodstove Replacement	\$5M	\$0	\$0
Port and Freight Goods Movement Infrastructure	\$600M	\$200M	\$200M
ZEV Drayage/Transit Bus/ School Bus	\$280M	\$500M	\$227M
Long-Duration Energy Storage	\$140M	\$190M	\$190M
Residential Decarbonization	\$112M	\$665M	\$345M
Commercial Harbor Craft	\$60M	\$40M	\$0



Questions / Discussion



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AGENDA: 6

Air District-Sponsored Bills

**Legislative Committee Meeting
June 7, 2023**

**Alan Abbs
Legislative Officer
aabbs@baaqmd.gov**

Presentation for Information Only



No action required.

Presentation Outline



Assembly Bill (AB) 536 (Wilson) – Bay Area Air Quality Management Advisory Council: compensation. (SPONSOR)

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

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

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

AB 536 (Wilson)



Bay Area Air Quality Management Advisory Council: compensation.

- Introduced by Assemblymember Wilson on February 8, 2023.
- Moved through the Assembly fully on consent.
- Referred to the Senate Environmental Quality Committee –
Scheduled for hearing on June 7th.
- Position: Sponsor

AB 953 (Connolly and Hart)



Coastal resources: voluntary vessel speed reduction and sustainable shipping program.

- Introduced by Assembly Members Connolly and Hart on February 14, 2023.
- This bill was heard in Assembly Committees on Water, Parks, and Wildlife, Natural Resources, and Appropriations, receiving zero “no” votes and passed the Assembly Floor on May 30, 2023, with a vote of 80-0.
- Position: Co-Sponsor

AB 1465 (Wicks)



Nonvehicular air pollution: civil penalties.

- Introduced by Assemblymember Wicks on February 17, 2023.
- This bill was heard in Assembly Committees on Natural Resources, Judiciary, and Appropriations and passed each committee with a favorable vote.
- Staff will provide a verbal update for the Assembly Floor vote results, as the bill is pending a hearing at the time of this writing.
- Position: Sponsor

AB 1609 (Garcia)



Air pollution: motor vehicle registration: pollution reduction.

- Introduced by Assemblymember Garcia on February 17, 2023.
- This bill was heard in Assembly Transportation Committee and passed out of the Committee favorably. The bill was then referred to Assembly Appropriations where it was placed on the Suspense File and held under submission, effectively killing it for the year.
- Position: Co-Sponsor



Questions / Discussion



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AGENDA: 7

Federal Legislative Update

**Legislative Committee Meeting
June 7, 2023**

**Alan Abbs
Legislative Officer
aabbs@baaqmd.gov**

Presentation for Information Only



No action required.

Presentation Outline



Discussion Items:

- Debt Ceiling
- Cleaner Air Spaces Act of 2023
- Recap of Federal Advocacy Trip (February 2023)

Debt Ceiling



The debt limit is the total amount of money that the United States government is authorized to borrow to meet its existing legal obligations, including Social Security and Medicare benefits, military salaries, interest on the national debt, tax refunds, and other payments.

The debt limit does not authorize new spending commitments. It simply allows the government to finance existing legal obligations that Congresses and presidents of both parties have made in the past.

Source: [U.S. Department of the Treasury](#)

Cleaner Air Spaces Act of 2023



To be introduced by Congressman Peters (CA – San Diego).

This bill enable eligible entities, including air pollution control agencies, to establish accessible cleaner air centers located in areas at risk of being exposed to wildfire smoke and provides the opportunity to distribute air filtration units in low-income communities.

Proposed Appropriation: \$30 Million (FY 2024 through 2026)

Maximum Grant Amount: \$3 Million per eligible entity

Recap of Federal Advocacy Trip



Air Districts/Association In Attendance (February 2023)

- Bay Area AQMD
- Mojave Desert AQMD
- Northern Sierra AQMD
- Placer County APCD
- San Joaquin Valley APCD
- Santa Barbara County APCD
- South Coast AQMD
- Tehama County APCD
- California Air Pollution Control Officers Association

Recap of Federal Advocacy Trip (Cont.)



White House Council on Environmental Quality (CEQ)

- AB 617 and state environmental justice initiatives.

Federal Railroad Administration (FRA)

- Transition to cleaner locomotives and strategies to engage with short line and major rail carriers.

Maritime Administration (MARAD)

- Emissions control/fuel switching of ocean-going vessels, vessel speed reduction (VSR), and port infrastructure.

United States Environmental Protection Agency (U.S. EPA)

- South Coast and San Joaquin State Implementation Plans (SIP) issues, federal sources, PM 2.5 National Ambient Air Quality Standards (NAAQS), and avgas.

Recap of Federal Advocacy Trip (Cont.)



Meetings with Congressional Representative Offices

- **Pete Aguilar (CA – Redlands)** - Requests for IRA/Infrastructure funding.
- **Ken Calvert (CA – Corona)** - Budget requests for cargo and freight funding, discussion of South Coast and San Joaquin SIP needs, and EPA involvement.
- **Salud Carbajal (CA – Santa Barbara)** – VSR.
- **Mark DeSaulnier (CA – Concord)** - Clean Corridors and his time on the Air District Board and California Air Resources Board.
- **Anna Eshoo (CA – Atherton)** - VSR, wildfire smoke, air filtration, and IRA/Infrastructure funding.
- **Jared Huffman (CA – San Rafael)** - VSR, building decarbonization, and wildfire smoke.
- **Zoe Lofgren (CA – San Jose)** - Leaded avgas, wildfire smoke, and IRA/Infrastructure funding.
- **Jimmy Panetta (CA – Carmel Valley)** - VSR, building decarbonization, and wildfire smoke.
- **Scott Peters (CA – San Diego)** - VSR. Air filtration bill.

Meetings with Senators' Offices

- **Dianne Feinstein (CA)** – IRA/Infrastructure funding, wildfire smoke, help with federal sources.
- **Alex Padilla (CA)** – IRA/Infrastructure funding, wildfire smoke, help with federal sources.



Questions / Discussion