



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

AGENDA: 16

2025 Legislative Platform and Legislative Activities

**Board of Directors Meeting
February 5, 2025**

**Alan Abbs
Legislative Officer
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Presentation Requested Action

Recommend the Board of Directors:

- 1. Adopt the proposed 2025 Legislative Platform**
- 2. Approve the proposed legislative activities for the 2025 Legislative Session**

The Policy, Grants, and Technology Committee voted to recommend approval of these items at its meeting on December 18, 2024.

Presentation Outline

Proposed 2025 Legislative Platform:

- State Budget
- State Legislation
- Federal Legislation and Regulatory Activity

Proposed Legislative Activities for 2025

- Vessel Speed Reduction – Ocean-Going Vessels
- Homeowners Association Limitations
- California Air Resources Board Air District Board Member Compensation

Abbreviations

Air Quality Management District (AQMD)

Assembly Bill (AB)

Board of Directors (Board)

California Air Resources Board (CARB)

Electric Vehicle (EV)

Homeowners Association (HOA)

Nitrogen Oxides (NO_x)

Particulate Matter (PM)

Vessel Speed Reduction (VSR)

Proposed 2025 Legislative Platform

Overview of Air District Legislative Platform

- The Legislative Platform provides overall advocacy principles to the Board and the Policy, Grants, and Technology Committee, and provides guidance to Air District staff for the upcoming year
- The Legislative Platform is divided into three sections – state budget, state legislation, and federal legislation and regulatory activity. The platform does not commit the Air District to positions on every legislative proposal in the listed categories, but it does provide a metric for use in bringing proposals to the Policy, Grants, and Technology Committee for discussion and recommendations to the Board for the Board's consideration

State Budget

- 1. State Funding for Clean Air Projects**
- 2. Greenhouse Gas Reduction Fund**
- 3. AB 617 Community Air Protection Program Implementation and Incentive Funding**
- 4. Wildfire Mitigation and Public Health Response**
- 5. Clean Tech Financing**
- 6. Low-Carbon Transportation Incentives**

State Legislation

1. **Cap and Trade Reauthorization**
2. **Address Legal Barriers to Environmental Justice**
3. **AB 617 Community Air Protection Program**
4. **Vehicle Emissions and Reducing Vehicle Miles Traveled**
5. **Climate Change**
6. **Green and Healthy Buildings**
7. **Wildfire Smoke Public Health Response**
8. **Emergency Backup Generation**
9. **Toxic Air Emissions**
10. **Wildfire Smoke Mitigation/Prescribed Fire**
11. **Stationary Source Greenhouse Gas Authority**
12. **Land Use**

Federal Legislation and Regulatory Activity

- 1. Federal Funding for Air District Clean Air Programs**
- 2. Wildfire Smoke Public Health Response**
- 3. Clean Transportation Programs**
- 4. Clean Energy Programs**
- 5. Particulate Matter Standards**
- 6. Vehicle Emission Standards**
- 7. Climate Change**
- 8. Green and Healthy Buildings**
- 9. Leaded Aviation Gas**

Proposed Legislative Activities for 2025

Key Dates and Deadlines

The start of the two-year 2025-26 Legislative Session began on December 2, 2024.

Date/Deadline	Description
January 6, 2025	Legislature reconvenes
January 24, 2025	Last day to submit bill requests to the Office of Legislative Counsel
February 21, 2025	Last day for bills to be introduced
June 6, 2025	Last day for each house to pass bills introduced in that house
September 12, 2025	Last day for each house to pass bills
October 12, 2025	Last day for the Governor to sign or veto bills passed by the Legislature before September 12 and in the Governor's possession on or after September 12
January 1, 2026	Statutes take effect

Proposed Legislative Activities

VSR – Ocean-Going Vessels

Expansion of the existing *Protecting Blue Whales and Blue Skies* VSR program to include ocean territories that are not covered by any VSR program – the San Diego region and the North Coast. The expansion of the *Protecting Blue Whales and Blue Skies* program to other areas of the California coast yields additional public health and ecosystem benefits.

Recommendation: Propose Co-Sponsor

Proposed Legislative Activities (cont.)

HOA Limitations

The proposal would look at various ways to expedite permitting and installations of heat pump space and water heaters, including contractor certifications, consolidated permitting, and restrictions on HOA architectural prohibitions.

Recommendation: Continue staff discussions with legislative offices and advocates and propose sponsor, co-sponsor, and/or support any legislative efforts to address these concerns.

Proposed Legislative Activities (cont.)

CARB Air District Board Member Compensation

The proposal would provide that CARB board members representing air districts receive the same level of compensation as other Governor-appointed voting CARB board members.

- Per current statute, Health and Safety Code Section 39512.5, air district CARB Board members only receive \$100 per meeting plus actual and necessary expenses

Recommendation: Propose Support or Co-Sponsor

Recap: Presentation Requested Action

Recommend the Board of Directors:

- 1. Adopt the proposed 2025 Legislative Platform**
- 2. Approve the proposed legislative activities for the 2025 Legislative Session**

The Policy, Grants, and Technology Committee voted to recommend approval of these items at its meeting on December 18, 2024.

Questions / Discussion



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AGENDA: 17

Community Advisory Council's Environmental Justice Call To Action

Board of Directors Meeting
February 5, 2025

Vernice Miller-Travis, Executive Vice President, The Metropolitan Group
Latasha Washington, EJ Policy Ad Hoc Committee Co-Chair

Environmental Justice (EJ) Policy Ad Hoc Committee Members from 2022 to 2024

Current members:

- Rio Molina, Ad Hoc Committee Co-Chair
- Latasha Washington, Ad Hoc Committee Co-Chair
- John Kevin Jefferson III
- Fagamalama Violet Saena
- Ken Szutu

Previous members:

- Joy Massey
- Arieann Harrison
- Charles Reed
- Kevin Ruano Hernandez

Key Milestones in the Air District's EJ Action Planning

Winter & Spring 2023: Community Advisory Council's (CAC) Environmental Justice Policy Ad Hoc Committee:

- Discussed potential EJ solutions based on community priorities
- Built capacity for socialization of EJ action planning with the Air District

Summer 2023:

- The Metropolitan Group conducted interviews with Air District staff and CAC Members on environmental justice
- At the September CAC Retreat, the EJ Ad Hoc's "Desired Impacts of an EJ Action Plan" were prioritized by the full council

October 2023: EJ Ad Hoc met with Air District Division Directors and staff to discuss EJ solutions regarding the Ad Hoc's prioritized topics: data collection, permitting, and compliance and enforcement

Key Milestones in the Air District's EJ Action Planning (cont.)

December 2023: EJ action planning efforts align and collaborate directly with strategic planning efforts

January 2024: CAC finalizes 9 EJ Priorities to provide foundational input to the *Strategic Plan* and presents them to the Board of Directors

Winter & Spring 2024: Meetings between EJ Policy Ad Hoc Committee and Air District to continue to develop EJ Strategies

Summer & Fall 2024: Development of *A Call to Action* – a community-centered document showing how the Air District will respond to the CAC's EJ Priorities with EJ strategies and commitments in the *Strategic Plan*

Coordination and Alignment with the Strategic Plan

Working Timelines for Development of EJ Action Plan and Strategic Plan

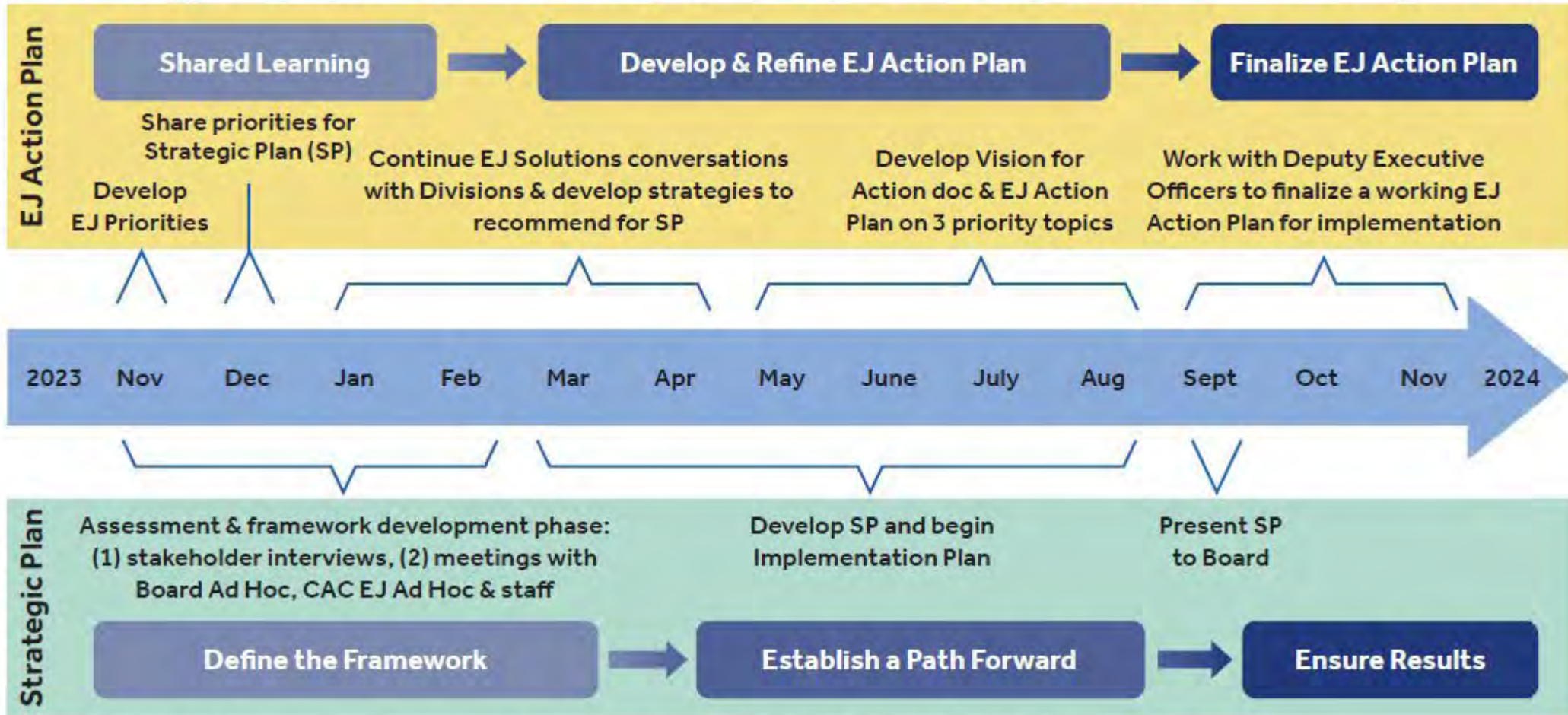


Figure 1. Working timelines for development of the Environmental Justice Action Plan and Strategic Plan

CAC EJ Priorities and *A Call to Action*

- The CAC's 9 EJ Priorities served as foundational input for both the Air District's *2024-2029 Strategic Plan* and the CAC's *A Call to Action*
- 80% of the 36 strategies in the *Strategic Plan* have an environmental justice focus
- EJ Policy Ad Hoc Members met several times with Deputy Executive Officers (DEOs) and staff to provide input into the development of EJ strategies, measurable actions, and implementation plans
- Appendix D Crosswalk in *A Call to Action* shows how *Strategic Plan* strategies align with EJ Priorities and 3 topic areas of the EJ Ad Hoc

Reflections on Process from EJ Policy Ad Hoc Members

“The way in which staff showed up in this planning process showed a level of commitment and gave me a level of assurance that they want to listen. I see that being an outcome that really contributed to where we are right now. One way to rebuild trust is presence, and I think that the mere presence of folks in the meetings has been a success. And as a result, we now have this beautiful working action plan. I can't discount the way staff interacted, and also the way that the Community Advisory Council has interacted with staff. Because that's hard to do right.”

- Joy Massey, former CAC and EJ Ad Hoc Committee member

***A Call to Action* Table of Contents**

- Executive Summary
- Chapter 1: Introduction
- Chapter 2: Our Environmental Justice Priorities: A Call to Action from the Community Advisory Council
- Chapter 3: At A Glance: The Air District's Environmental Justice Commitments
- Chapter 4: Charting the Course: Actions the Air District will Take to Advance Environmental Justice
- Chapter 5: The Journey Ahead: Implementation and Accountability

***A Call to Action* Table of Contents (cont.)**

Appendices:

- A. The 17 Principles of Environmental Justice
- B. What is an Environmental Justice Community? (Definitions)
- C. The Environmental Justice Action Planning Process (in 2023-24)
- D. Crosswalk of Strategies from the Air District's 2024-2029 Strategic Plan with the Environmental Justice Priorities and Focus Areas for Early Implementation
- E. Federal, State and Regional Air Quality Responsibilities

Acknowledgement of Chair Davina Hurt



- Chair Hurt is a strong advocate for frontline communities and advancing environmental justice at the Air District and beyond
- Community Equity, Health, and Justice Committee was created with her as Committee Chair
- Community Advisory Council was established

“Remember to imagine and craft the worlds you cannot live without, just as you dismantle the worlds you cannot live within.” —Ruha Benjamin



From the Community Advisory Council of the Bay Area Air Quality Management District

November 2024



PRIORITY 2:
Provide Meaningful Agency Support to Advance Environmental Justice



The Air District can support the health and well-being of communities by re-envisioning its mission through the lens of equity and environmental justice. A strong vision that is actively supported by leadership must focus on achieving fair and equitable outcomes of clean air for everyone, as well as striving to eliminate disproportionate harm caused by current and long-standing legacy pollution.

Effective enforcement of stricter rules is a key area where the Air District can make great strides in advancing environmental justice. Communities especially want more transparency and accountability in how the district holds violators accountable. Communities also want greater transparency in how the district works with other private entities and state and municipal agencies to enforce air quality regulations.

In order to provide meaningful support, the Air District will need to dedicate more resources and funding for air quality management approaches that recognize and reduce disparities in local air pollution. This investment to advance environmental justice will enable the Air District to become a more inclusive, accountable, effective, and community-oriented organization.

The Environmental Justice Policy Ad Hoc Committee emphasized budget allocations, meaningful community participation, and enhanced enforcement and transparency around the permitting process as some of the critical ways the Air District could provide meaningful agency support.



"We need to take advantage of the strength of the community ... they are always there. Include them in community-engaged monitoring and community-engaged enforcement."

—Ken Szutu

Bay Area Air Quality Management District: A Call to Action 20

Policy Ad Hoc Committee would like the Air District to work with Environmental Justice communities in the future.

These Environmental Justice Priorities serve as a call to action for the Air District, and are detailed in Chapter 2. The Environmental Justice Priorities are intended to guide the agency to advance and address environmental justice within all aspects of the Agency's operations. They identify the conditions needed for the Air District to be an effective partner with frontline environmental justice communities who are most affected by air pollution to improve air quality and overall environmental justice outcomes.



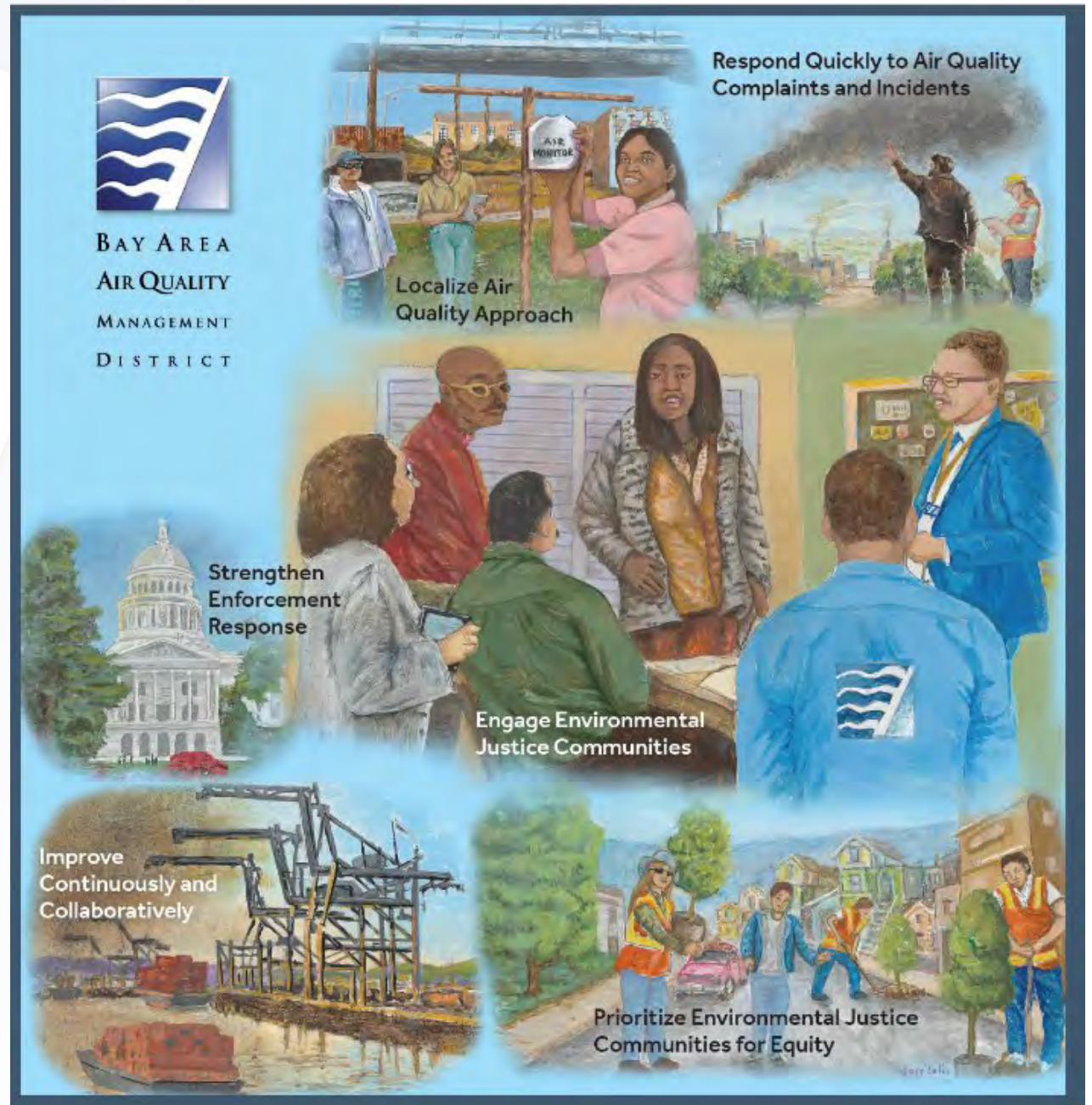
Reflections from the Environmental Justice Policy Ad Hoc Committee Members

"The way in which staff showed up in this planning process showed a level of commitment and gave me a level of assurance that they want to listen. I see that being an outcome that really contributed to where we are right now. One way to rebuild trust is presence, and I think that the mere presence of folks in the meetings has been a success. And as a result, we now have this beautiful working action plan. I can't discount the way staff interacted, and also the way that the Community Advisory Council has interacted with staff. Because that's hard to do right?"

—Joy Massey



Credit: Ken Szutu



Next Steps

- On November 21, 2024, *A Call to Action* was adopted by the CAC as an official CAC document and posted on the CAC webpage
- On December 11, 2024, *A Call to Action* was presented to the Community Equity, Health, and Justice Committee
- There are Spanish and Chinese translations of the full document and plans to translate the Executive Summary into Tagalog and Vietnamese. Hardcopies are being distributed via CAC Members.
- Continue collaborations with community partners on:
 - Implementation of the *2024-2029 Strategic Plan*
 - How implemented actions connect to the CAC's EJ Priorities
 - Ongoing community engagement opportunities

Questions



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AGENDA: 18

**Update on United States Environmental
Protection Agency's Initial Area
Designations for the Federal Annual
Fine Particulate Matter Standard**

**Board of Directors Meeting
February 5, 2024**

**Michael Flagg
Meteorology and Measurements Division
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2024 PM National Ambient Air Quality Standard (NAAQS)

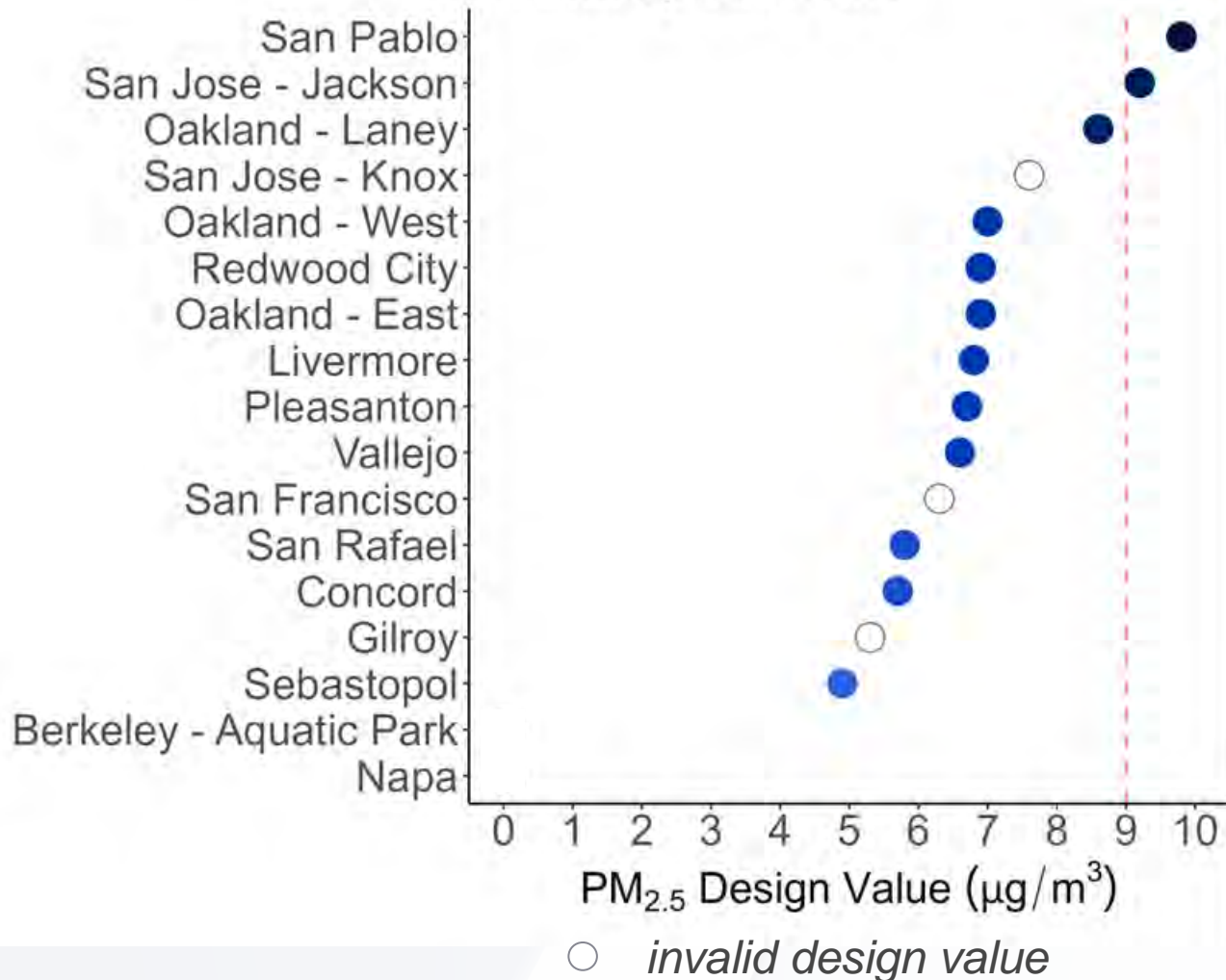
Indicator	Averaging Time	Previous Level	Current Bay Area Status	Revised Level
PM _{2.5}	Annual	12.0 µg/m ³	Unclassifiable/Attainment	9.0 µg/m ³
PM _{2.5}	24-Hour	35 µg/m ³	Nonattainment	No change/ Retain
PM ₁₀	24-Hour	150 µg/m ³	Unclassifiable/Attainment	No change/ Retain

- Revised NAAQS triggers a two-year initial area designations process
- California Air Resources Board recommended a designation of **nonattainment** for the Bay Area using 2021 – 2023 data
- US Environmental Protection Agency will finalize designations using 2022-2024 data

Preliminary 2024 PM_{2.5} Design Values

PM_{2.5} Annual Design Values

Preliminary 2022-2024

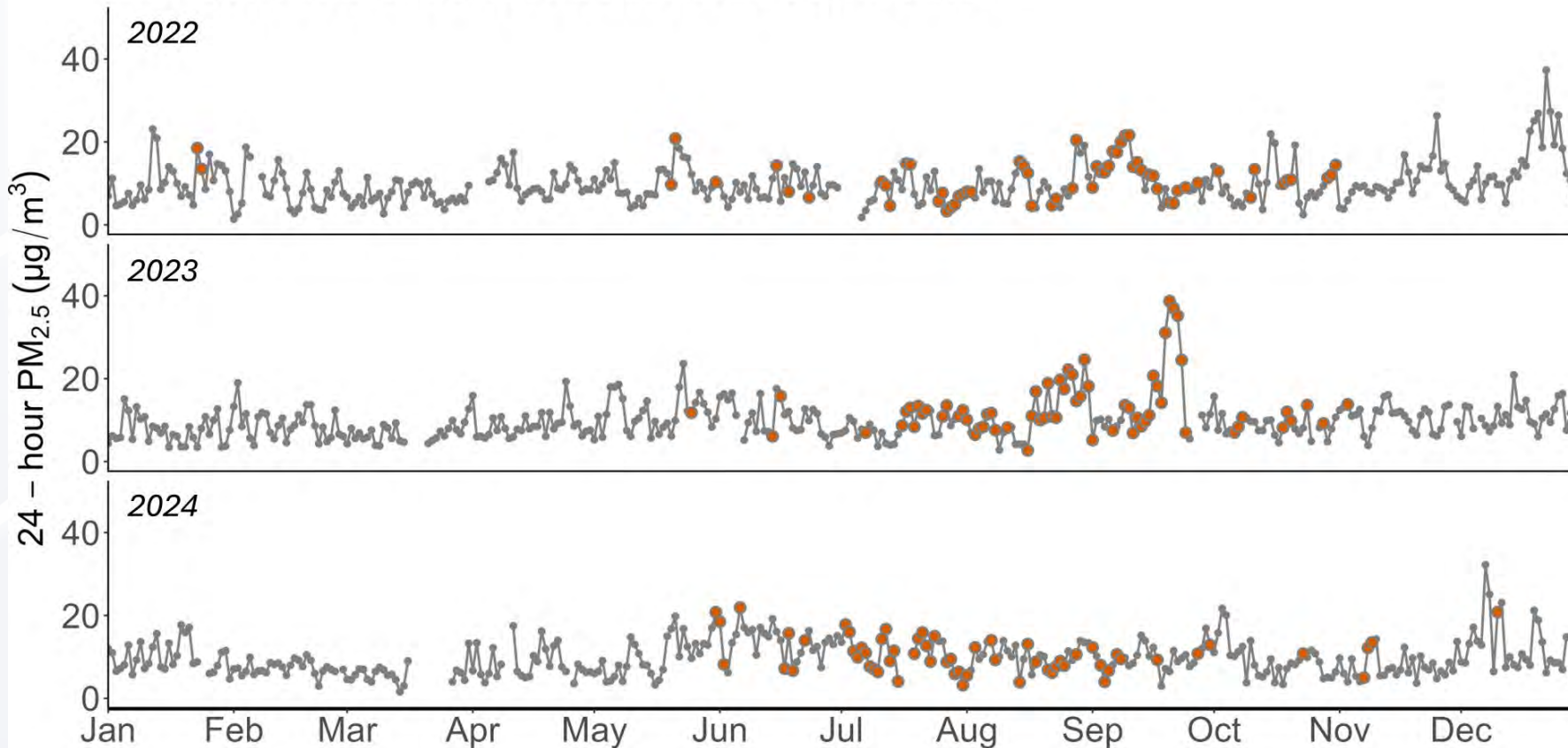


Site Name	2022 Annual Mean	2023 Annual Mean	2024 Annual Mean	2022-2024 DV
San Pablo	9.9	9.9	9.7	9.8
San Jose - Jackson	10.1	8.2	9.3	9.2

- Two monitoring sites currently violating the NAAQS
- Reviewed data at these sites to assess the impact of wildfire smoke on annual design values

Preliminary 2022 - 2024 PM_{2.5} Data

24-hour PM_{2.5} Concentrations at San Pablo



● *days that may have been affected by wildfire smoke*

After removing all days that may have been affected by wildfire smoke, the San Pablo design value remains above 9.0 µg/m³

Initial Area Designations Timeline

Date	Action
February 7, 2025	State Recommendations due to US EPA
October 9, 2025	US EPA proposes designations and begins comment period
February 6, 2026	US EPA finalizes initial area designations
Q4 2027	Moderate area State Implementation Plan due to EPA
December 31, 2032	Attainment date

Questions