

UPDATE ON STATE LEGISLATION - October, 2005
SACRAMENTO METROPOLITAN AIR QUALITY MANAGEMENT DISTRICT
[Attachment #2]

MOBILE SOURCES:

1. Clean Alternative Fuel Vehicles and Low Emission Vehicles: **(BOLDED: Chaptered Bills (signed by the Governor))**

| BILL # | AUTHOR | SUBJECT | Last Amended | Position* | Status |
|----------------|------------|---|--------------|-----------|------------------|
| AB 184 | Cogdill | Intent bill to establish a state pilot program to scrap gross polluting vehicles. | 4/12/05 | Watch | Assembly Trans. |
| AB 679 | Calderon | Prohibits ARB from adopting any rule that excludes the importation of compliant diesel fuel by those who do not have CA refineries. | 9/8/05 | Neutral | Assembly Concur. |
| AB 1007 | Pavley | Requires CEC and ARB to adopt a plan (by 6/30/07) to increase California's use of alternative fuels | 9/2/05 | Support | Chapter # 371 |
| AB 1229 | Nation | Requires smog index labels be renamed "air pollution labels" and, in 2009, to include information on global warming gas emissions. | 6/29/05 | Watch | Chapter # 575 |
| AB 1407 | Oropeza | Requires unspecified air quality fees on dyed and undyed diesel for unspecified air quality programs. | 5/31/05 | Watch | Senate E.Q. |
| AB 1660 | Pavley | Requires DGS to purchase and offer energy efficient vehicles for use by state and local government. | 7/11/05 | Support | Chapter # 580 |
| SB 225 | Soto | Allows a CPI increase in the cost-effectiveness cap for the Carl Moyer program. | 2/15/05 | Watch | Assembly Floor |
| SB 467 | Lowenthal | Requires ARB to revise Moyer guidelines to allow funding for an "off-road engine modernization" program. | 8/15/05 | Support | Chapter # 209 |
| SB 497 | Simitian | Requires DGS (w/ARB) to develop and implement a Low Emission Contractor Incentive Program. | 5/3/05 | Support | Senate Approps. |
| SB 698 | Poochigian | Requires DGS to get bids to replace old school buses (w/ \$50M in Prop. 98 Reversion Account funds). | 5/4/05 | Watch | Senate Approps. |
| SB 975 | Ashburn | Allows the use of B-20 biodiesel in any certified engine or in conjunction with any control equipment. | 8/16/05 | Watch | Chapter # 365 |

Approps. - Committee on Appropriations
 CEC – CA Energy Commission
 Consumer Price Index

DGS - Dept. of General Services

Concur. - Concurrence w/"other house" amendments
 CPI –
 E.Q. - Committee on Environmental Quality

2. Market-based Transportation Control Measures: No legislation is currently pending on this issue

3. Smog Check:

| BILL # | AUTHOR | SUBJECT | Last Amended | Position | Status |
|---------------|----------|---|--------------|----------|-----------------|
| AB 383 | Montanez | Expands the number of people who would qualify for repair assistance grants under the Smog Check program. | 8/30/05 | Support | Chapter # 565 |
| AB 386 | Lieber | Grants ARB authority over pollution reduction elements of the Smog Check program. | 8/15/05 | Support | Senate Approps. |

Mobile Sources (cont.):

4. Transported Air Pollutants: No legislation is currently pending on this issue

5. Bicycle and Pedestrian Projects/Programs:

| BILL # | AUTHOR | SUBJECT | Last Amended | Position | Status |
|--------|-----------|--|--------------|----------|--------|
| SB 523 | Torlakson | Maintains current funding of the Bicycle Transportation Account (w/o bill, will be reduced from \$600K to \$417K per month). | 8/25/05 | Support | Vetoed |

6. Locomotives:

| BILL # | AUTHOR | SUBJECT | Last Amended | Position | Status |
|----------------|--------|--|--------------|----------|---------------|
| AB 1222 | Jones | Creates a statewide locomotive remote sensing program and encourages voluntary testing and repair to reduce emissions. | 5/27/05 | Support | Chapter # 574 |

DISTRICT FEES / ADMINISTRATION

7. Fee Authority Including the Surcharge on the Motor Vehicles: No legislation is currently pending on this issue

8. Expenditure of Funds Collected From Penalties:

| BILL # | AUTHOR | SUBJECT | Last Amended | Position | Status |
|--------|---------|--|--------------|----------|-----------------|
| SB 870 | Escutia | Requires mandatory minimum penalties for serious/chronic air quality violations and divert penalties to a "community-based air pollution control program" (undefined). | 5/4/05 | OUA | Senate Approps. |

OUA – Oppose Unless Amended

9. Duplicate Fees: No legislation is currently pending on this issue.

District Fees / Administration cont.

10. Air Pollution Control Measures:

| BILL # | AUTHOR | SUBJECT | Last Amended | Position | Status |
|---------------|----------|---|--------------|----------|-----------------|
| AB 841 | Arambula | Requires ARB to develop and conduct expanded and revised PM monitoring (amended to apply only to San Joaquin). | 7/6/05 | Watch | Chapter # 569 |
| AB 1101 | Oropeza | Requires air districts to review largest "magnet" sources of diesel emissions (failed passage). | 5/27/05 | Support | Assembly Floor |
| AB 1220 | Jones | Provides for air district's full cost recovery for Portable Equipment Regulatory Program (PERP) enforcement. | 2/22/05 | Support | Senate Floor |
| AB 1430 | Goldberg | Prohibits use of emission reduction credits (ERC's) if it perpetuates exposure to PM and toxics in E.J. communities. | 5/3/05 | OUA | Assembly Floor |
| SB 44 | Kehoe | Requires local jurisdictions to include air quality improvement goals within general plans (failed passage). | 5/17/05 | Support | Assembly Floor |
| SB 109 | Ortiz | Allows criminal prosecution following a civil recovery for air quality violations (failed passage). | 6/14/05 | OUA | Assembly Floor |
| SB 870 | Escutia | Intent to require mandatory minimum penalties for serious/chronic air quality violations and divert penalties to a "community-based air pollution control program" (undefined). | 5/4/05 | OUA | Senate Approps. |

Agric. - Committee on Agriculture

EQ - Committee on Environmental Quality

OUA - Oppose unless amended

Approp. - Committee on Appropriations

MPO – Metropolitan Planning Organization

E.J. – environmental justice

PM - Particulate Matter

COMPLIANCE

11. Environmental Self-Audits: No legislation is currently pending on this issue.

12. Leaf Blowers: No legislation is currently pending on this issue.

RICE STRAW

13. Rice Straw Incentives: No legislation is currently pending on this issue.

CALIFORNIA AIR RESOURCES BOARD

14. Permanent Sacramento Region Member on the CA Air Resources Board:

| BILL # | AUTHOR | SUBJECT | Last Amended | Position | Status |
|---------|--------|---|--------------|----------|--------|
| AB 1221 | Jones | Adds a Sacramento Region air district board member and a climate change expert to the California Air Resources Board. | 7/14/05 | Support | Vetoed |

ASBESTOS / and NATURALLY OCCURRING ASBESTOS (NOA)

15. Identification, Disturbance, and Removal of Man-Made Asbestos: No legislation is currently pending on this issue.

16. State/Federal Law regarding Testing/Mitigation of NOA: See SB 655 in the box below.

17. Mapping / Identifying NOA: See SB 655 in the box below.

18. NOA Testing and Risk Factors:

| BILL # | AUTHOR | SUBJECT | Last Amended | Position | Status |
|--------|--------|---|--------------|----------|----------------|
| SB 655 | Ortiz | Creates a state task force to evaluate policies and adopt guidelines for the mitigation of risks associated with naturally occurring asbestos (failed passage). | 9/2/05 | Neutral | Assembly Floor |