

**Bay Area Air Quality Management District  
939 Ellis Street  
San Francisco, California 94109  
(415) 771-6000**

**APPROVED MINUTES**

Summary of Board of Directors  
Legislative Committee Meeting  
9:30 a.m., Monday, January 30, 2006

- 1. Call to Order - Roll Call:** Director Erin Garner called the meeting to order at 9:35 a.m.

**Present:** Erin Garner, Acting Chairperson, Chris Daly, Dan Dunnigan, Mark Ross, Tim Smith.

**Absent:** Roberta Cooper, Mark DeSaulnier, Liz Kniss, Brad Wagenknecht.

**Also Present:** Scott Haggerty, Julia Miller, Pamela Torliatt (10:10 a.m.), Gayle B. Uilkema.

- 2. Public Comment Period:** There were none.

- 3. Approval of Minutes of October 31, 2005:** Director Daly moved approval of the minutes; seconded by Director Smith; carried unanimously without objection.

- 4. Legislative Agenda for 2006:** *The Committee considered a proposed legislative agenda for 2006.*

Thomas Addison, Senior Advanced Projects Advisor, presented the report and stated that there are two general strategies for the District's 2006 legislative agenda: adding a smoking vehicle component to the smog check program and reducing goods movement emissions.

*Smog Check Program*

Mr. Addison stated that Assembly Member Lieber is interested in authoring another smog check bill this year and would like to have the Air District's support. There is information that, for some vehicles, particulate emissions may be more toxic than other emissions. Mr. Addison noted that the cost for the inspection stations would be minimal per inspection and that the number of failing vehicles would be small.

In response to a question from Director Daly, Mr. Addison stated that the Smoking Vehicle Program is a voluntary program and that this new component of the smog check program would be part of the state's program. The consensus of the Committee was to support the bill.

*Goods Movement*

Jack Broadbent, Executive Officer/APCO, presented information on goods movement emissions and noted that the projections for the Port of Oakland indicate an increase in emissions. Mr. Broadbent reported on the progress the South Coast AQMD has made in reducing emissions from ports.

Mr. Addison discussed the voluntary speed reduction program (slowing down to 12 knots) in the Los Angeles and Long Beach areas and stated that the speed limit for the Bay Area is 15 knots. Mr. Addison commented that there are significant emission reductions when ships reduce their speed to 12 knots.

The Committee discussed the following:

1. The fuel for the main engines is bunker crude and the auxiliary engines use cleaner burning fuel.
2. Lower speeds also cut particulate matter (PM) emissions.
3. Vessel speeds are set by United States Coast Guard regulations and this is one piece of the goods movement port emission reductions strategy.
4. The compliance rate in Southern California is about 90%.
5. Another piece of legislation on goods movement is a no net increase policy for the Port of Oakland.
6. Los Angeles and Long Beach have taken significant steps to reduce emissions, whereas the Port of Oakland has done much less than the southern California ports.
7. In November 2005, CARB released an analysis of air toxic risks from the Los Angeles and Long Beach ports.

Director Pamela Torliatt arrived at 10:10 a.m.

It was noted that there are other ports in the Bay Area, including those that may be associated with refineries. The consensus of the Committee was for the Air District to talk to the affected parties and indicate there is a problem with air quality and there are things that can be done to achieve emission reductions.

Director Uilkema recommended that the Air District proceed on the issue of reduced speed and that talks should start on the no-net increase issue. Director Uilkema requested that a report be provided to the Board on the no-net increase issue.

There was a discussion on the limit of \$10,000 liability fine and possibly increasing that amount.

**Committee Action:** The Committee provided direction to staff on the items discussed.

5. **Consideration of New Bills and Corresponding Agency Positions:** *Staff presented newly-introduced air quality bills for the Committee's deliberation.*

Mr. Addison discussed the following newly-introduced bills:

- AB 1870 (Lieber) – Requires the incorporation of a visible-smoke test in to the smog check program.
- AB 1901 (Horton) – Sets up a revolving loan program to retrofit trucks.
- SB 1205 (Escutia) – Increases the civil penalties for specified violations of air pollution laws, and establishes a new category of serious and chronic violations with penalty funds going to the California Air Resources Board and children’s health program.
- AB 1231 (Horton) – Requires air districts to submit specified reports to the California Air Resources Board.
- AB 1430 (Goldberg) – Deals with the calculation methodology for emission reduction credits.

Mr. Addison reported that the bills will be introduced on February 24, 2006.

**Committee Action:** The consensus of the Committee was to recommend that the Board of Directors adopt a legislative agenda for 2006.

6. **Committee Members’ Comments:** Mr. Broadbent stated that staff will brief the Committee on the state budget at its next meeting.
7. **Time and Place of Next Meeting:** At the Call of the Chair.
8. **Adjournment:** The meeting was adjourned at 10:52 a.m.

*/s/ Mary Romaidis*

Mary Romaidis  
Clerk of the Boards