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**2001 AIR QUALITY LEGISLATION
ANNUAL SUMMARY**

Prepared by:
California Air Resources Board
Legislative Office
1001 I Street
Sacramento, California 95814
(916) 322-2896

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Introduction

The Air Resources Board (ARB) is a department of the California Environmental Protection Agency (Cal/EPA). ARB, in partnership with local air districts, oversees all air pollution control efforts to attain and maintain health-based air quality standards in California.

The ARB Legislative Office serves as the principal resource on air quality-related issues for Cal/EPA, the Governor's Office, and the Legislature. As the Administration's key air quality legislative staff, ARB's Legislative Office serves as the conduit for transmission of technical expertise, while at the same time providing a policy context with which to view technical issues.

This summary contains brief descriptions of the legislation tracked by ARB's Legislative Office during the first year of the 2001-2002 Legislative Session. This year's legislative session was unique. The year began with more than 2,900 introduced bills, but with the urgency of the Energy Crisis, the Governor convened two Extraordinary Sessions. More than 200 bills were introduced in the First Extraordinary Session, and over 150 bills were introduced in the Second Extraordinary Session.

Overall, 3,300 bills were introduced in the 2001 legislative year, and 128 bills were tracked by ARB's legislative staff. These bills addressed a wide array of air quality issues including Environmental Justice, Energy, the Carl Moyer Program, Smog Check, Toxics, etc. Bills are listed in numerical order and are identified as Chaptered, Vetoed, 2-year bills, Dead, Pending, or N/A (bills no longer related to air pollution).

ACRONYMS

AFV	Alternative Fueled Vehicle
APCD	Air Pollution Control District
AQMD	Air Quality Management District
ARB	Air Resources Board
BACT	Best Available Control Technology
BDOs	Boards, Departments, and Offices
B&FR	Senate Budget and Fiscal Review Committee
Budg	Assembly Budget Committee
Cal/EPA	California Environmental Protection Agency
CDFA	California Department of Food and Agriculture
CEC	California Energy Commission
CEQA	California Environmental Quality Act
DG	Distributed Generation
DGS	Department of General Services
DHS	Department of Health Services
DMV	Department of Motor Vehicles
EO	Executive Order
ERC	Emission Reduction Credit
EQ	Senate Environmental Quality Committee
IWMB	Integrated Waste Management Board
LEAs	Local Enforcement Agencies
LEV	Low Emission Vehicle
LNG	Liquefied Natural Gas
MW	Megawatt
OPR	Office of Planning and Research
QF	Qualifying Facilities
SCAQMD	South Coast Air Quality Management District
SCM	Suggested Control Measure
SIP	State Implementation Plan
SWRCB	State Water Resources Control Board
U&C	Assembly Utilities and Commerce Committee
ZEV	Zero Emission Vehicle

BILLS BY SUBJECT

AGRICULTURAL OPERATIONS AND AGRICULTURAL WASTE

AB 1466	Florez	Scientific Advisory Panel	2-year
SB 88	Costa	Compost Facility Odors	Chapter 424
SB 644	Machado	Agricultural Based ERCs	2-year
SB 1009	Costa	Dairy Environmental Working Group	2-year
SB 1015	McClintock	Aggregate Processing Facility Emissions	2-year

AIR DISTRICTS

AB 451	Firebaugh	Architectural Coating SCM Requirements	Chapter 456
AB 621	Corbett	Interruptible Contracts: Air District Notification	Chapter 862
AB 680	Steinberg	Land Use: Sales Tax and Property Tax Revenue Allocation	2-year
AB 771	Runner	Antelope Valley AQMD	Chapter 163
AB 1528	Wyman	Interdistrict ERC Trading	2-year
SB 1191	Speier	State and Local Reporting Requirements	Chapter 745

BUDGET/FUNDING

AB 1390	Firebaugh	Environmental Justice	Chapter 763
SB 737	B&FR	Budget Trailer Bill	2-year
AB 1602	Keeley	Clean Water, Air, and Park Bond	Chapter 875

CAL/EPA

AB 69	Wright	Green Team	N/A
SB 260	EQ	Reorganization of Cal/EPA	2-year
SB 1011	Sher	Cal/EPA Reorganization	2-year

CARL MOYER PROGRAM

AB 321	Vargas	Congestion Relief Funding	2-year
AB 986	Firebaugh	Carl Moyer Program	2-year
AB 1390	Firebaugh	Environmental Justice	Chapter 763
AB 1602	Keeley	Clean Water, Air, and Park Bond	Chapter 875
SB 196	Burton	California Resources Legacy Bond Act	2-year
SB 433	Monteith	Carl Moyer Air Standards Attainment Program	2-year

CODE MAINTENANCE / CONSOLIDATION

AB 1629	Pescetti	Unified Environmental Code	2-year
SB 153	Knight	Code Maintenance: Repeal of Code Sections	Chapter 115
SB 1191	Speier	State and Local Reporting Requirements	Chapter 745

COMPLIANCE / ENFORCEMENT / PENALTIES

AB 960	Keeley	Environmental Circuit Prosecutor Project (ECP)	Vetoed
SB 11	Escutia	Confidentiality in Certain Environmental Hazard Cases	2-year
SB 527	Sher	Air Pollution Administrative Penalties and Greenhouse Gas Registry	Chapter 769
SB 529	Sher	Air Pollution Penalties	2-year

ENERGY**Back-Up Generators**

AB 162	Daucher	BACT for Back-Up Generators	2-year
AB 621	Corbett	Interruptible Contracts: Air District Notification	Chapter 862
AB 1124	Koretz	On-site Electricity Generation: Alternative Fuels	2-year
AB 1272	Mountjoy	Suspension of Back-Up Generator Regulations	Dead
SB 220	Oller	Unregulated Back-Up Generator Use	Dead

Distributed Generation

AB 1735	U&C	Distributed Generation	2-year
SB 203	Morrow	Distributed Generation	2-year

Emission Reduction Credits / Offsets

AB 94	Daucher	ERC Trading Restrictions	2-year
AB 680	Steinberg	Land Use: Sales Tax and Property Tax Revenue Allocation	2-year
AB 988	Maldonado	Emission Offset Banking	2-year
AB 1528	Wyman	Interdistrict ERC Trading	2-year

New Generation (Powerplant Siting)

AB 569	La Suer	Powerplant Siting	2-year
AB 1042	Richman	Identification of Potential Powerplant Sites	2-year
AB 1265	Campbell, B	Expedited Siting for "Green" Powerplants	2-year
AB 1577	Zettel	Powerplant Siting: Offset Funding and CEQA Processes	2-year
SB 601	McClintock	Capacity Expansion Exemptions	2-year
SB 863	Knight	Siting Powerplants on Military Installations	2-year
SB 1109	Battin	Expedited Powerplant Siting	2-year
SB 1110	Battin	Peaking Powerplant Siting	2-year

ENFORCEMENT (See COMPLIANCE)**ENVIRONMENTAL JUSTICE**

AB 1390	Firebaugh	Environmental Justice	Chapter 763
AB 1420	Cardenas	Diesel Powered School Buses	2-year
AB 1553	Keeley	OPR Environmental Justice Guidelines	Chapter 762
SB 828	Alarcon	EJ Work Group and Advisory Committee	Chapter 765
SB 1068	Speier	School Bus Safety and Emission Reduction Act	2-year

FUELS**Alternative Fuels**

AB 1124	Koretz	On-site Electricity Generation: Alternative Fuels	2-year
AB 1618	Matthews	Developmental Fuels	Chapter 596
SB 1086	Alarcon	Landfill Gas Conversion to LNG Projects	2-year

Reformulated Fuels

SJR 22	Torlakson	Oxygenate Waiver	2-year
SJR 25	Scott	Oxygenate Waiver	2-year

GREENHOUSE GASES

SB 527	Sher	Air Pollution Administrative Penalties and Greenhouse Gas Registry	Chapter 769
SB 532	Sher	Greenhouse Gas Emission Registry	2-year

HEAVY DUTY DIESEL (See MOTOR VEHICLES AND CARL MOYER PROGRAM)**INDOOR AIR QUALITY**

AB 284	Jackson	Indoor Air Study	Chapter 550
SB 732	Ortiz	Mold Exposure Standards	Chapter 584

LOW EMISSION VEHICLES (See MOTOR VEHICLES)

MOTOR VEHICLES

Diesel Vehicles

AB 1390	Firebaugh	Environmental Justice	Chapter 763
AB 1420	Cardenas	Diesel Powered School Buses	2-year
SB 470	Sher	Used Oil Combustion	Chapter 605
SB 1068	Speier	School Bus Safety and Emission Reduction Act	2-year

Low Emission and Zero Emission Vehicles

AB 554	Campbell, J	Clean Vehicles Sales Tax Exemption	2-year
AB 998	Kelley	Neighborhood Electric Vehicle Tax Credit	2-year
AB 1390	Firebaugh	Environmental Justice	Chapter 763

Passenger Vehicles

AB 321	Vargas	Congestion Relief Funding	2-year
AB 857	Wiggins	State Comprehensive Plan	2-year
AB 1058	Pavley	Vehicular Emissions: Carbon Dioxide	2-year
AB 1258	Wiggins	Rental Vehicles	Chapter 465
SB 1130	Johannessen	Specially Constructed Vehicles (Kit Cars)	2-year
SB 1170	Sher	State Vehicle Fleet	Chapter 912
SB 1173	Johannessen	Engine Replacement	N/A
SB 1191	Speier	State and Local Reporting Requirements	Chapter 745

Smog Check

AB 854	Briggs	Car Dealers Smog Certificates	Chapter 335
SB 100	Johannessen	Specially Constructed Vehicles (Kit Cars)	Chapter 871
SB 800	Johannessen	Collector Vehicles	2-year
SB 1172	Kuehl	Repeal of 30-Year Rolling Smog Check Exemption	N/A
SB 1191	Speier	State and Local Reporting Requirements	Chapter 745

PENALTIES (See COMPLIANCE)

REFORMULATED FUELS (See FUELS)

RICE STRAW/BIOMASS

AB 802	Dickerson	Biomass Energy Fund	2-year
AB 1473	Aanestad	Rice Straw Tax Credits	2-year
AB 1686	Thomson	Rice Straw Utilization Program	Vetoed

TOXICS PROGRAMS

AB 498	Chan	Bioaccumulative Toxin Report	2-year
AB 845	Nakano	Dry Cleaning: Alternatives to Perchloroethylene	2-year
AB 1173	Keeley	Toxic Air Contaminants	2-year
AB 1507	Canciamilla	Accidental Release Prevention	2-year

ZERO EMISSION VEHICLES (See MOTOR VEHICLES)**MISCELLANEOUS**

AB 713	Thomson	Extension of Regulatory Exemption for Disinfectants	2-year
SB 960	Johannessen	Tax Incentives for Reducing Air Pollution	2-year
SB 1111	Kuehl	International Trade Agreements	Vetoed

BILLS BY AUTHOR

ASSEMBLY**AANESTAD**

AB 1473 Rice Straw Tax Credits 2-year

BRIGGS

AB 854 Car Dealers Smog Certificates Chapter 335

CAMPBELL, B

AB 1265 Expedited Siting for "Green" Powerplants 2-year

CAMPBELL, J

AB 554 Clean Vehicles Sales Tax Exemption 2-year

CANCIAMILLA

AB 1507 Accidental Release Prevention 2-year

CARDENAS

AB 1420 Diesel Powered School Buses 2-year

CHAN

AB 498 Bioaccumulative Toxin Report 2-year

CORBETT

AB 621 Interruptible Contracts: Air District Notification Chapter 862

DAUCHER

AB 94 ERC Trading Restrictions 2-year

AB 162 BACT for Back-Up Generators 2-year

DICKERSON

AB 802 Biomass Energy Fund 2-year

FIREBAUGH

AB 451	Architectural Coating SCM Requirements	Chapter 456
AB 986	Carl Moyer Program	2-year
AB 1390	Environmental Justice	Chapter 763

FLOREZ

AB 1466	Scientific Advisory Panel	2-year
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JACKSON

AB 284	Indoor Air Study	Chapter 550
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KEELEY

AB 960	Environmental Circuit Prosecutor Project (ECP)	Vetoed
AB 1173	Air Toxic Contaminants	2-year
AB 1553	OPR Environmental Justice Guidelines	Chapter 762
AB 1602	Clean Water, Air, and Park Bond	Chapter 875

KELLEY

AB 998	Neighborhood Electric Vehicle Tax Credit	2-year
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KORETZ

AB 1124	On-Site Electricity Generation: Alternative Fuels	2-year
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LA SUER

AB 569	Powerplant Siting	2-year
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MALDONADO

AB 988	Emission Offset Banking	2-year
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MATTHEWS

AB 1618	Developmental Fuels	Chapter 596
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MOUNTJOY

AB 1272 Suspension of Back-Up Generator Regulations Dead

NAKANO

AB 845 Dry Cleaning: Alternatives to Perchloroethylene 2-year

PAVLEY

AB 1058 Vehicular Emissions: Carbon Dioxide 2-year

PESCETTI

AB 1629 Unified Environmental Code 2-year

RICHMAN

AB 1042 Identification of Potential Powerplant Sites 2-year

RUNNER

AB 771 Antelope Valley AQMD Chapter 163

STEINBERG

AB 680 Land Use: Sales Tax and Property Tax Revenue
Allocation 2-year

THOMSON

AB 713 Extension of Regulatory Exemption for Disinfectants 2-year
AB 1686 Rice Straw Utilization Program Vetoed

UTILITIES AND COMMERCE COMMITTEE

AB 1735 Distributed Generation 2-year

VARGAS

AB 321 Congestion Relief Funding 2-year

WIGGINS

AB 857	State Comprehensive Plan	2-year
AB 1258	Rental Vehicles	Chapter 465

WRIGHT

AB 69	Green Team	N/A
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WYMAN

AB 1528	Interdistrict ERC Trading	2-year
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ZETTEL

AB 1577	Powerplant Siting: Offset Funding and CEQA Processes	2-year
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SENATE

ALARCON

SB 828	EJ Work Group and Advisory Committee	Chapter 765
SB 1086	Landfill Gas Conversion to LNG Projects	2-year

BATTIN

SB 1109	Expedited Powerplant Siting	2-year
SB 1110	Peaking Powerplant Siting	2-year

BUDGET AND FISCAL REVIEW COMMITTEE

SB 737	Budget Trailer Bill	2-year
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BURTON

SB 196	California Resources Legacy Bond Act	2-year
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COSTA

SB 88	Compost Facility Odors	Chapter 424
SB 1009	Dairy Environmental Working Group	2-year

ENVIRONMENTAL QUALITY COMMITTEE

SB 260	Reorganization of Cal/EPA	2-year
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ESCUTIA

SB 11	Confidentiality in Certain Environmental Hazard Cases	2-year
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JOHANNESSEN

SB 100	Specially Constructed Vehicles (Kit Cars)	Chapter 871
SB 800	Collector Vehicles	2-year
SB 960	Tax Incentives for Reducing Air Pollution	2-year
SB 1130	Specially Constructed Vehicles (Kit Cars)	2-year
SB 1173	Engine Replacement	N/A

KNIGHT

SB 153	Code Maintenance: Repeal of Code Sections	Chapter 115
SB 863	Siting Powerplants on Military Installations	2-year

KUEHL

SB 1111	International Trade Agreements	Vetoed
SB 1172	Repeal of 30-Year Rolling Smog Check Exemption	N/A

MACHADO

SB 644	Agricultural Based ERCs	2-year
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McCLINTOCK

SB 601	Capacity Expansion Exemptions	2-year
SB 1015	Aggregate Processing Facility Emissions	2-year

BILLS BY AUTHOR

MONTEITH

SB 433 Carl Moyer Air Standards Attainment Program 2-year

MORROW

SB 203 Distributed Generation 2-year

OLLER

SB 220 Unregulated Generator Use Dead

ORTIZ

SB 732 Mold Exposure Standards Chapter 584

SCOTT

SJR 25 Oxygenate Waiver 2-year

SHER

SB 470 Used Oil Combustion Chapter 605

SB 527 Air Pollution Administrative Penalties and
Greenhouse Gas Registry Chapter 769

SB 529 Air Pollution Penalties 2-year

SB 532 Greenhouse Gas Emission Registry 2-year

SB 1011 Cal/EPA Reorganization 2-year

SB 1170 State Vehicle Fleet Chapter 912

SPEIER

SB 1068 School Bus Safety and Emission Reduction Act 2-year

SB 1191 State and Local Reporting Requirements Chapter 745

TORLAKSON

SJR 22 Oxygenate Waiver 2-year

ASSEMBLY BILLS

AB 69	Wright	Green Team	N/A
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In its earlier form, this bill made the expedited repowering of existing powerplants a top priority for the Governor's established "Green Team", which was originally formed to expedite the siting of new powerplants without adversely affecting the environment. As amended, the bill relates to LA County government contracts.

AB 94	Daucher	ERC Trading Restrictions	2-year
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Originally required all powerplants that used ERCs in their permitting process to sell their electricity for use within California. The final version of the bill deals solely with tax credits for electrical generators.

AB 162	Daucher	BACT for Back-Up Generators	2-year
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Allows air districts to establish specific BACT requirement for back-up electrical generators. Generators meeting these specific requirements would be allowed to sell electricity to the grid during peak periods.

AB 284	Jackson	Indoor Air Study	Chapter 550
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An earlier version would have established an Air Contaminant Research Program at DHS to examine the health effects of exposure to multiple indoor air contaminants. As approved, requires the California Research Bureau to submit, by January 1, 2003, a study on fungal contamination in indoor environments.

AB 321	Vargas	Congestion Relief Funding	2-year
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Allocates tax revenues from the sale and lease of vehicles to the Congestion Relief Trust Fund. Gives ARB six percent for Carl Moyer and nine percent to aid purchase of AFVs.

AB 451	Firebaugh	Architectural Coating SCM Requirements	Chapter 456
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Codifies existing ARB practices with respect to the development of Architectural Coating SCMs. Requires the ARB to make certain feasibility determinations prior to the adoption of any future Architectural Coating SCMs.

AB 498	Chan	Bioaccumulative Toxin Report	2-year
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Requires Cal/EPA to submit a report to the Legislature by March 1, 2002 with a strategy to eliminate bioaccumulative toxins from the state's air, land and water.

AB 554 Campbell, J Clean Vehicles Sales Tax Exemption 2-year

Provides until 2003, a sales and use tax exemption of 20 percent for Ultra LEVs, 40 percent for Super Ultra LEVs, 60 percent for PZEVs, 80 percent for advanced technology PZEVs, and 100 percent for ZEVs.

AB 569 La Suer Powerplant Siting 2-year

Changes various aspects of the powerplant siting process, including expedited siting, permit appeals and CEQA exemptions.

AB 621 Corbett Interruptible Contracts: Air District Notification Chapter 862

Requires utilities and electrical providers to inform local air districts of non-residential customers that participate in load shedding programs. The bill also requires the air districts to keep such information confidential.

AB 680 Steinberg Land Use: Sales Tax and Property Tax Revenue Allocation 2-year

Proposes to improve land use decisions by having various jurisdictions share regional retail sales tax. The potential for improved air quality is based on better land use decisions that are not tied to attracting retail sales tax. Local agencies would receive ERCs as an incentive for better planning decisions.

AB 713 Thomson Extension of Regulatory Exemption for Disinfectants 2-year

Extends until January 2007 the existing regulatory exemption that applies to disinfectants and which is currently scheduled to sunset on December 1, 2003. In addition, the bill updates and makes clarifying changes in the broad consumer products statute.

AB 771 Runner Antelope Valley AQMD Chapter 163

Converts the Antelope Valley Air Pollution Control District into the Antelope Valley Air Quality Management District.

AB 802 Dickerson Biomass Energy Fund 2-year

Establishes a Biomass Energy Fund to provide \$10/ton reimbursement to biomass-to-energy facilities to offset costs of purchasing solid biomass fuels.

AB 845 Nakano Dry Cleaning: Alternatives to Perchloroethylene 2-year

Provides an income tax credit for replacing perchloroethylene-based dry cleaning equipment with environmentally safer technology. Requires ARB to establish a list of qualifying technologies.

AB 854 Briggs Car Dealers Smog Certificates Chapter 335

Removes the sunset date allowing auto dealer's smog check certificates to be valid for 2 years, instead of reverting to 180 days.

AB 857 Wiggins State Comprehensive Plan 2-year

Expresses legislative intent that OPR will prepare, by June 30, 2003, a Statewide Comprehensive Plan which articulates a 20-year vision, including preservation of air quality by reducing traffic congestion.

AB 960 Keeley Environmental Circuit Prosecutor Project (ECPP) Vetoed

Codifies the ECPP which provides local DAs with attorneys in rural counties that lack resources and experience to pursue environmental violators. Includes an augmentation of \$300,000 from the General Fund that would be added to \$532,000 already appropriated in the 2001-02 Budget.

AB 986 Firebaugh Carl Moyer Program 2-year

Issues grants for projects that reduce particulate matter. Also, exempts heavy-duty engines from Prop. 65 warning requirements if statewide warning is given.

AB 988 Maldonado Emission Offset Banking 2-year

Intended as a placeholder for the electricity crisis, but subsequent language never materialized during the session.

AB 998 Kelley Neighborhood Electric Vehicle Tax Credit 2-year

Provides a tax credit of up to \$3,000 toward the purchase of a Zero-Emission Neighborhood Electric Vehicle.

AB 1042 Richman Identification of Potential Powerplant Sites 2-year

Requires the CEC along with local government commissions to identify regions within the state that have an electricity supply/demand imbalance and to propose possible sites that would be acceptable for siting a new powerplant.

AB 1058 Pavley Vehicular Emissions: Carbon Dioxide 2-year

Requires ARB by January 1, 2004, to develop regulations on carbon dioxide emitted from passenger vehicles and light-duty trucks.

AB 1124 Koretz On-Site Electricity Generation: Alternative Fuels 2-year

Provides tax and other incentives for using on-site generation systems that run on fuels other than diesel or oil.

AB 1173 Keeley Toxic Air Contaminants 2-year

Makes technical, nonsubstantive changes to the identification section of ARB's Toxic Air Contaminants statutes.

AB 1258 Wiggins Rental Vehicles Chapter 465

Allows rental car companies to temporarily rent passenger vehicles registered in other states for in-state use due to the large influx of rental cars to California following the September 11, 2001 World Trade Center attack.

AB 1265 Campbell, B Expedited Siting for "Green" Powerplants 2-year

Provides intent language which states that the expedited siting of "clean" or "green" powerplants is a way to stabilize the energy crisis.

AB 1272 Mountjoy Suspension of Back-Up Generator Regulations Dead

Suspends all regulations from back-up generators and prohibits air districts from any enforcement on generators.

AB 1390 Firebaugh Environmental Justice Chapter 763

Extends until January 1, 2007, the policy enacted in the 2001-02 State Budget that directs air districts to target at least 50 percent of appropriations for three diesel emission reduction programs to environmental justice communities. The bill would make any public agency eligible to receive state grants to purchase Zero Emission Vehicles located in low-income and minority communities.

AB 1420 Cardenas Diesel Powered School Buses 2-year

Allocates, upon appropriation of funds in the 2001 Budget Act, up to \$75 million to assist schools with the replacement or retrofit of diesel powered school buses.

AB 1466 Florez Scientific Advisory Panel 2-year

Establishes a Scientific Advisory Panel on Environmental Farming to create an incentive program encouraging dairy farm owners to improve air and water conditions on their dairy farms.

AB 1473 Aanestad Rice Straw Tax Credits 2-year

Declares legislative intent to enact tax credits as incentives for using and researching alternatives to burning rice straw.

AB 1507 Canciamilla Accidental Release Prevention 2-year

Designates "CalARP" or "California Accidental Release Prevention Program" as the official name of the set of statutes relating to the prevention of accidental releases of regulated substances.

AB 1528 Wyman Interdistrict ERC Trading 2-year

Removes the upwind/downwind approval requirement prior to the transfer of ERCs between local air districts.

AB 1553 Keeley OPR Environmental Justice Guidelines Chapter 762

Requires OPR to adopt guidelines for addressing environmental justice matters in city and county general plans no later than July 1, 2003.

AB 1577 Zettel Powerplant Siting: Offset Funding and CEQA Processes 2-year

Establishes an account within the Air Pollution Control Fund for the purpose of mitigating emissions from powerplants. There are also provisions for the CEC to expedite CEQA for simple-cycle powerplants.

AB 1602 Keeley Clean Water, Air, and Park Bond Chapter 875

Places a \$2.6 billion general obligation bond for parks and related purposes on the March 2002 ballot. Of the amount authorized, \$50 million would be available to the Carl Moyer Program administered by ARB.

AB 1618 Matthews Developmental Fuels Chapter 596

Establishes a variance procedure for CDFA to allow developmental fuels to be sold in California prior to the establishment of a new national fuel standard.

AB 1629 Pescetti Unified Environmental Code 2-year

Expresses legislative intent to consolidate all environmental protection statutes into one code administered by one agency.

AB 1686 Thomson Rice Straw Utilization Program Vetoed

Establishes the Rice Straw Utilization (RSU) Program and related Account, administered by CDFA and intended to provide financial incentives for developing uses for rice straw.

AB 1735 U&C Distributed Generation 2-year

Intended as a placeholder in case it was needed. This bill never had proposed language.

SENATE BILLS

SB 11	Escutia	Confidentiality in Certain Environmental Hazard Cases	2-year
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Requires disclosure of information in certain “secret” settlement agreements involving great bodily harm caused by environmental hazards.

SB 88	Costa	Compost Facility Odors	Chapter 424
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Eliminates the January 1, 2002 sunset date on a trial program which gave LEAs the responsibility of handling compost facility odor complaints. Removal of the sunset date is conditional, provided that CIWMB adopts and submits regulations for governing the operation of composting sites to the Office of Administrative Law (OAL) by April 1, 2003. If CIWMB does not meet the proposed deadline, the duty of managing compost facility odor complaints is restored to local air districts.

SB 100	Johannessen	Specially Constructed Vehicles (Kit Cars)	Chapter 871
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Creates a Smog Check and emission control equipment exemption for 500 specially constructed vehicles (kit cars) each year.

SB 153	Knight	Code Maintenance: Repeal of Code Sections	Chapter 115
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Repeals numerous code sections relating to outdated pilot projects.

SB 196	Burton	California Resources Legacy Bond Act	2-year
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Creates the California Resources Legacy Bond Act of 2001 which includes \$50 million for the Carl Moyer Program. This bill was incorporated into AB 1602.

SB 203	Morrow	Distributed Generation	2-year
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Omnibus distributed generation bill, which in part requires the ARB to develop DG permitting guidelines for local air districts.

SB 220	Oller	Unregulated Generator Use	Dead
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Authorizes the use of a backup generator during any stage 1, 2, or 3 emergency and would suspend any regulations preventing its operation.

SB 260 EQ Reorganization of Cal/EPA 2-year

Codifies provisions of the Governor's Reorganization Plan (GRP-1) from 1991 affecting various codes, which created Cal/EPA and its BDOs.

SB 433 Monteith Carl Moyer Air Standards Attainment Program 2-year

Originally transferred \$50 million from the General Fund into the Carl Moyer Trust Fund annually; subsequently amended to state legislative intent that the Program's funds be augmented.

SB 470 Sher Used Oil Combustion Chapter 605

This is a clean-up bill for the State's used oil statutes, but it includes a provision allowing onboard oil management systems to be used on locomotives and heavy duty mining equipment. These systems require ARB approval prior to their use.

SB 527 Sher Air Pollution Administrative Penalties and Greenhouse Gas Registry Chapter 769

Contains two distinct sets of provisions that (1) expand ARB's authority to assess administrative penalties for air pollution violations and (2) make clarifying and technical changes to the California Climate Action Registry (greenhouse gas inventory).

SB 529 Sher Air Pollution Penalties 2-year

Offers minor correction and changes to air pollution penalty provisions. The bill was never amended to include more substantive provisions.

SB 532 Sher Greenhouse Gas Emission Registry 2-year

Amends the California Climate Action Registry to encourage more businesses to report their greenhouse gas emissions. This bill's provisions were ultimately included in SB 527.

SB 601 McClintock Capacity Expansion Exemptions 2-year

Exempts capacity increases of a powerplant from CEQA and any other statutory or regulatory provisions governing air or water quality. This exemption is based on a reduction in air or water pollutants compared to the maximum permitted amount prior to the upgrade.

SB 644 Machado Agricultural Based ERCs 2-year

Establishes a formal program allowing the quantification of ERCs generated from changes in agricultural practices. The program would be adopted by ARB and include model contracts and district guidelines.

SB 732 Ortiz Mold Exposure Standards Chapter 584

Sets disclosure requirements regarding mold for commercial, industrial and residential buildings and requires DHS to adopt standards for permissible exposure limits to molds in indoor environments.

SB 737 B&FR Budget Trailer Bill 2-year

Budget trailer for statute changes affecting the ARB.

SB 800 Johannessen Collector Vehicles 2-year

Exempts collector vehicles from the Smog Check Program five years earlier than other vehicles and changes the current provisions for obtaining special license plates for collector vehicles.

SB 828 Alarcon EJ Work Group and Advisory Committee Chapter 765

Adds due dates for developing an intra-agency environmental justice strategy affecting the BDOs within Cal/EPA. Requires each BDO to review, identify and address program obstacles impeding EJ.

SB 863 Knight Siting Powerplants on Military Installations 2-year

Specifies that a powerplant located on a military installation is to be granted a CEQA exemption if it is substantially similar to an existing powerplant. Also requires any military base powerplant to be considered a separate stationary source.

SB 960 Johannessen Tax Incentives for Reducing Air Pollution 2-year

Expresses legislative intent to enact tax incentives for practices that reduce air pollution.

SB 1009 Costa Dairy Environmental Working Group 2-year

Creates a dairy environmental working group to develop a list of mitigation measures that address water and air quality impacts from dairy farming. Low-interest loans will be provided to public agencies for projects designed to manage nutrients from animal feeding operations.

SB 1011 Sher Cal/EPA Reorganization 2-year

Consolidates various statutory authorities applying to Cal/EPA. Requires Cal/EPA to adopt new policies that address cross-media environmental issues in the budgets of its BDOs and address the feasibility of using standardized data and electronic reporting.

SB 1015 McClintock Aggregate Processing Facility Emissions 2-year

Requires ARB, in cooperation with air districts and the aggregate processing industry, to develop consistent emission factors for aggregate processing facilities, by using the best available scientific data and recent improvements in emission control technology.

SB 1068 Speier School Bus Safety and Emission Reduction Act 2-year

Appropriates \$50 million for each of the next four years for new school buses and related fueling infrastructure costs that meet both state and federal safety standards as well as ARB emission standards.

SB 1086 Alarcon Landfill Gas Conversion to LNG Projects 2-year

Initiates a program to develop landfill gas conversion technology in an effort to produce liquefied natural gas at landfills. Originally this bill appropriated \$15 million. The appropriation was subsequently removed.

SB 1109 Battin Expedited Powerplant Siting 2-year

Extends the deadline for eligibility into the CEC's four-month expedited siting process for simple-cycle powerplants. Plants would have to be on line by August 2002 rather than August 2001.

SB 1110 Battin Peaking Powerplant Siting 2-year

Removes the requirement for expedited powerplant applications to show that the new plant will displace existing generation capacity. Extends the deadline for expedited powerplants applications from October 2001 by one year.

SB 1111	Kuehl	International Trade Agreements	Vetoed
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Requires Cal/EPA to evaluate international agreements affecting environmental policy.

SB 1130	Johannessen	Specially Constructed Vehicles (Kit Cars)	2-year
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Provides a definition for specially constructed vehicles, or “kit cars”.

SB 1170	Sher	State Vehicle Fleet	Chapter 912
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Requires ARB, along with CEC and DGS, to adopt air pollution and fuel-efficiency standards for the state vehicle fleet.

SB 1172	Kuehl	Repeal of 30-Year Rolling Smog Check Exemption	N/A
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In its earlier form, would have repealed the Smog Check 30-year rolling exemption that commences in 2003. The bill was eventually amended to remove all air quality provisions.

SB 1173	Johannessen	Engine Replacement	N/A
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Removes DMV’s registration restriction for certain types of replacement motorcycle engine cases.

SB 1191	Speier	State and Local Reporting Requirements	Chapter 745
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Omnibus bill that deletes, continues, and modifies report requirements. Two reports are deleted (minor violation report and SCAQMD triennial performance audit), and two other reports are combined into one report (the vehicle inspection and maintenance program evaluation and the new Smog Check program).

SJR 22	Torlakson	Oxygenate Waiver	2-year
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Urges the U.S. EPA to reconsider the denial of California’s oxygenate waiver request.

SJR 25	Scott	Oxygenate Waiver	2-year
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Urges Congress to review California's request to be exempted from the gasoline oxygenate additive requirements imposed by the Clean Air Act, and take immediate action to relieve California from the prospect of higher gasoline prices.

CHAPTERED BILLS

Bills Chaptered in 2001

AB 284	Jackson	Indoor Air Study	Chapter 550
AB 451	Firebaugh	Architectural Coating SCM Requirements	Chapter 456
AB 621	Corbett	Interruptible Contracts: Air District Notification	Chapter 862
AB 771	Runner	Antelope Valley AQMD	Chapter 163
AB 854	Briggs	Car Dealers Smog Certificates	Chapter 335
AB 1258	Wiggins	Rental Vehicles	Chapter 465*
AB 1390	Firebaugh	Environmental Justice	Chapter 763
AB 1602	Keeley	Clean Water, Air, and Park Bond	Chapter 875*
AB 1618	Matthews	Developmental Fuels	Chapter 596
SB 88	Costa	Compost Facility Odors	Chapter 424
SB 100	Johannessen	Specially Constructed Vehicles (Kit Cars)	Chapter 871*
SB 470	Sher	Used Oil Combustion	Chapter 605
SB 527	Sher	Air Pollution Administrative Penalties and Greenhouse Gas Registry	Chapter 769*
SB 732	Ortiz	Mold Exposure Standards	Chapter 584
SB 828	Alarcon	EJ Work Group and Advisory Committee	Chapter 765
SB 1170	Sher	State Vehicle Fleet	Chapter 912*
SB 1191	Speier	State and Local Reporting Requirements	Chapter 745

* Bills chaptered with a signing message.

AB 1258 Wiggins Rental Vehicles

Chapter 465

October 3, 2001

To the Members of the California Legislature:

I am signing Assembly Bill 1258, which provides statutory authorization for car rental companies to rent out-of-state vehicles for intrastate travel until December 31, 2001.

This bill provides residents of the State who have been affected by the tragic events of September 11, 2001, in New York and Washington D.C., a viable transportation alternative. This will help mitigate some of the economic impact on our California economy and provide some relief to our residents who must travel during this time of National emergency.

While this bill provides rental car companies needed flexibility to meet the rental car needs of Californians, AB 1258 does not prohibit the assessment of surcharges and other fees that would normally be charged on contracts involving an out-of-state-registered vehicle. Although I am signing this legislation, I am doing so with the understanding that rental car contracts will not include any unnecessary out-of-state fees or surcharges, nor should the prorated "vehicle license fee", that is normally assessed on California registered vehicles, be collected from their customers under the circumstances covered by the legislation.

Sincerely,

GRAY DAVIS

AB 1602 Keeley Clean Water, Air, and Park Bond Chapter 875

October 14, 2001

To the Members of the California Legislature:

I am signing Assembly Bill 1602, which places the Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Bond Act before the voters on the March 2002 statewide ballot.

Last year, I actively supported Proposition 12, the largest resource bond in State history to be approved by the voters. Proposition 12 made up for the failure to invest in our natural resources during the 1990's, the first decade in modern history that did not have a park bond. I believe that continuing California's strong commitment to protecting our environment and investing in parks and natural resources has the added benefit of attracting tourism and stimulating our economy.

However, California's economy is rapidly declining. State revenues have fallen \$1.1 billion below projections in the first three months of the fiscal year alone. Voters will have to decide on their willingness to fund these important projects with their tax dollars in a climate of economic uncertainty.

It is my intention, should this measure pass, to manage the rate at which these bond funds are expended in order to balance the cost of debt service with other high priority demands on the General Fund.

Sincerely,

GRAY DAVIS

SB 100 Johannessen Specially Constructed Vehicles (Kit Cars) Chapter 871

October 14, 2001

To the Members of the California Legislature:

I am signing Senate Bill 100 which creates a Smog Check and emission control equipment exemption limited to 500 specially constructed vehicles ("kit cars") each year.

In signing this measure, I am also directing the Department of Motor Vehicles to implement the provisions of the bill within existing resources.

Sincerely,

GRAY DAVIS

SB 527 Sher Air Pollution Administrative Penalties and Chapter 769
Greenhouse Gas Registry

October 11, 2001

To the Members of the California Legislature:

I am signing Senate Bill 527, which allows the Air Resources Board to administratively assess penalties for less egregious air pollution violations and enacts clarifying changes to the California Climate Action Registry program.

In signing this measure, I am directing the California Energy Commission to recover administrative costs associated with the Climate Action Registry through revenues received as part of that voluntary program.

Sincerely,

GRAY DAVIS

SB 1170 Sher State Vehicle Fleet

Chapter 912

October 14, 2001

To the Members of the California Legislature:

I am signing Senate Bill 1170 which requires the California Energy Commission, the Department of General Services and the Air Resources Board to adopt fuel-efficiency and air pollution emission standards for the tires used in the state fleet. In addition, this bill requires the Commission to conduct a study to encourage Californians to purchase tires that would increase fuel efficiency.

Because of current budget constraints, I am encouraging the Energy Commission to seek matching funds for the bill through a public/private partnership. If such funding is made available, I will redirect existing State funds within the Energy Commission to carry out the bill's requirements.

Sincerely,

GRAY DAVIS

VETOED BILLS

Bills Vetoed in 2001

AB 960	Keeley	Environmental Circuit Prosecutor Project (ECP)	Vetoed
AB 1686	Thomson	Rice Straw Utilization Program	Vetoed
SB 1111	Kuehl	International Trade Agreements	Vetoed

AB 960 Keeley Environmental Circuit Prosecutor Project (ECPP) Vetoed

October 14, 2001

To the Members of the California State Assembly:

I am returning Assembly Bill 960 without my signature.

This bill would appropriate \$300,000 from the General Fund to the Office of Criminal Justice Planning to support the Environmental Circuit Prosecutor Project (ECPP).

Notwithstanding the merits of this excellent program, I must veto this measure. Due to the rapid decline of our economy and a budget shortfall of \$1.1 billion through the first three months of this fiscal year alone, I have no choice but to oppose additional General Fund spending. However, I am directing the Environmental Protection and the Resource Agencies to bring affected state agencies and stakeholders together to help craft a long term solution for supporting the ECPP.

Sincerely,

GRAY DAVIS

AB 1686 Thomson Rice Straw Utilization Program

Vetoed

October 4, 2001

To Members of the California State Assembly:

I am returning Assembly Bill 1686 without my signature.

This bill would establish the Rice Straw Utilization Program by allowing end users of rice straw to claim a \$15 per ton tax credit for rice straw. To achieve this goal, the bill would appropriate \$788,000 from the General Fund, an amount equal to the unallocated rice straw tax credits from 1997 through 2000. Moreover, it would create pressure for an estimated \$350,000 General Fund appropriation each year until 2007. Given the rapid decline in the economy and a budget shortfall of \$1.1 billion through the first three months of this fiscal year alone, I have no choice but to oppose additional General Fund spending.

The State, however, has dedicated significant resources to finding alternative uses for rice straw and biomass. In 1997, legislation was signed that established a two-year, \$5 million, grant program to develop alternative uses for rice straw. This was supplemented by an additional \$1 million in this year's budget. In 2000, I signed into law legislation that provided \$2 million for the Agricultural Biomass Utilization Account for the purpose of providing grant incentives for businesses that utilize biomass, including rice straw. These grants will be awarded by the Department of Food and Agriculture in the near future and I believe that we should give this program time to accomplish its purposes before embarking on a new approach. Finally, I recently approved the re-allocation of \$3.5 million to support the expansion of the Agricultural Biomass to Energy Incentive Grant Program by signing SB 64xx.

For the long-term benefit of the environment and the agricultural economy, we must work together to resolve the rice straw problem, and I remain committed to supporting the development of alternative uses for rice straw.

Sincerely,

GRAY DAVIS

SB 1111 Kuehl International Trade Agreements Vetoed

October 11, 2001

To Members of the California State Senate:

I am returning Senate Bill 1111 without my signature.

This bill would require the Secretary of Cal-EPA to review and assess the potential impacts of specified international trade agreements on state environmental laws and regulations and to make recommendations to the Legislature based on those findings.

While I share the author's intent that California's concerns are represented in the development of trade agreements, including the impact of those agreements on our state environmental laws, this legislation does not effectively fulfill that important objective. Most critically, studying trade agreements after they are already implemented, while meritorious, has little impact on the substance of those agreements. The time to affect an agreement is during the agreement's development and negotiations.

The State of California already has and will continue to have an important voice in the development of international trade agreements, including their impact on California's environmental laws and regulations. California has a coveted seat on the United States Trade Representative's (USTR) Intergovernmental Policy Advisory Committee, which advises the USTR and other federal cabinet officials on trade matters. In addition, many Californians sit on the other 32 federal trade advisory committee, which include a committee devoted specifically to environmental issues. To amplify California's concerns, the Technology, Trade and Commerce Agency has, both informally and in testimony, presented trade negotiators with analyses of trade issues regarding California's unique issues.

With regard to environmental issues on the California-Mexico border, Cal-EPA has an official slot on the federal Border Environmental Cooperation Commission (BECC). In addition, California's U.S. Senators and Representatives, the largest delegation in Congress, have a direct and constitutionally protected role in the development of trade agreements, and my Administration works regularly with them to ensure that the voices of California are reflected in trade agreements, and their enforcement.

Finally, I have asked the Secretary of the Technology, Trade and Commerce Agency to work closely with Cal-EPA and the Legislature in assessing trade initiatives and negotiations and to continue State efforts to advise federal officials on the impact of trade agreements on California's environmental laws.

Sincerely,

GRAY DAVIS

Extraordinary Sessions

The Energy Sessions

In 1996, the electricity marketplace in California was restructured by AB 1890 (Brulte, Chapter 854). Beginning in 2000 the electricity market started to experience severe problems with the supply and distribution of electricity. This imbalance was followed by a fiscal crisis for distributors of electricity. Two special sessions of the Legislature were convened in 2001. The majority of the bills can be categorized into five main areas.

Demand Reduction Strategies:	Conservation measures and energy efficiency bills.
Increased Generation:	Expedited siting of new powerplants, removing regulatory limitations on existing powerplants, and alternative power sources.
Financial Bills:	Creditworthiness of the utilities, corporate governance, electricity rates, natural gas prices and standby charges.
Blackout Issues:	Blackout preparedness, rolling blackout exemptions, criminal activity and public safety.
Electrical Marketplace:	California Independent Systems Operator, California Power Exchange, Public Utilities Commission, and the wholesale/retail marketplace.

The **first extraordinary session** (1x) was called on January 3rd. The focus for the special session was broad; the ensuing bills dealt with the issues listed above. The bills that the Air Resources Board most closely followed dealt directly with our program and mainly fell into the categories of increased generation and conservation strategies--as a method of pollution prevention.

The session was adjourned in May so a number of bills dealing with urgent problems could become effective. Since many of bills in the first session needed additional work, a second session was convened, and a rule was passed enabling identical versions of a bill to start the second session where they had ended the first.

Note: For reference, a chart is included which cross-references identical bills between the regular session and the two extraordinary sessions.

The **second extraordinary session** (2x) was convened on May 14th. Again, the ARB was primarily concerned with the bills increasing generation and balancing this need with the clean air goals.

The Legislature recessed without adjourning the second extraordinary session. As of this printing the 2x bills were still alive and could be acted upon when the Legislature returns in January 2002. The status of these bills is listed as “Pending”, since they are not subject to the rules and procedures that govern the traditional two-year legislative session and can not be called “2-year bills”.

In addition to convening two extraordinary sessions of the Legislature, the Governor declared a state of emergency and issued a series of Executive Orders (EOs) addressing the energy crisis. The goal of the EOs was to increase output from existing generating facilities, streamline review for new facilities and accelerate powerplant construction. All of the EOs were given an expiration date of December 31, 2001, except for D-40-01 which had an expiration date of October 31, 2001. The three EOs that primarily affected ARB were D-24-01, D-26-01 and D-40-01.

The ARB areas of Executive Order D-24-01 are as follows:

- 1) Required local air districts to modify limits on facilities under contract with DWR to allow additional generating capacity.
- 2) Authorized the ARB to exercise the powers of districts if needed.
- 3) Allowed generators to pay a mitigation fee for emissions greater than the limits currently on their air permits.
- 4) Required the ARB to establish a statewide ERC bank for peaking plants able to be on-line by summer 2001 using previously generated credits.
- 5) Allowed generating facilities to pay a mitigation fee for the use of ERCs. The fees collected were directed at other emission reduction programs.

The ARB areas of Executive Order D-26-01 are as follows:

- 1) The review period by state and local agencies for CEQA was shortened to seven days for powerplants not subject to the CEC.
- 2) Established a CEC expedited (21-day) certification process for peaking and renewable powerplants that could be online by July 31, 2001.
- 3) Established a CEC four month license process for simple-cycle plants brought on-line by August 31, 2002
- 4) Removed the requirement that ERCs be acquired at the time of application for expedited powerplants.

The ARB areas of Executive Order D-40-01 are as follows:

- 1) Allows certain additional generators--a broader application of D-24-01 relief--to exceed their operating hours limits and not have those hours count against the facility permit if a mitigation fee is paid. While operating in this capacity a generator is not subject to limits or penalties for the additional hours.

- 2) Directed the ARB to work with the U.S. EPA to ensure powerplants wishing to utilize the EOs were granted the necessary federal approvals.

Cross Reference Chart

Regular Session Bill Number	1 st Extraordinary Session Bill Number	2 nd Extraordinary Session Bill Number
AB 94	AB 4x	-
AB 162	AB 28x	AB 54xx
AB 569	-	AB 79xx
AB 1042	AB 9x	AB 24xx
AB 1265	AB 94x	-
AB 1272	AB 100x	AB 56xx
AB 1577	AB 20x	-
-	AB 36x	AB 48xx
-	AB 61x and AB 125x	AB 44xx
-	AB 46x and AB 97x	AB 22xx
-	AB 63x	AB 19xx
-	AB 75x	AB 26xx
-	ACR 2x	SCR 2xx
SB 203	SB 35x	SB 35xx
SB 220	SB 38x	SB 38xx
SB 601	SB 74x	SB 74xx
SB 863	SB 34x	SB 34xx
-	SB 50x	SB 50xx
-	SB 55x	SB 55xx
-	SB 56x	SB 56xx
SB 1109	SB 57x	SB 57xx
SB 1110	SB 58x	SB 58xx
-	SB 21x	SB 21xx
-	SB 59x	SB 59xx
-	SB 64x	SB 64xx
-	SB 70x	SB 70xx

FIRST EXTRAORDINARY SESSION

**First Extraordinary Session
Bills By Subject**

ENERGY

ACR 2x	Cogdill	Electrical Generation Capacity	Dead
SB 6x	Burton	California Power Authority	Chapter 10x
SB 64x	Costa	Biomass-to-Energy Incentive Programs	Dead
Air Districts			
AB 31x	Wright	Equipment Protection From Blackouts	Chapter 13x
SB 21x	Machado	Blackout Variances	Dead
Back-Up Generators			
AB 28x	Daucher	BACT for Back-Up Generators	Dead
AB 100x	Mountjoy	Suspension of Back-Up Generator Regulations	Dead
SB 38x	Oller	Unregulated Back-Up Generator Use	Dead
SB 55x	McClintock	Back-Up Generator Regulation Exemptions	Dead
Conservation			
AB 29x	Kehoe	State Energy Projects	Chapter 8x
SB 5x	Sher	State Energy Projects	Chapter 7x
Distributed Generation			
AB 37x	Simitian	Prioritizing Rotating Blackouts	Dead
AB 75x	Calderon	Distributed Generation Rate Structures	Dead
SB 35x	Morrow	Distributed Generation	Dead
Emission Reduction Credits / Offsets			
AB 4x	Daucher	ERC Trading Restrictions	Dead
AB 46x	Canciamilla	State ERC Bank	Dead
AB 97x	Canciamilla	State ERC Bank	Dead
AB 106x	Frommer	ERC Requirement Waivers	Dead
Expanding Existing Generation			
AB 36x	Wright	Repowering Projects	Dead
AB 63x	Florez	Sale of Kern Powerplant	Dead
SB 74x	McClintock	Capacity Expansion Exemptions	Dead
New Generation (Powerplant Siting)			
AB 9x	Richman	Identification of Potential Powerplants	Dead
AB 20x	Zettel	Powerplant Siting: Offset Funding and CEQA Processes	Dead
AB 34x	La Suer	CEC Audit	Dead
AB 125x	Alquist	Siting Qualified Facilities	Dead
AB 94x	Campbell, B	Expedited Siting for "Green" Powerplants	Dead
AB 106x	Frommer	ERC Requirement Waivers	Dead
AB 125x	Alquist	Siting Qualified Facilities	Dead
SB 28x	Sher	Powerplant Siting	Chapter 12x
SB 34x	Knight	Siting Powerplants on Military Installations	Dead
SB 50x	Polanco	Ultra-Clean Powerplants	Dead
SB 56x	Battin	Expedited Siting of Simple-Cycle Powerplants	Dead
SB 57x	Battin	Expedited Powerplant Siting	Dead
SB 58x	Battin	Peaking Powerplant Siting	Dead

SB 59x	Battin	Teayawa Energy Center	Dead
SB 70x	Costa	Siting Alternative Fueled Powerplants	Dead

**FIRST EXTRAORDINARY SESSION
BILLS BY AUTHOR**

ASSEMBLY**ALQUIST**

AB 61x	Siting Qualified Facilities	Dead
AB 125x	Siting Qualified Facilities	Dead

CALDERON

AB 75x	Distributed Generation Rate Structures	Dead
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CAMPBELL, B

AB 94x	Expedited Siting for "Green" Powerplants	Dead
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CANCIAMILLA

AB 46x	State ERC Bank	Dead
AB 97x	State ERC Bank	Dead

COGDILL

ACR 2x	Electrical Generation Capacity	Dead
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DAUCHER

AB 4x	ERC Trading Restrictions	Dead
AB 28x	BACT for Back-Up Generators	Dead

FLOREZ

AB 63x	Sale of Kern Powerplant	Dead
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FROMMER

AB 106x	ERC Requirement Waivers	Dead
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KEHOE

AB 29x	State Energy Projects	Chapter 8x
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LA SUER

AB 34x	CEC Audit	Dead
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MOUNTJOY

AB 100x	Suspension of Back-Up Generator Regulations	Dead
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RICHMAN

AB 9x	Identification of Potential Powerplants	Dead
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SIMITIAN

AB 37x	Prioritizing Rotating Blackouts	Dead
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WRIGHT

AB 31x	Equipment Protection from Blackouts	Chapter 13x
AB 36x	Repowering Projects	Dead

ZETTEL

AB 20x	Powerplant Siting: Offset Funding and CEQA Processes	Dead
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SENATE**BATTIN**

SB 56x	Expedited Siting of Simple-Cycle Powerplants	Dead
SB 57x	Expedited Powerplant Siting	Dead
SB 58x	Peaking Powerplant Siting	Dead
SB 59x	Teayawa Energy Center	Dead

BURTON

SB 6x	California Power Authority	Chapter 10x
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COSTA

SB 64x	Biomass-to-Energy Incentive Programs	Dead
SB 70x	Siting Alternative Fueled Powerplants	Dead

KNIGHT

SB 34x	Siting Powerplants on Military Installations	Dead
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MACHADO

SB 21xBlackout Variances Dead

McCLINTOCK

SB 55x Back-Up Generator Regulation Exemptions Dead
SB 74x Capacity Expansion Exemptions Dead

MORROW

SB 35x Distributed Generation Dead

OLLER

SB 38x Unregulated Back-Up Generator Use Dead

POLANCO

SB 50x Ultra-Clean Powerplants Dead

SHER

SB 28x Powerplant Siting Chapter 12x

First Extraordinary Session Assembly Bills

AB 4x Daucher ERC Trading Restrictions Dead

Originally required all powerplants that used ERCs in their permitting process to sell their electricity for use within California. The final version of the bill deals solely with tax credits for electrical generators.

AB 9x Richman Identification of Potential Powerplants Dead

Requires the CEC along with local government commissions to identify regions within the state that have an electricity supply/demand imbalance and to propose possible sites that would be acceptable for siting a new powerplant.

AB 20x Zettel Powerplant Siting: Offset Funding and CEQA Processes Dead

Establishes a consolidated expedited permitting program for powerplants that will only be used during Stage 3 electrical emergencies, among other limitations. Also, establishes an account within the Air Pollution Control Fund for the purpose of mitigating emissions from such powerplants. There are also provisions for the CEC to expedite CEQA for these simple-cycle powerplants.

AB 28x Daucher BACT for Back-Up Generators Dead

Allows air districts to establish specific BACT requirement for back-up electrical generators. Generators meeting these specific requirements would be allowed to sell electricity to the grid during peak periods.

AB 29x Kehoe State Energy Projects Chapter 8x

Appropriates \$254 million to fund a variety of energy conservation programs. Conservation will be achieved through demand reduction and efficiency projects, including the installation of clean distributed generation. The intent of this bill, along with SB 5x, is to reduce demand by over 2,000 megawatts (MW). These bills were the main conservation bills passed in the First Extraordinary Session. AB 29x and SB 5x were considered companion bills to SB 28x.

AB 31x Wright Equipment Protection from Blackouts Chapter 13x

Allows for equipment startup and/or shutdowns, resulting from a voluntary electrical curtailment, to be considered as a "breakdown" for the purposes of local air district variance requirements. Allows an industrial source to operate its emergency power generating equipment during any period of an involuntary power interruption if it is necessary to prevent damage to their processing equipment, and also requires each district to create a form for industry to certify compliance with these new provisions.

AB 34x La Suer CEC Audit Dead

In its earlier form, the bill required Cal/EPA to resolve any permit appeal from powerplants if a permit denial was based on a non-complete application. The bill was eventually amended to require an audit of the CEC certification procedures for approving the siting and construction of thermal powerplants.

AB 36x Wright Repowering Projects Dead

Adds powerplant repowering projects to the six month expedited certification and approval process originally established for new powerplants.

AB 37x Simitian Prioritizing Rotating Blackouts Dead

In its earlier form, this bill appropriated \$50 million for clean distributed generation. As amended, the bill directs the CPUC to prioritize rotating blackouts based on the amount of conservation achieved in a specific area.

AB 46x Canciamilla State ERC Bank Dead

Authorizes ARB to establish a state emission reduction credit bank to offset air emissions from new peaking power plants. The language of this ARB-sponsored bill was introduced in AB 97x.

AB 61x Alquist Siting Qualified Facilities Dead

Requires the CEC to establish an expedited siting process for qualifying facilities that emit less air pollution than the power source they are replacing.

AB 63x Florez Sale of Kern River Powerplant Dead

Provides an exemption from the current ban on a public utility divesting itself from generating assets. The exemption allows the sale of PG&E's Kern River Powerplant (Bakersfield) to an out-of-state owner.

AB 75x Calderon Distributed Generation Rate Structures Dead

Requires the CPUC to establish an appropriate cost-based rate structure for the standby charges on a facility that has installed a microgenerator or a renewable power generator at their facility.

AB 94x Campbell, B Expedited Siting for "Green" Powerplants Dead

Provides intent language which states that the expedited siting of "clean" or "green" powerplants is a way to stabilize the energy crisis.

AB 97x Canciamilla State ERC Bank Dead

Authorizes ARB to establish a state emission reduction credit bank to offset air emissions from new peaking power plants. The language in this ARB sponsored bill was subsequently amended into AB 46x.

AB 100x Mountjoy Suspension of Back-Up Generator Regulations Dead

Suspends all regulations from back-up generators and prohibits air districts from any enforcement on generators.

AB 106x Frommer ERC Requirement Waivers Dead

Requires the CEC to waive any requirement that ERCs be secured prior to certifying a site for a new powerplant the facility is located at an existing powerplant site in an area served by a local publicly owned electric.

AB 125x Alquist Siting Qualified Facilities Dead

Requires the CEC to establish an expedited siting process for qualifying facilities less than 50 MW that emit less air pollution than the power source they are replacing.

ACR 2x Cogdill Electrical Generation Capacity Dead

Requests the Resources Agency to assess any limitations on increasing powerplant capacity and urges the Governor to suspend air quality emission credit requirements. The measure also would urge the Governor to defer the restrictions imposed by districts on the operation of generating units and exempt certain microturbines from regulation by local air districts. The measure also would urge the Governor to require all areas of the state to accept the temporary location of mobile generators.

**FIRST EXTRAORDINARY SESSION
SENATE BILLS**

SB 5x Sher State Energy Projects Chapter 7x

Appropriates \$654 million to fund a variety of energy conservation programs. Conservation will be achieved through energy demand reduction and efficiency projects. The intent of the bill, along with AB 29x, is to reduce demand by over 2,000 megawatts (MW). These bills were the main conservation bills passed in the First Extraordinary Session. SB 5x and AB 29x were considered companion bills to SB 28x.

SB 6x Burton California Power Authority Chapter 10x

Creates the California Consumer Power and Conservation Financing Authority with powers and responsibilities to ensure a sufficient and reliable supply of electricity and provide financing incentives for investment in energy-efficient appliances and demand reduction programs and achieve an energy capacity reserve level.

SB 21x Machado Blackout Variances Dead

Allows for equipment startup and/or shutdowns, resulting from a voluntary electrical curtailment, to be considered as a “breakdown” for the purposes of local air district variance requirements. The bill also has a variety of other non-air quality provisions addressing the dysfunctional electrical market.

SB 28x Sher Powerplant Siting Chapter 12x

Authorizes ARB to adopt a program for retrofitting existing electrical generating facilities and to amend the pollution control equipment installation schedules for repowering powerplants. Allows powerplant applicants to pay mitigation fees to the local air district in lieu of offsets. Extends the deadline for initial operation of simple-cycle peaking plants. Provides a ten-year waiver of standby charges for clean distributed generation units. The bill also has various other fiscal and non-air quality provisions intended to expedite powerplant siting. This bill was the main generation bill passed in the First Extraordinary Session. SB 28x was considered a companion bill to AB 29x and SB 5x.

SB 34x Knight Siting Powerplants on Military Installations Dead

Specifies that a powerplant located on a military installation is to be granted a CEQA exemption if it is substantially similar to an existing powerplant. Also requires any military base powerplant to be considered a separate stationary source.

SB 35x Morrow Distributed Generation Dead

Omnibus distributed generation bill, which, in part requires the ARB to develop DG permitting guidelines for local air districts.

SB 38x Oller Unregulated Back-Up Generator Use Dead

Authorizes the use of a backup generator during any Stage 1, 2, or 3 emergency and would suspend any regulations preventing its operation.

SB 50x Polanco Ultra-Clean Powerplants Dead

Require ARB, local districts and Cal/EPA to seek approval for amendments to the SIP to authorize the issuance of permits or other exemptions to ultra-clean powerplants. The bill also requires districts have special rules for emissions offsets programs governing ultra-clean powerplants. An additional requirement that each district consult with Cal/EPA to develop expedited procedures for permitting ultra-clean powerplants.

SB 55x McClintock Back-Up Generator Regulation Exemptions Dead

Exempts any electrical generator from all statutory and regulatory provisions governing air emissions during a Stage 2 or greater electrical emergencies.

SB 56x Battin Expedited Siting of Simple-Cycle Powerplants Dead

Requires the CEC to establish an expedited procedure to convert a simple-cycle powerplant to a combined cycle powerplant if the facility is built on an existing powerplant site and in operation before December 31, 2003.

SB 57x Battin Expedited Powerplant Siting Dead

Extends the deadline for eligibility into the CEC's four-month expedited siting process for simple-cycle powerplants. Plants would have to be on line by August 2002 rather than August 2001.

SB 58x Battin Peaking Powerplant Siting Dead

Removes the requirement for expedited powerplant applications to show that the new plant will displace existing generation capacity. Extends the deadline for expedited powerplants applications from October 2001 by one year.

SB 59x Battin Teayawa Energy Center Dead

Exempt the Teayawa Energy Center from the CEC provisions governing powerplant siting. The proposed facility is located on trust lands of the federally recognized Torres Martinez Indian tribe in Riverside County.

SB 64x Costa Biomass-to-Energy Incentive Programs Dead

Expands the existing grant program to include four more biomass facilities which convert agricultural waste to energy. The expanded eligibility is dependent on the existing

facility having valid air quality permits.

SB 70x Costa Siting Alternative Fueled Powerplants Dead

Requires local districts to authorize the construction and operation of alternative fuel equipment. Also requires local air districts to assist an applicant in obtaining the approvals needed to construct and operate their alternative fuel equipment, including emission offsets.

SB 74x McClintock Capacity Expansion Exemptions Dead

Exempts capacity increases of a powerplant from CEQA and any other statutory or regulatory provisions governing air or water quality. This exemption is based on a reduction in air or water pollutants compared to the maximum permitted amount prior to the upgrade.

FIRST EXTRAORDINARY SESSION

Chaptered Bills

First Extraordinary Session Bills Chaptered in 2001

AB 31x	Wright	Equipment Protection from Blackouts	Chapter 13x
AB 29x	Kehoe	State Energy Projects	Chapter 8x [∇]
SB 5x	Sher	State Energy Projects	Chapter 7x [∇]
SB 6x	Burton	California Power Authority	Chapter 10x*
SB 28x	Sher	Powerplant Siting	Chapter 12x

* Bills chaptered with a signing message.

[∇] Bills chaptered with a reduction message.

SB 6x Burton California Power Authority

Chapter 10x

May 16, 2001

To the Members of the California Legislature:

I am signing Senate Bill 6X, which creates the California Consumer Power and Conservation Financing Authority. This landmark legislation will help stabilize California's volatile wholesale electricity market by providing more cost-based power to consumers and creating reasonable energy capacity reserves.

In signing this measure, I am also calling for a number of revisions to be included in clean-up legislation to ensure the Authority operates in the most efficient and effective manner. After the Authority is established, an assessment will need to be made of how to reorganize the roles and functions of energy-related agencies to complement the newly created Authority. I will be working with the Legislature to make any needed changes. Additionally, modifications are necessary to improve the structure of the Authority governing board, provide technical clarifications, and ensure that the Authority appropriately considers the Energy Commission's electricity and natural gas analyses when developing the Energy Resources Investment Plan.

With these anticipated improvements, I am pleased to sign SB 6X into law.

Sincerely,

GRAY DAVIS

AB 29x Kehoe State Energy Projects

Chapter 8x

April 12, 2001

To Members of the California State Assembly:

I have signed Assembly Bill AB 29X with the following line item vetoes and reductions to more closely align the bill with my expenditure plan and to prioritize conservation measures for this summer.

I am eliminating the following:

- \$25,150,000 million re-appropriation from the Proposition 98 Reversion Account to the Chancellor of the California Community Colleges for energy efficient projects and a statewide utility usage database. These funds are already budgeted for other purposes and are required by law to be used by community colleges for educational purposes.
- \$20 million to the Department of Community Services and Development to supplement the Low-Income Housing Energy Assistance Program (LIHEAP). \$120 million has been provided for this program in SB 5X.
- \$50 million to the California Energy Commission (CEC) for loans and grants for construction and retrofit projects and \$50 million to the CEC for the Small Business Energy Efficiency Refrigeration Loan Program. These new programs require the establishment of administrative procedures and will not deliver peak reduction savings for this summer.
- \$24 million to the Department of Corrections to install systems to retrofit generating units. These funds would not increase electricity supply or reduce demand.
- \$15 million to the Public Utilities Commission to fund a study of real-time meters. This bill appropriates funds for the purchase and installation of these meters.

In addition, I am reducing the following allocations:

- From the funds allocated to the California Conservation Corps, reduce the allocation from \$40 million to \$20 million for the Mobile Efficiency Brigade. In order to achieve the most effective energy savings by this summer, I am directing the Conservation Corps to use these funds to purchase materials and mobilize crews to deliver high efficiency lighting to low-income residences.

While I am signing this bill, it is my understanding that the Legislature will enact subsequent legislation to remove the mandate created by the Statewide Energy Management Program. I am also requesting subsequent legislation to continuously appropriate the Renewable Energy Loan Guarantee Program. It is standard for loan guarantee programs to be continuously appropriated and not contingent upon the annual budget. As drafted, this bill removes the incentive for banks to participate in this worthy program.

Sincerely,

GRAY DAVIS

SB 5x Sher State Energy Projects

Chapter 7x

April 12, 2001

To Members of the California State Senate:

I have signed Senate Bill 5X with the following line item vetoes and reductions to more closely align the bill with my expenditure plan and to prioritize conservation measures for this summer.

I am eliminating the following appropriation:

- \$10 million to the California Energy Commission (CEC) for incentives for installation of light-emitting diode (LED) traffic signals.

In addition, I am reducing the following allocations:

- From the funds appropriated to the Public Utilities Commission, reduce the allocation from \$16.3 million to \$12 million for pump and motor retrofits for oil and gas producers and pipelines.
- From the funds appropriated to the CEC, reduce the allocation from \$60 million to \$40 million for allocation to locally owned public utilities for energy efficiency, peak demand reduction and low-income assistance measures. However, I am directing the Department of Community Services and Development to offset this reduction by proportionally increasing the Low-Income Home Energy Assistance Program (LIHEAP) funds appropriated by this bill to community based organizations in areas served by locally owned public utilities.
- From the funds appropriated to the CEC, reduce the allocation from \$35 million to \$30 million for programs for the low-energy usage building materials program.
- From the funds appropriated to the CEC, reduce the allocation from \$75 million to \$70 million for the purchase of high-efficiency electrical agricultural equipment.
- From the funds appropriated to the Department of General Services, reduce the allocation from \$50 million to \$40 million for energy efficiency projects in state buildings, including community colleges.

Regretfully, a previous version of this bill contained a \$15.4 million appropriation to the Department of Water Resources to implement recommendations from my Advisory Drought Planning Panel. These funds would have provided incentives to better manage surface and groundwater resources to create greater energy and water efficiencies. I encourage the Legislature to appropriate funds for this important purpose.

Sincerely,

GRAY DAVIS

SECOND EXTRAORDINARY SESSION

**Second Extraordinary Session
Bills By Subject**

ENERGY

AB 19xx	Florez	Sale of Kern River Powerplant	Pending
AB 26xx	Calderon	Electrical Tariffs	N/A
SB 64xx	Costa	Biomass-to-Energy Incentive Programs	Chapter 4xx
SCR 2xx	Ackerman	Electrical Generation Capacity	Pending

Air Districts

SB 21xx	Machado	Blackout Variances	Pending
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Back-Up Generators

AB 54xx	Daucher	BACT for Back-Up Electrical Generators	Pending
AB 56xx	Mountjoy	Suspension of Back-Up Generator Regulations	Pending
AB 60xx	Hollingsworth	Back-Up Generator Categorizing	Pending
AB 70xx	Briggs	Unregulated Back-Up Generator Use	Pending
SB 38xx	Oller	Unregulated Back-Up Generator Use	Pending
SB 55xx	McClintock	Back-Up Generator Regulation Exemptions	Pending

Distributed Generation

SB 35xx	Morrow	Distributed Generation	Pending
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Emission Reduction Credits / Offsets

AB 22xx	Canciamilla	State ERC Bank	Pending
SB 24xx	Knight	Interdistrict ERC Trading	Pending
SB 79xx	Knight	Interdistrict ERC Trading	Pending

Expanding Existing Generation

AB 17xx	Rod Pacheco	CEQA Exemption for Repowering Projects	Pending
AB 48xx	Wright	Repowering Projects	N/A
SB 74xx	McClintock	Capacity Expansion Exemptions	Pending

New Generation (Powerplant Siting)

AB 24xx	Richman	Identification of Potential Powerplants	Pending
AB 44xx	Alquist	Siting Qualified Facilities	Pending
AB 68xx	Alquist	Low Interest Loans to Qualifying Facilities	Pending
AB 79xx	La Suer	Powerplant Siting	Pending
SB 34xx	Knight	Siting Powerplants on Military Installations	Pending
SB 50xx	Polanco	Ultra-Clean Powerplants	Pending
SB 56xx	Battin	Expedited Siting of Simple-Cycle Powerplants	Pending
SB 57xx	Battin	Expedited Powerplant Siting	Pending
SB 58xx	Battin	Peaking Powerplant Siting	Pending
SB 59xx	Battin	Teayawa Energy Center	Pending
SB 70xx	Costa	Siting Alternative Fueled Powerplants	Pending

FUELS

SB 87xx	Costa	In-State Ethanol Industry Incentives	Pending
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Alternative Fuels

AB 86xx	Florez	Excise Tax Exemption: Diesel Emulsion Fuels	Chapter 8xx
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NATURAL GAS

AB 23xx	Pescetti	Natural Gas Supplies	Pending
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**SECOND EXTRAORDINARY SESSION
BILLS BY AUTHOR**

ASSEMBLY**ALQUIST**

AB 44xx	Siting Qualified Facilities	Pending
AB 68xx	Low Interest Loans to Qualifying Facilities	Pending

BRIGGS

AB 70xx	Unregulated Back-Up Generator Use	Pending
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CALDERON

AB 26xx	Electrical Tariffs	N/A
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CANCIAMILLA

AB 22xx	State ERC Bank	Pending
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DAUCHER

AB 54xx	BACT for Back-Up Electrical Generators	Pending
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FLOREZ

AB 19xx	Sale of Kern River Powerplant	Pending
AB 86xx	Excise Tax Exemption: Diesel Emulsion Fuels	Chapter 8xx

HOLLINGSWORTH

AB 60xx	Back-Up Generator Categorizing	Pending
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LA SUER

AB 79xx	Powerplant Siting	Pending
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MOUNTJOY

AB 56xx	Suspension of Back-Up Generator Regulations	Pending
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PESCETTI

AB 23xx	Natural Gas Supplies	Pending
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ROD PACHECO

AB 17xx	CEQA Exemption for Repowering Projects	Pending
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RICHMAN

AB 24xx	Identification of Potential Powerplants	Pending
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WRIGHT

AB 48xx	Repowering Projects	N/A
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SENATE**ACKERMAN**

SCR 2xx	Electrical Generation Capacity	Pending
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BATTIN

SB 56xx	Expedited Siting of Simple-Cycle Powerplants	Pending
SB 57xx	Expedited Powerplant Siting	Pending
SB 58xx	Peaking Powerplant Siting	Pending
SB 59xx	Teayawa Energy Center	Pending

COSTA

SB 64xx	Biomass-to-Energy Incentive Programs	Chapter 4xx
SB 70xx	Siting Alternative Fueled Powerplants	Pending
SB 87xx	In-State Ethanol Industry Incentives	Pending

KNIGHT

SB 24xx	Interdistrict ERC Trading	Pending
SB 34xx	Siting Powerplants on Military Installations	Pending
SB 79xx	Interdistrict ERC Trading	Pending

MACHADO

SB 21x	Blackout Variances	Dead
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McCLINTOCK

SB 55xx	Back-Up Generator Regulation Exemptions	Pending
SB 74xx	Capacity Expansion Exemptions	Pending

MORROW

SB 35xx	Distributed Generation	Pending
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OLLER

SB 38xx	Unregulated Back-Up Generator Use	Pending
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POLANCO

SB 50xx	Ultra-Clean Powerplants	Pending
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SECOND EXTRAORDINARY SESSION ASSEMBLY BILLS

AB 17xx Rod Pacheco CEQA Exemption for Repowering Projects Pending

Exempts from CEQA any repowering project if the project will result in a higher wattage facility that emits fewer air, water, and thermal contaminants and the project has previously completed the environmental review process required by CEQA.

AB 19xx Florez Sale of Kern River Powerplant Pending

Provides an exemption from the current ban on a public utility divesting itself from generating assets. The exemption allows the sale of PG&E's Kern River Powerplant (Bakersfield) to an out-of-state owner. The exemption was eventually granted via Governor's Executive Order D-44-01.

AB 22xx Canciamilla State ERC Bank Pending

Authorizes ARB to establish a state emission reduction credit bank to offset air emissions from new peaking power plants. The Governor's Executive Order number D-24-01 necessitated this bill. The bill was dropped by ARB due to the fact that all ERC requests were able to be processed prior to the expiration of EO D-24-01, December 31, 2001.

AB 23xx Pescetti Natural Gas Supplies Pending

Prohibits transportation charges from being assessed on nonutility-owned local natural gas pipelines. Establishes a biennial report on the status of the state's natural gas infrastructure and establishes an expedited review process for applications to construct gas facilities.

AB 24xx Richman Identification of Potential Powerplants Pending

Requires the CEC along with local government commissions to identify regions within the state that have an electricity supply/demand imbalance and to propose possible sites that would be acceptable for siting a new powerplant.

AB 26xx Calderon Electrical Tariffs N/A

In an earlier version, this bill dealt with environmental dispatch (prioritizing the use of generators based on their emission rate) of existing powerplants and also was to be cleanup bill for SB 28x (the 1x generation bill). This bill was gutted and subsequently amended to be an electrical tariffs bill.

AB 44xx Alquist Siting Qualified Facilities Pending

Requires the CEC to establish an expedited siting process for qualifying facilities that emit less air pollution than the power source they are replacing.

AB 48xx Wright Repowering Projects N/A

In an earlier version, this bill added powerplant-repowering projects to the six month expedited certification and approval process originally established for new powerplants. The bill was subsequently amended to address energy efficiency and the final version of the bill is outside the ARB's area of responsibility.

AB 54xx Daucher BACT for Back-Up Electrical Generators Pending

Allows air districts to establish specific BACT requirement for certain back-up electrical generators that supplement solar and wind power. Generators meeting these requirements would be allowed to sell electricity to the grid during peak periods.

AB 56xx Mountjoy Suspension of Back-Up Generator Regulations Pending

Suspends all regulations from back-up generators and prohibits air districts from any enforcement on generators during actual or imminent Stage 3 conditions.

AB 60xx Hollingsworth Back-Up Generator Categorizing Pending

Requires the CEC to rank every back-up engine in the state based on NO_x and PM₁₀ emission rates to be called up as needed to prevent rolling blackouts. Also pays program participants for the electricity produced.

AB 68xx Alquist Low Interest Loans to Qualifying Facilities Pending

Appropriates \$50 million to provide low-interest loans to privately owned electrical corporations to upgrade QF facilities to use cleaner, more energy efficient generating technologies.

AB 70xx Briggs Unregulated Back-Up Generator Use Pending

Exempts back-up electricity generating units from all district rules or regulations. The bill also exempts the generators from any state penalties for violations incurred when operating during an imminent or actual blackout.

AB 79xx La Suer Powerplant Siting Pending

Changes various aspect of the powerplant siting process including: expedited siting, permit appeals and CEQA exemptions.

AB 86xx Florez Excise Tax Exemption: Diesel Emulsion Fuels Chapter 8xx

Removes the state excise tax on the water portion of diesel emulsion fuels.

SECOND EXTRAORDINARY SESSION
SENATE BILLS

SB 21xx Machado Blackout Variances Dead

Allows for equipment startup and/or shutdowns, resulting from a voluntary electrical curtailment, to be considered as a “breakdown” for the purposes of local air district variance requirements. The bill also has a variety of other non-air quality provisions addressing the dysfunctional electrical market.

SB 24xx Knight Interdistrict ERC Trading Pending

Removes the upwind/downwind approval requirement prior to the transfer of ERC’s between local air districts if the credits are used to site a specific powerplant in the high desert.

SB 34xx Knight Siting Powerplants on Military Installations Pending

Specifies that a powerplant located on a military installation is to be granted a CEQA exemption if it is substantially similar to an existing powerplant. Also requires any military base powerplant to be considered a separate stationary source.

SB 35xx Morrow Distributed Generation Pending

Omnibus distributed generation bill, which, in part requires the ARB to develop DG permitting guidelines for local air districts.

SB 38xx Oller Unregulated Back-Up Generator Use Pending

Authorizes the use of a backup generator during any Stage 1, 2, or 3 emergency and would suspend any regulations preventing its operation.

SB 50xx Polanco Ultra-Clean Powerplants Pending

Require ARB, local districts and Cal/EPA to seek approval for amendments to the SIP to authorize the issuance of permits or other exemptions to ultra-clean powerplants. The bill also requires districts have special rules for emissions offsets programs governing ultra-clean powerplants. An additional requirement that each district consult with Cal/EPA to develop expedited procedures for permitting ultra-clean powerplants.

SB 55xx McClintock Back-Up Generator Regulation Exemptions Pending

Exempts any qualified electrical generator from all statutory and regulatory provisions governing air emissions during a Stage 2 or greater electrical emergencies.

SB 56xx Battin Expedited Siting of Simple-Cycle Powerplants Pending

Requires the CEC to establish an expedited procedure to convert a simple-cycle powerplant to a combined cycle powerplant if the facility is built on an existing powerplant site and in operation before December 31, 2003.

SB 57xx Battin Expedited Powerplant Siting Pending

Extends the deadline for eligibility into the CEC's four-month expedited siting process for simple-cycle powerplants. Plants would have to be on line by August 2002 rather than August 2001.

SB 58xx Battin Peaking Powerplant Siting Pending

Removes the requirement for expedited powerplant applications to show that the new plant will displace existing generation capacity. Extends the deadline for expedited powerplant applications from October 2001 to October 2002.

SB 59xx Battin Teayawa Energy Center Pending

Exempts the Teayawa Energy Center from the CEC provisions governing powerplant siting. The proposed facility is located on trust lands of the federally recognized Torres Martinez Indian tribe in Riverside County.

SB 64xx Costa Biomass-to-Energy Incentive Programs Chapter 4xx

Expands the existing grant program to include four more biomass facilities which convert agricultural waste to energy. The expanded eligibility is dependent on the existing facility having valid air quality permits.

SB 70xx Costa Siting Alternative Fueled Powerplants Pending

Requires local districts to authorize the construction and operation of alternative fuel equipment. Also requires local air districts to assist an applicant in obtaining the approvals needed to construct and operate their alternative fuel equipment, including emission offsets.

SB 74xx McClintock Capacity Expansion Exemptions Pending

Exempts capacity increases of a powerplant from CEQA and any other statutory or regulatory provisions governing air or water quality. This exemption is based on a reduction in air or water pollutants compared to the maximum permitted amount prior to the upgrade.

SB 79xx Knight Interdistrict ERC Trading Pending

Removes the upwind/downwind approval requirement prior to the transfer of ERC's between local air districts if the credits will be used to site a powerplant.

SB 87xx Costa In-State Ethanol Industry Incentives Pending

Appropriates \$25 million annually for the next ten years for the development of a California biomass-to-ethanol industry.

SCR 2xx Ackerman Electrical Generation Capacity Pending

Requests the Resources Agency to assess any limitations on increasing powerplant capacity and urges the Governor to suspend air quality emission credit requirements. The measure also would urge the Governor to defer the restrictions imposed by districts on the operation of generating units and exempt certain microturbines from regulation by local air districts. The measure also would urge the Governor to require all areas of the state to accept the temporary location of mobile generators.

SECOND EXTRAORDINARY SESSION CHAPTERED BILLS

Second Extraordinary Session Bills Chaptered in 2001

AB 86xx Florez Excise Tax Exemption: Diesel Emulsion Fuels Chapter 8xx

SB 64xx Costa Biomass-to-Energy Incentive Programs Chapter 4xx

ROSTER OF LEGISLATORS

2001 ASSEMBLY MEMBERS

Name	Party	City
Aanestad, Sam	R	Grass Valley
Alquist, Elaine	D	Santa Clara
Aroner, Dion	D	Berkeley
Ashburn, Roy	R	Bakersfield
Bates, Patricia	R	Laguna Niguel
Battin, Jim	R	La Quinta
Bogh, Russ	R	Yucaipa
Briggs, Mike	R	Clovis
Calderon, Thomas	D	Montebello
Campbell, Dave	R	Villa Park
Campbell, John	R	Irvine
Canciamilla, Joe	D	Pittsburg
Cardenas, Tony	D	Sylmar
Cardoza, Dennis	D	Merced
Cedillo, Gil	D	Los Angeles
Chan, Wlima	D	Oakland
Chavez, Edward	D	La Puente
Chu, Judy	D	Monterey Park
Cohn, Rebecca	D	Saratoga
Corbett, Ellen	D	San Leandro
Correa, Lou	D	Anaheim
Cox, Dave	R	Fair Oaks
Daucher, Lynn	R	Brea
Diaz, Manny	D	San Jose
Dickerson, Dick	R	Redding
Dutra, John	D	Fremont
Firebaugh, Marco	D	E. Los Angeles
Florez, Dean	D	Shafter
Frommer, David	D	Los Angeles
Goldberg, Jackie	D	Los Angeles
Harman, Tom	R	Huntington Beach
Havice, Sally	D	Cerritos
Hertzberg, Robert M.	D	Van Nuys
Hollingsworth, Dennis	R	Murrieta
Horton, Jerome	D	Inglewood
Jackson, Hannah-Beth	D	Santa Barbara
Keeley, Fred	D	Boulder Creek
Kehoe, Christine	D	San Diego
Kelley, David	R	Idyllwild
Koretz, Paul	D	W. Hollywood

Name	Party	City
La Suer, Jay	R	La Mesa
Leach, Lynne C.	R	Walnut Creek
Leonard, Bill	R	San Bernardino
Leslie, Tim	R	Tahoe City
Liu, Carol	D	La Canada Flintridge
Longville, John	D	Rialto
Lowenthal, Alan	D	Long Beach
Maddox, Ken	R	Garden Grove
Maldonado, Abel	R	Santa Maria
Matthews, Barbara	D	Tracy
McLeod, G. Negrete	D	Chino
Migden, Carole	D	San Francisco
Mountjoy, Dennis	R	Monrovia
Nakano, George	D	Torrence
Nation, Joe	D	San Rafael
Oropeza, Jenny	D	Long Beach
Pacheco, Robert	R	Walnut
Pacheco, Rod	R	Riverside
Papan, Lou	D	Millbrae
Pavley, Fran	D	Agoura Hills
Pescetti, Anthony	R	Rancho Cordova
Reyes, Sarah	D	Fresno
Richman, Keith	R	Northridge
Runner, George	R	Lancaster
Salinas, Simon	D	Salinas
Shelley, Kevin	D	San Francisco
Simitian, Joseph,	D	Palo Alto
Steinberg, Darrell	D	Sacramento
Strickland, Tony	R	Thousand Oaks
Strom-Martin, V.	D	Duncans Mills
Thomson, Helen	D	Davis
Vargas, Juan	D	San Diego
Washington, Carl	D	Paramount
Wayne, Howard	D	San Diego
Wesson, Herb	D	Culver City
Wiggins, Patricia	D	Santa Rosa
Wright, Roderick	D	So. Ctrl. Los Angeles
Wyland, Mark	R	Escondido
Zettel, Charlene	R	Poway
Wyman, Phil	R	Tehachapi

D-Democrat

R-Republican

2001 Senate Members

Name	Party	City
Ackerman, Dick	R	Irvine
Alarcon, Richard	D	Sylmar
Alpert, Deirdre (Dede)	D	Coronado
Battin, Jim	R	La Quinta
Bowen, Debra	D	Marina Del Rey
Brulte, James	R	Cucamonga
Burton, John	D	San Francisco
Chesbro, Wesley	D	Arcata
Costa, Jim	D	Fresno
Dunn, Joseph	D	Santa Ana
Escutia, Martha M.	D	Whittier
Figueroa, Liz	D	Fremont
Haynes, Raymond N.	R	Riverside
Johannessen, Maurice	R	Redding
Johnson, Ross	R	Irvine
Karnette, Betty	D	Long Beach
Knight, William J.	R	Palmdale
Kuehl, Shiela James	D	Santa Monica
Machado, Mike	D	Linden
Margett, Bob	R	Arcadia
McClintock, Tom	R	Thousand Oaks
McPherson, Bruce	R	Santa Cruz
Monteith, Dick	R	Modesto
Morrow, Bill	R	Oceanside
Murray, Kevin	D	Los Angeles
O'Connell, Jack	D	San Luis Obispo
Oller, Rico	R	San Andreas
Ortiz, Deborah	D	Sacramento
Peace, Steve	D	El Cajon
Perata, Don	D	Alameda
Polanco, Richard	D	Los Angeles
Poochigian, Charles	R	Fresno
Romero, Gloria	D	Los Angeles
Scott, Jack	D	Altadena
Sher, Byron	D	Stanford
Solis, Hilda	D	El Monte
Soto, Nell	D	Pomona
Speier, Jackie	D	Hillsborough
Torlakson, Tom	D	Antiock
Vasconcellos, John	D	Santa Clara
Vincent, Edward	D	Inglewood

