

California Air Resources Board
1001 I Street
P.O. Box 2815
Sacramento, CA 95812

Dear Chairperson Nichols:

We are writing in regard to the development of the low carbon fuel standard. The Midwestern Legislative Conference (MLC) of the Council of State Governments respectfully submits the attached resolution in response to the California Air Resources Board's efforts to implement the low carbon fuel standard by the end of the year. This resolution was approved as policy by the MLC at their 2008 annual meeting in July. The resolution is also available on the MLC website at <http://www.csamidwest.org/About/MLC/Resolutions.htm>

As the regional association of state legislators in 11 Midwestern states, MLC appreciates the opportunity to comment on CARB's current approach to lifecycle analysis. There are multiple opportunities to reduce carbon emissions with transportation fuels, and Midwestern state policy makers recognize the use of lifecycle analysis as an effective strategy to achieve carbon emission reductions. There is concern, however, with the current assumptions and land use models being used for lifecycle analysis.

We ask that modern conservation agriculture practices and innovative technologies be considered in analyzing the life cycle of biofuels and that a deliberate and studied analysis of the life cycle pathway of both bio and fossil fuels be used to establish public policy to ensure that fullest advantage is taken of opportunities to reduce carbon emissions. Evaluation of land use change presentations indicate that scientists are not in agreement on estimates of land use change and this is a requirement for truly functional models.

We appreciate CARB's acceptance and consideration of our resolution and comments and look forward to the Board's future efforts.

Sincerely,

Handwritten signature of Al Juhnke in blue ink.

Rep Al Juhnke
Minnesota

Handwritten signature of Richard Myers in blue ink.

Rep Rich Myers
Illinois

Midwestern Legislative Conference, Agriculture Committee Co-chairs