SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT

Draft Socioeconomic Report for Adjustment Based on Consumer Price Index for Regulation III – Fees

March 2023

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EXECUTIVE SUMMARY

Pursuant to Rule 320 and South Coast Air Quality Management District's (South Coast AQMD) statutory fee authority (See e.g., California Health & Safety Code Sections 40500.1 & 40510), most fees within Regulation III will be increased by 5.6 percent, consistent with the change in the California Consumer Price Index (CPI) from December 2021 to December 2022, unless the South Coast AQMD Governing Board decides to forego the increase. The October 29, 2010 South Coast AQMD Governing Board Resolution requires an assessment of the increase in fee rates based on the previous year's CPI by March 15 of every year. A socioeconomic analysis was conducted to assess the impacts of such adjustment.

The analysis provides background information, historical revenue trends, sectoral distributions, and estimated increased fee revenue from the CPI adjustment of South Coast AQMD fees. This report considers a 5.6 percent increase in CPI applying to the fees reported collected generally in fiscal year 2021-2022, but in some cases, in calendar year 2022. A summary of the analysis and findings is presented below.

Pursuant to Rule 320 and the Health and Safety Code, a 5.6-percent increase of
most fee rates (equivalent to the change in California CPI from December 2021
to December 2022) will be applied effective July 1, 2023. Increases made
pursuant to Rule 320 are automatic unless the South Coast AQMD Governing
Board decides to forego them.
Nearly all facilities regulated by South Coast AQMD, covering most economic
sectors, would be affected by the automatic CPI-based fee rate increases.
This analysis examines the impact of existing Regulation III fees on various
industries. The fees examined include emissions fees, permit processing fees,
annual permit renewal fees, asbestos fees, architectural coatings fees, source
testing fees, toxic hot spot fees, and fees related to the implementation of
mobile source programs.
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Current fee rates and the most recent equipment and activity profiles of
individual facilities were used to generate facility-level fee estimates. These
estimates were aggregated to the industry level. The manufacturing sector is
the largest contributor to South Coast AQMD's emission fees (73 percent),
permit processing fees (37 percent), and annual permit renewal fees (40
percent). Overall, the costs of complying with current Regulation III fee rates
are small relative to region-wide industry output or value-added (0.01 percent
or less).
Based on fee categories examined in this analysis and last year's activity levels,
the CPI-based fee-rate increase of 5.6 percent is projected to bring additional
revenue totaling \$5.73 million to South Coast AQMD. The manufacturing
sector would incur the largest increase in fees (approximately \$2.32 million for
about 3,300 facilities), followed by the services sector (approximately \$1.01
million for about 9,500 facilities) and the retail trade sector (approximately
\$0.82 million for about 4,200 facilities). Within the manufacturing sector, the
petroleum and coal products manufacturing industry, mostly comprised of
refineries, would experience an increase in fees of approximately \$0.96 million.

INTRODUCTION

The South Coast AQMD General Fund consists of revenues from many sources. The majority of South Coast AQMD revenues are derived from emission fees, annual renewal fees, permit processing fees, asbestos fees, architectural coatings fees, and a portion of vehicle registration fees collected by the state (mobile sources/clean fuels). Other sources of revenues include Hearing Board fees, source test/analysis fees, fees for implementing mobile source programs (e.g., Rules 2202 and 2305), reimbursement for work associated with the AB 2588 program (toxic hot spot program), civil penalties/settlements, and other revenues.

Most fees within Regulation III will be increased by 5.6 percent, consistent with the change in the California Consumer Price Index (CPI) from December 2021 to December 2022. This increase is being sought pursuant to South Coast AQMD's Rule 320 and its statutory fee authority (see e.g., Health & Safety Code Sections 40050.1 & 40510). In addition, Rule 320 authorizes an automatic fee increase, consistent with the CPI, unless the South Coast AQMD Governing Board decides to forego the increase. The annual increase in fee rates for the past five fiscal years (FY)¹ and the upcoming FY are as follows: 3.4 percent in 2018-2019, 3.5 percent in 2019-2020, 2.8 percent in 2020-2021, 1.7 percent in 2021-2022, 6.5 percent in 2022-2023, and 5.6 percent in 2023-24.

To examine the impact of a fee rate increase on various industries, this report focuses on emission fees, permit processing fees, annual permit renewal fees, toxic hot spot fees, source test fees, asbestos fees, architectural coatings fees, and a portion of fees associated with mobile source program implementation. Other fees subject to the automatic CPI increase are area source fees and Hearing Board fees, which account for a relatively small portion of South Coast AQMD total annual revenue.

South Coast AQMD is required to undertake socioeconomic analyses for proposed rules and rule amendments which "...will significantly affect air quality or emissions limitations...." Although the proposed CPI-based fee adjustment does not impact air quality, the South Coast AQMD Governing Board directed staff to prepare a socioeconomic analysis of the impacts of an automatic adjustment in a given year.³

¹ A fiscal year runs from July 1 to June 30. For example, FY 2021-2022 refers to July 1, 2021 to June 30, 2022. In comparison, calendar year 2022 refers to January 1 to December 31, 2022.

² Due to concerns regarding the global and financial impacts of the COVID-19 pandemic, the South Coast AQMD Governing Board voted on May 1, 2020, for a one-time credit to fee payers encompassing the 2.8 percent increase in CPI for FY 2020-2021. Therefore, the Rule 320 report distributed on March 15, 2021 considered a 4.5 percent increase in CPI, which included the 2.8 and 1.7 percent increases for FYs 2020-2021 and 2021-2022 respectively.

³ See Health and Safety Code Sections 40440.8 & 40728.5; October 29, 2010 Special Governing Board Resolution; Minutes of the October 29, 2010 Special Governing Board Meeting (amending the Resolution)

REVENUE TREND

Table 1 lists historical revenue for two prior FYs, estimated revenue for the current FY 2022-2023, and projected revenue for FY 2023-2024 by major fee category. Estimated revenue for FY 2022-2023 is based on actual revenue received through February 2023. FY 2023-2024 projected revenue is based on forecasts estimated by various South Coast AQMD operational units. Emission fees, permit processing fees, and annual permit renewal fees together represent approximately 57 percent of South Coast AQMD's estimated total FY 2022-2023 revenues.

Compared to the estimated revenue in FY 2022-2023, a net total revenue increase of \$8.53 million is projected for FY 2023-2024. This increase reflects the net impact of the automatic CPI-based fee rate increase, anticipated changes in state funding, continued phase-in of amended or new fees, and forecasted changes in activity levels. The estimated revenue impact due to the CPI increase alone is estimated separately in Table 7.

Revenue Category FY 2020-21 FY 2021-22 FY 2022-23 FY 2023-24 **Changes in Revenue** Actual* Estimated** **Projected** Actual* (from FY 2022-23 (Thousands (Thousands) (Thousands) (Thousands) Estimated to FY 2023-24 Projected) Thousands \$20,216 \$20,275 \$19,655 \$20,527 \$872 4.4% **Emissions Fees** Annual Renewal Fees (w/o PERP) \$63,042 \$65,658 \$69,833 \$75,103 \$5,270 7.5% \$16,676 \$16,789 \$17,470 \$18,862 \$1,392 8.0% Permit Processing Fees \$4,852 Mobile Sources/Clean Fuels \$26,201 \$27,153 \$27,676 \$32,528 17.5% Sources Test & Lab Analysis \$266 \$175 \$553 \$584 \$31 5.6% Hearing Board Fees \$274 \$286 \$329 \$248 -\$81 -24.7% Transportation Program (Rule 2202) Fees \$705 \$619 \$896 \$947 \$50 5.6% Other Revenue*** \$52,939 \$49,755 \$45,894 -\$3,860 \$50,550 -7.8% \$183,895 \$8,526 \$177,929 \$186,167 \$194,693 4.6% Total

Table 1: Actual and Estimated South Coast AOMD Revenue

(Note: Numbers may not sum up due to rounding.)

HISTORICAL REVENUE ANALYSIS

The following sub-sections examine the distribution of revenues from various fee categories among key industries for either FY 2021-2022 or calendar year (CY) 2022 as described below. This analysis used the most recent invoiced amounts at the current fee rates to arrive at an estimated picture of the current fee revenue by industry. Thus, the figures below may differ slightly from Table 1 because data sources may reflect different time periods.

^{*} Information as reported in the Comprehensive Annual Financial Reports (FYs 2020-21 & 2021-22).

^{**} Estimates are based on actual revenue received through February 2023.

^{***} Other Revenues include: CARB subvention fund program; state and federal grants; interest; lease income; penalties/settlements; subscriptions; AB 2588 reimbursement; miscellaneous revenues; CARB Portable Equipment Registration Program (PERP); area sources; and transfers in (from special revenue funds).

Annual Operating Emissions Fees

For FY 2022-2023, emission fees account for approximately 11 percent of South Coast AQMD's estimated total revenue (Table 1). In May 2001, a flat annual operating emission fee was introduced for all facilities with at least one operating permit (Rule 301 (e)(4)).⁴ The flat annual operating emission fee implemented recommendations by the California State Auditor in 1998, the Revenue Committee established by the Executive Officer in 2000, and the independent consultant for the Fee Structure Study—Thompson, Cobb, Bazilio & Associates (March 1999).

Table 2 shows the estimated revenue collected or to be collected from around 21,000 facilities for flat annual operating emission fees (\$2.96 million) and other annual operating emission fees from around 700 facilities (\$16.34 million).⁵ The latter category of fees contributed approximately 85 percent of total emission fees collected.⁶ These emissions include permitted and non-permitted emissions of nitrogen oxides, sulfur oxides, volatile organic compounds, particulate matter, carbon monoxide, specific organic gasses, and toxic air contaminants for facilities required to report actual emissions each year.⁷

Approximately 6,600 facilities in the service sector (NAICS 54-81) collectively contributed \$0.94 million, or 32 percent of the total flat annual operating emission fee revenue, which is the highest share among all industry sectors. It is followed by the retail trade sector (NAICS 44-45), with \$0.53 million paid by nearly 4,000 facilities.

In comparison, other annual operating emission fees were mostly collected from larger businesses within certain industries. Of the approximately 700 facilities subject to annual operating emission fees, 42 percent were manufacturers (NAICS 31-33), which contributed \$11.94 million, or 73 percent, of these fees invoiced in 2022. Out of the \$11.94 million of fee payments, 83 percent, or \$9.91 million, were paid by the petroleum and coal industry (NAICS 324). This industry alone also contributed to 60 percent of total emissions-based fees collected.

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⁴ Excluding equipment in Rule 222—Filing Requirements for Specific Emission Sources Not Requiring a Written Permit Pursuant to Regulation II.

⁵ Other annual operating emission fees include non-RECLAIM emission fees (Rule 301 (e)(2)), RECLAIM emission fees (Rule 301(l)(9)), toxic air contaminant (TAC) fees (Rule 301 (e)(7)), and clean fuels fees (Rule 301 (e)(6)).

⁶ Emission-based fees were derived from calendar year 2022 invoices, or the amount a facility should have paid in calendar year 2022 based on existing applicable Rule 301 fee rates.

⁷ Toxic air contaminants are listed in Table IV of Rule 301.

Table 2: Estimated Emission Fee Revenue by Industry (MM\$)

1 abic 2. 1	<u>Estimated Em</u>	1551011	Flat Fee			ssion-based			Total
Industry	I NAICS			# of			# of		
•	Ī	MM\$	%	Fac. ³	MM\$	%	Fac.	MM\$	%
Agriculture, Forestry, Fishing & Hunting	11	\$0.01	0.40%	83	\$0.09	0.54%	14	\$0.10	0.52%
Mining	21	\$0.02	0.79%	164	\$0.51	3.10%	55	\$0.53	2.74%
Oil and Gas Extraction	211	\$0.01	0.39%	81	\$0.18	1.12%	31	\$0.19	1.01%
Mining (except oil and gas)	212-213	\$0.01	0.40%	83	\$0.32	1.98%	24	\$0.34	1.74%
Construction	23	\$0.10	3.42%	710	\$0.04	0.23%	8	\$0.14	0.72%
Manufacturing	31-33	\$0.41	14.02%	2,909	\$11.94	73.05%	304	\$12.35	64.01%
Food Manufacturing	311	\$0.03	0.85%	178	\$0.14	0.85%	23	\$0.16	0.85%
Wood Products Manufacturing	321	\$0.01	0.28%	58	\$0.01	0.04%	2	\$0.02	0.08%
Petroleum and Coal Products Mfg.	324	\$0.02	0.61%	127	\$9.91	60.66%	58	\$9.93	51.47%
Chemical Manufacturing	325	\$0.04	1.41%	293	\$0.26	1.59%	28	\$0.30	1.56%
Nonmetallic Mineral Product Mfg.	327	\$0.03	0.94%	195	\$0.20	1.24%	27	\$0.23	1.19%
Primary & Fabricated Metal Mfg.	331-332	\$0.09	3.19%	661	\$0.57	3.48%	66	\$0.66	3.43%
Machinery Manufacturing	333	\$0.02	0.74%	153	\$0.03	0.20%	3	\$0.06	0.29%
Computer and Electronic Product Mfg.	334	\$0.03	0.97%	201	\$0.05	0.30%	11	\$0.08	0.40%
Electrical Equipment & Appliance Mfg.	335	\$0.01	0.50%	103	\$0.03	0.18%	5	\$0.04	0.23%
Motor Vehicle & Trans. Equipment Mfg.	336	\$0.03	0.86%	179	\$0.09	0.56%	23	\$0.12	0.61%
Other Manufacturing	312-339	\$0.11	3.67%	761	\$0.65	3.96%	58	\$0.76	3.91%
Utilities	22	\$0.16	5.49%	1,138	\$1.27	7.76%	70	\$1.43	7.42%
Transportation & Warehousing	48-49	\$0.08	2.77%	575	\$0.43	2.63%	21	\$0.51	2.65%
Information	51	\$0.09	3.13%	651	\$0.05	0.28%	6	\$0.14	0.72%
Publishing Industries, Except Internet	511	\$0.00	0.09%	18	\$0.00	0.00%	1	\$0.00	0.01%
Motion Picture & Sound Recording	512	\$0.01	0.33%	68	\$0.05	0.28%	5	\$0.06	0.29%
Internet Services and data processing	518,519	\$0.01	0.22%	47	\$0.00	0.00%	0	\$0.01	0.03%
Other Information	Other in 51	\$0.07	2.49%	518	\$0.00	0.00%	0	\$0.07	0.38%
Wholesale Trade	42	\$0.13	4.50%	936	\$0.35	2.11%	32	\$0.48	2.48%
Retail Trade	44-45	\$0.53	17.79%	3,696	\$0.26	1.60%	62	\$0.79	4.08%
Car & Parts Dealers	441	\$0.04	1.26%	262	\$0.00	0.01%	1	\$0.04	0.21%
Gas Stations	447	\$0.28	9.33%	1,938	\$0.15	0.90%	25	\$0.42	2.19%
Other Retail Trade	Other in 44-45	\$0.21	7.20%	1,496	\$0.11	0.69%	36	\$0.32	1.68%
Finance and Insurance	52	\$0.04	1.33%	276	\$0.00	0.00%	0	\$0.04	0.20%
Real Estate and Rental Leasing	53	\$0.14	4.77%	991	\$0.01	0.03%	3	\$0.15	0.76%
Services	54-81	\$0.94	31.81%	6,603	\$1.19	7.27%	104	\$2.13	11.03%
Professional and Technical Services	54	\$0.08	2.69%	560	\$0.04	0.26%	9	\$0.12	0.64%
Accommodation	721	\$0.03	1.14%	236	\$0.03	0.20%	1	\$0.07	0.35%
Food Services & Drinking Places	722	\$0.02	0.63%	132	\$0.00	0.01%	1	\$0.02	0.11%
Automotive Repairs & Maintenance	8111	\$0.27	9.05%	1,876	\$0.00	0.00%	0	\$0.27	1.39%
Dry Cleaning & Laundry Services	8123	\$0.11	3.67%	760	\$0.00	0.00%	0	\$0.11	0.56%
Health Care & Social Assistance	62	\$0.11	3.56%	740	\$0.30	1.85%	39	\$0.41	2.11%
Other Services	Other in 54-81	\$0.33	11.07%	2,299	\$0.81	4.95%	54	\$1.14	5.88%
Public Administration	92	\$0.24	7.98%	1,654	\$0.28	1.72%	18	\$0.52	2.68%
Unclassified ⁴	N/A	\$0.05	1.82%	382	-\$0.06	-0.35%	6	\$0.00	-0.02%
Totals		\$2.96	100%	20,768	\$16.34	100%	703	\$19.30	100%

 $^{^{\}rm I}$ Flat annual operating emission fees based on FY 2021-2022 (07/2021-06/2022).

⁴ Facilities with no NAICS codes assigned are categorized as "unclassified."

² Other emission fees based on CY 2022 (01/2022- 12/2022).

³ Almost all facilities paying emission-based fees also pay the flat fee.

Permit Processing and Annual Permit Renewal Fees

Permit processing and annual permit renewal fees by industry are shown in Table 3. Applicants for permits to construct/operate equipment listed in Rule 301 pay a permit processing fee which varies by equipment type and size. Permit fees also include other charges based on additional time and materials billed for South Coast AQMD staff time (if specified by the applicable rule), and other fees as required (modeling, Title V fees, CEQA analysis fees, etc.). The fee, except for time and material fees, is paid at the beginning of the permit application process. Differences between permit processing fee amounts in Table 1 and Table 3 reflect application fees being collected at time of application, however, they are recognized as revenues when a majority of permit work is complete.

Table 3 shows an estimated total of \$13.74 million from approximately 4,000 facilities that applied for permits to construct or operate, invoiced during FY 2021-2022. Facilities can apply for multiple permits. As with emission fees, most permit processing fee revenue came from the manufacturing sector, which contributed \$5.10 million, or 37 percent of permit processing fee revenue. The services sector paid the second most of permit processing fees with \$2.33 million, or 17 percent of permit processing fee revenue.

Operating permits must be renewed annually. An annual fee is assessed on the renewed permits to support continuing South Coast AQMD inspection and compliance activities and other permit related activities. As seen in Table 3, approximately 26,000 facilities held operating permits in FY 2021-2022. By February 25, 2023, these facilities are estimated to have paid \$64.59 million for FY 2021-2022. The manufacturing sector was the largest contributor paying \$26.08 million, or 40 percent of total annual permit renewal fee revenue, across roughly 3,000 facilities. The retail trade sector paid about \$11.92 million, or 19 percent of total annual permit renewal fee revenue, across roughly 4,000 facilities, while the service sector paid about \$10.82 million, or 17 percent of total annual permit renewal fee revenue, across more than 9,000 facilities.

<u>Refinery Related Community Air Monitoring System Annual Operating and Maintenance Fees</u>

Rule 301(aa) establishes an annual fee for operating and maintaining the refinery-related community air monitoring systems by South Coast AQMD for all large petroleum refineries in the South Coast Air Basin, as required by Rule 1180 and Health and Safety Code 42705.6. Rule 1180 affects facilities in the petroleum and coal industry (NAICS 324). In calendar year 2022, about \$4.36 million was collected by South Coast AQMD. This fee revenue is included in the "Annual Renewal Fees" category of Table 1 and in the "Annual Permit Renewal Fees" category of Table 3 for NAICS 324.

Table 3: Estimated Permit Processing & Annual Renewal Fee Revenue by Industry (MM\$)

Table 5: Estimated Fermit Fr	occising & min	Permit Processing Fees ¹			Annual Permit Renewal Fees ²		
Industry	NAICS		1	# of		I	# of
		MM\$	%	Fac.	MM\$	%	Fac.
Agriculture, Forestry, Fishing & Hunting	11	\$0.04	0.26%	12	\$0.18	0.28%	112
Mining	21	\$0.25	1.85%	36	\$1.28	1.98%	228
Oil and Gas Extraction	211	\$0.22	1.58%	21	\$0.83	1.28%	131
Mining (except oil and gas)	212-213	\$0.04	0.27%	15	\$0.45	0.70%	97
Construction	23	\$0.28	2.05%	122	\$1.61	2.49%	981
Manufacturing	31-33	\$5.10	37.13%	487	\$26.08	40.37%	3,324
Food Manufacturing	311	\$0.31	2.22%	35	\$1.61	2.49%	213
Wood Products Manufacturing	321	\$0.00	0.04%	2	\$0.07	0.11%	66
Petroleum and Coal Products Mfg.	324	\$1.27	9.22%	35	\$10.90	16.87%	160
Chemical Manufacturing	325	\$0.41	2.99%	58	\$2.34	3.62%	326
Nonmetallic Mineral Product Mfg.	327	\$0.14	1.04%	23	\$1.40	2.16%	210
Primary & Fabricated Metal Mfg.	331-332	\$1.14	8.33%	99	\$4.21	6.51%	762
Machinery Manufacturing	333	\$0.09	0.67%	19	\$0.42	0.65%	167
Computer and Electronic Product Mfg.	334	\$0.21	1.56%	52	\$0.89	1.38%	227
Electrical Equipment & Appliance Mfg.	335	\$0.14	0.99%	18	\$0.54	0.84%	115
Motor Vehicle & Trans. Equipment Mfg.	336	\$0.45	3.31%	45	\$1.10	1.70%	206
Other Manufacturing	312-339	\$0.93	6.77%	101	\$2.61	4.04%	872
Utilities	22	\$0.80	5.85%	127	\$2.81	4.35%	1,199
Transportation & Warehousing	48-49	\$0.36	2.61%	99	\$1.61	2.49%	653
Information	51	\$0.19	1.39%	210	\$0.62	0.96%	802
Publishing Industries, Except Internet	511	\$0.01	0.09%	5	\$0.03	0.05%	24
Motion Picture & Sound Recording	512	\$0.04	0.32%	15	\$0.16	0.25%	79
Internet Services and data processing	518,519	\$0.02	0.13%	15	\$0.06	0.09%	52
Other Information	Other in 51	\$0.12	0.84%	175	\$0.37	0.57%	647
Wholesale Trade	42	\$0.68	4.95%	116	\$3.30	5.10%	1,077
Retail Trade	44-45	\$1.27	9.28%	816	\$11.92	18.45%	4,153
Car & Parts Dealers	441	\$0.05	0.36%	19	\$0.29	0.45%	287
Gas Stations	447	\$0.71	5.17%	278	\$8.73	13.52%	2,104
Other Retail Trade	Other in 44-45	\$0.52	3.75%	519	\$2.90	4.48%	1,762
Finance and Insurance	52	\$0.08	0.55%	57	\$0.36	0.56%	323
Real Estate and Rental Leasing	53	\$0.20	1.48%	112	\$1.12	1.73%	1,124
Services	54-81	\$2.33	16.99%	911	\$10.82	16.75%	9,522
Professional and Technical Services	54	\$0.53	3.85%	138	\$1.58	2.45%	747
Accommodation	721	\$0.03	0.19%	25	\$0.31	0.48%	285
Food Services & Drinking Places	722	\$0.05	0.39%	63	\$0.64	0.99%	1,975
Automotive Repairs & Maintenance	8111	\$0.36	2.59%	132	\$1.75	2.71%	2,121
Dry Cleaning & Laundry Services	8123	\$0.07	0.51%	58	\$0.48	0.74%	843
Health Care & Social Assistance	62	\$0.33	2.42%	113	\$1.35	2.09%	838
Other Services	Other in 54-81	\$0.97	7.05%	382	\$4.71	7.29%	2,713
Public Administration	92	\$0.26	1.88%	140	\$1.82	2.82%	1,759
Unclassified ³	N/A	\$1.89	13.73%	765	\$1.06	1.65%	491
Totals		\$13.74	100%	4,010	\$64.59	100%	25,748

 $^{^{\}rm 1}$ Based on permit applications in FY 2021 (07/2021-06/2022).

 $^{^{\}rm 2}$ Based on permits held in FY 2021 and paid by February 25, 2023.

³ Facilities with no NAICS codes assigned are categorized as "unclassified."

Source Testing Fees

Revenue from source testing fees is based on invoiced source test fees during FY 2021-2022. As illustrated in Table 4, the combined source test fee revenue from Rules 304 and 304.1 was \$0.36 million. Manufacturing accounted for 49 percent of this revenue, followed by utilities with 25 percent.

Toxic Hot Spots Fees

AB 2588 toxic hot spots fees are calculated based on health risks and priority scores. As illustrated in Table 4, the most recent invoiced revenue for FY 2021-2022 was approximately \$1.69 million. The retail sector's share of this total was 32 percent. The second and third largest contributors of hot spot fees were the service sector (which includes automotive repairs and maintenance, dry cleaning and laundry services, health care and social assistance, etc.) and the manufacturing sector, each contributing 29 and 25 percent, respectively.

Rule 2202 Fees

Rule 2202 – On-Road Motor Vehicle Mitigation Options applies to employers with at least 250 employees in the South Coast AQMD's jurisdiction. It provides employers with three compliance options: (1) the Employee Commute Reduction Program (ECRP); (2) emission reduction strategies (ERS) such as use of clean-fuel vehicles, re-powering of diesel engine marine vessels, and vehicle scrapping; and (3) participation in the Air Quality Investment Plan (AQIP). Employers choosing the ECRP option pay a plan review fee to the South Coast AQMD when they file their ECRP Plan. Employers choosing an ERS pay a registration fee. Employers choosing to invest in AQIP pay a registration fee and an investment fee. The investment fee portion goes to a special revenue account which is not part of the General Fund.⁹

Revenue from Rule 2202 fees herein is based on invoiced Rule 2202 fees during FY 2021-2022. A total of \$0.62 million was collected from Rule 2202 fees (excluding AQIP investment fees) where services, public administration, and retail trade sectors accounted for 35, 17, and 16 percent respectively.

Rule 1403 Asbestos Fees

Rule 1403 requires contractors performing renovations or demolitions to submit notifications to South Coast AQMD. During FY 2021-2022, 30,106 notifications were submitted in compliance with Rule 1403, generating around \$6.2 million in revenue. Fees are based on the size of the project, since larger projects are generally more complicated and take more time for staff to inspect. In addition, there is a flat plan review fee for approved alternative cleanup plans to address disturbed asbestos-containing materials. Finally, there are fees to revise notifications and expedite plan reviews.

⁹ All Rule 2202 fees are subject to annual CPI adjustment except for Air Quality Investment Program (AQIP) fees (Rule 311 (c)) and service charges for returned checks (Rule 308 (i)). AQIP fees are administered into a restricted fund and not in the South Coast AQMD general fund.

Table 4: Estimated Source Testing and Toxic Hot Spot Fees by Industry (\$MM)

Table 4: Estimated Source			ce Testing F		Toxic Hot Spots Fees ¹		
Industry	NAICS	MM\$	%	# of Fac.	MM\$	%	# of Fac.
Agriculture, Forestry, Fishing & Hunting	11	\$0.00	0.25%	1	\$0.00	0.01%	1
Mining	21	\$0.00	1.10%	5	\$0.02	1.18%	17
Oil and Gas Extraction	211	\$0.00	0.37%	3	\$0.00	0.29%	9
Mining (except oil and gas)	212-213	\$0.00	0.73%	2	\$0.01	0.89%	8
Construction	23	\$0.00	0.55%	2	\$0.02	1.09%	55
Manufacturing	31-33	\$0.18	49.41%	90	\$0.40	24.73%	564
Food Manufacturing	311	\$0.02	6.51%	14	\$0.00	0.05%	2
Wood Products Manufacturing	321	\$0.00	0.00%	0	\$0.00	0.01%	1
Petroleum and Coal Products Mfg.	324	\$0.05	15.12%	17	\$0.09	5.67%	47
Chemical Manufacturing	325	\$0.01	2.07%	4	\$0.04	2.21%	42
Nonmetallic Mineral Product Mfg.	327	\$0.00	0.27%	1	\$0.03	1.75%	10
Primary & Fabricated Metal Mfg.	331-332	\$0.05	13.23%	23	\$0.13	7.85%	172
Machinery Manufacturing	333	\$0.01	2.76%	7	\$0.01	0.52%	9
Computer and Electronic Product Mfg.	334	\$0.00	0.00%	0	\$0.01	0.50%	36
Electrical Equipment & Appliance Mfg.	335	\$0.01	3.78%	4	\$0.01	0.61%	10
Motor Vehicle & Trans. Equipment Mfg.	336	\$0.01	1.94%	6	\$0.03	1.76%	41
Other Manufacturing	312-339	\$0.01	3.72%	14	\$0.06	3.78%	194
Utilities	22	\$0.07	19.50%	30	\$0.04	2.57%	29
Transportation & Warehousing	48-49	\$0.00	0.88%	2	\$0.02	1.48%	36
Information	51	\$0.00	0.17%	1	\$0.01	0.70%	15
Publishing Industries, Except Internet	511	\$0.00	0.00%	0	\$0.00	0.10%	8
Motion Picture & Sound Recording	512	\$0.00	0.17%	1	\$0.01	0.58%	5
Internet Services and data processing	518,519	\$0.00	0.00%	0	\$0.00	0.00%	0
Other Information	Other in 51	\$0.00	0.00%	0	\$0.00	0.02%	2
Wholesale Trade	42	\$0.02	5.68%	9	\$0.06	3.56%	241
Retail Trade	44-45	\$0.01	1.88%	6	\$0.52	32.01%	2,603
Car & Parts Dealers	441	\$0.00	0.21%	1	\$0.03	1.73%	145
Gas Stations	447	\$0.01	1.41%	4	\$0.39	24.08%	1,979
	Other in 44-						
Other Retail Trade	45	\$0.00	0.26%	1	\$0.10	6.20%	479
Finance and Insurance	52	\$0.00	0.00%	0	\$0.01	0.36%	30
Real Estate and Rental Leasing	53	\$0.00	0.26%	1	\$0.01	0.43%	37
Services	54-81	\$0.04	11.33%	28	\$0.47	28.88%	2,279
Professional and Technical Services	54	\$0.02	4.24%	7	\$0.02	1.08%	52
Accommodation	721	\$0.00	0.00%	0	\$0.00	0.01%	1
Food Services & Drinking Places	722	\$0.00	0.00%	0	\$0.01	0.33%	29
Automotive Repairs & Maintenance	8111	\$0.00	0.98%	3	\$0.37	23.13%	1,942
Dry Cleaning & Laundry Services	8123	\$0.00	0.00%	0	\$0.00	0.05%	4
Health Care & Social Assistance	62	\$0.01	2.32%	6	\$0.01	0.36%	18
Other Services	Other in 54- 81	\$0.01	3.79%	12	\$0.06	3.92%	233
Public Administration	92	\$0.03	7.96%	9	\$0.01	0.78%	15
Unclassified ²	N/A	\$0.00	1.02%	5	\$0.04	2.22%	188
Totals		\$0.36	100%	189	\$1.61	100%	6,110

 $^{^{\}rm 1}$ Based on permit applications in FY 2021 (07/2021-06/2022).

² Facilities with no NAICS codes assigned are categorized as "unclassified."

Area Source Fees (Architectural Coatings)

Rule 314 – Fees for Architectural Coatings requires manufacturers to pay fees and report sales and emissions of architectural coatings to the South Coast AQMD. Rule 314 affects about 220 architectural coatings manufacturers classified under the chemical manufacturing sector (NAICS 325).

Fees are assessed on the manufacturers' reported annual quantity of architectural coatings and its respectively recorded cumulative VOC emissions. All fees collected from architectural coating sales in FY 2021-2022 pursuant to Rule 314 were about \$2.48 million. This amount represents around 1.37 percent of South Coast AQMD's total fee revenue for FY 2021-2022, and about 0.01 percent of the chemical manufacturing industry's economic output.¹⁰

Rule 2305 Annual WAIRE Fees

Rule 2305 – Warehouse Indirect Source Rule – Warehouse Actions and Investments to Reduce Emissions (WAIRE) Program requires warehouse owners to submit a Warehouse Operations Notification (WON). Warehouse operators are required to submit an Initial Site Information Report (ISIR), as well as an Annual WAIRE Report (AWR) to demonstrate compliance for the preceding compliance period. In FY 2021-2022, WON submittals, early action AWRs, and ISIRs were received, and the related fee payment for each of those reports pursuant to Rule 316 amounted to a total of nearly \$96,000. This fee revenue is included in the "Annual Renewal Fees" category of Table 1.

Additionally, Rule 2305 allows all affected facilities to pay a mitigation fee in addition to, or in lieu of, other rule compliance options. Similar to the Rule 2202 AQIP investment fee portion, Rule 2305 mitigation fee revenue goes to a special revenue account which is not part of the General Fund.

Major Revenue Sources by Industry

Total fee revenue collected by South Coast AQMD for all major revenue sources discussed above is estimated at \$111.52 million, representing approximately 60 percent of South Coast AQMD's estimated FY 2022-2023 revenue. Table 5 presents major fee revenue collected by economic sector.

¹⁰ Refer to "Major Revenue Sources by Industry" section and Table 6 for more details.

¹¹ Estimated fee revenue collected for FY 2022-2023 is from Table 1.

Table 5: FY 2021-2022 Revenue from All Major Fee Categories by Sector

Sector	NAICS	Revenue from All Major Fee Categories (MM\$)	% of Total Major Fee Categories
Agriculture, Forestry, Fishing & Hunting	11	\$0.32	0.29%
Mining	21	\$2.09	1.87%
Construction	23	\$5.36	4.80%
Manufacturing	31-33	\$49.22	44.14%
Utilities	22	\$5.17	4.64%
Transportation & Warehousing	48-49	\$2.57	2.30%
Information	51	\$0.99	0.89%
Wholesale Trade	42	\$4.68	4.20%
Retail Trade	44-45	\$14.64	13.12%
Finance and Insurance	52	\$0.53	0.48%
Real Estate and Rental Leasing	53	\$1.50	1.35%
Services	54-81	\$18.45	16.54%
Public Administration	92	\$2.78	2.50%
Unclassified ¹	N/A	\$3.05	2.73%
Total		\$111.52	100.00%

¹ Facilities with no NAICS codes assigned are categorized as "unclassified."

The manufacturing sector (NAICS 31-33) provides the greatest amount of fee revenue for FY 2021-2022 at about \$49.22 million, which is 44 percent of fee revenues (Figure 1). This is followed by the services sector (NAICS 54-81), providing about \$18 million, or 17 percent of fee revenues, and the retail trade sector (NAICS 44-45), providing \$14.64 million, representing a 13 percent share.

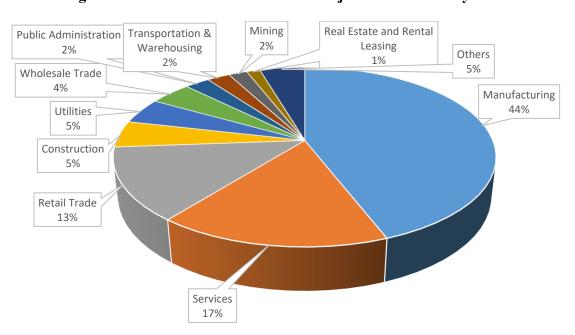


Figure 1: FY 2021-2022 Share of All Major Fee Revenue by Sector

Table 6 shows the percentage of fees from these categories relative to each industry's total (gross) output and value-added to evaluate them relative to different economic measures of industries within South Coast AQMD's jurisdiction. Output is measured as an industry's total sales revenue. Value-added is measured as an industry's profit margin plus its expenses on labor and capital. Total fees paid is relatively small compared to each industry's regional output or value-added. This is the case for both industries which are predominantly comprised of small businesses, such as retail trade, and for industries predominately comprised of large businesses, such as refineries.

The industries which paid among the highest amount of fees relative to their output were mining (except oil and gas) (NAICS 212-213), oil and gas extraction (NAICS 211), and petroleum and coal products manufacturing (NAICS 324). The petroleum and coal products manufacturing industry paid the most, with a total of \$22.25 million, representing five hundredths of one percent of the sector's output and about two-tenths of a percent of the sector's value-added. Overall, South Coast AQMD's fee revenue represented less than one-hundredth of one percent of aggregate industry output or value-added in the four-county region for each industry.

¹² Industry output and value-added data for 2020, the most recent historical data, was obtained from the Regional Economic Modeling, Inc. (REMI) model v3 in 2020 dollars.

Table 6: Share of Major Revenue by Detailed Industry

Industry Sector	NAICS	MM\$	% of Total Fees	% of Total Output	% of Total Value Added
Agriculture, Forestry, Fishing & Hunting	11	\$0.32	0.29%	0.009%	0.023%
Mining	21	\$2.09	1.87%	0.096%	0.171%
Oil and Gas Extraction	211	\$1.25	1.12%	0.162%	0.281%
Mining (except oil and gas)	212-213	\$0.84	0.75%	0.060%	0.108%
Construction	23	\$5.36	4.80%	0.006%	0.012%
Manufacturing	31-33	\$49.22	44.14%	0.021%	0.053%
Food Manufacturing	311	\$2.11	1.89%	0.010%	0.045%
Wood Products Manufacturing	321	\$0.09	0.08%	0.004%	0.010%
Petroleum and Coal Products Mfg.	324	\$22.25	19.95%	0.053%	0.183%
Chemical Manufacturing	325	\$7.95	7.13%	0.026%	0.060%
Nonmetallic Mineral Product Mfg.	327	\$1.80	1.61%	0.042%	0.088%
Primary & Fabricated Metal Mfg.	331-332	\$6.20	5.56%	0.028%	0.075%
Machinery Manufacturing	333	\$0.59	0.53%	0.007%	0.017%
Computer and Electronic Product Mfg.	334	\$1.22	1.09%	0.005%	0.007%
Electrical Equipment & Appliance Mfg.	335	\$0.75	0.67%	0.018%	0.038%
Motor Vehicle & Trans. Equipment Mfg.	336	\$1.72	1.54%	0.006%	0.018%
Other Manufacturing	312-339	\$6.43	5.77%	0.009%	0.022%
Utilities	22	\$5.17	4.64%	0.033%	0.045%
Transportation & Warehousing	48-49	\$2.57	2.30%	0.003%	0.006%
Information	51	\$0.99	0.89%	0.001%	0.001%
Publishing Industries, Except Internet	511	\$0.05	0.05%	0.000%	0.000%
Motion Picture & Sound Recording	512	\$0.28	0.25%	0.000%	0.001%
Internet Services and data processing	518,519	\$0.09	0.08%	0.000%	0.001%
Other Information	Other in 51	\$0.57	0.51%	0.001%	0.002%
Wholesale Trade	42	\$4.68	4.20%	0.004%	0.006%
Retail Trade	44-45	\$14.64	13.12%	0.014%	0.024%
Car & Parts Dealers	441	\$0.41	0.37%	N/A	N/A
Gas Stations	447	\$10.26	9.20%	N/A	N/A
Other Retail Trade	Other in 44-45	\$3.97	3.56%	N/A	N/A
Finance and Insurance	52	\$0.53	0.48%	0.000%	0.001%
Real Estate and Rental Leasing	53	\$1.50	1.35%	0.001%	0.001%
Services	54-81	\$18.45	16.54%	0.004%	0.006%
Professional and Technical Services	54	\$3.28	2.94%	0.003%	0.004%
Accommodation	721	\$0.42	0.38%	0.007%	0.011%
Food Services & Drinking Places	722	\$0.72	0.65%	0.002%	0.003%
Automotive Repairs & Maintenance	8111	\$0.13	0.11%	0.001%	0.002%
Dry Cleaning & Laundry Services	8123	\$0.73	0.65%	0.009%	0.013%
Health Care & Social Assistance	62	\$2.23	2.00%	0.002%	0.003%
Other Services	Other in 54-81	\$12.29	11.02%	0.008%	0.013%
Public Administration	92	\$2.78	2.50%	0.001%	0.002%
Unclassified ¹	N/A	\$3.05	2.73%	N/A	N/A
Total		\$111.52	100%	0.006%	0.010%

 $^{^{\}rm 1}$ Facilities with no NAICS codes assigned are categorized as "unclassified."

^{*}N/A values exist due to lack of output and value added information from REMI model.

REVENUE IMPACTS OF PROPOSED FEE RATE INCREASE BY INDUSTRY

Rule 320 requires annual adjustment of most fee rates in Regulation III by an amount equal to the change in CPI, unless the Board decides to forgo the CPI increase. *See also* H&SC Sections 40500.1 and 40510 (providing further authority). For the period of December 2021 to December 2022 the CPI increase was a rate of 5.6 percent.

To analyze the impact of the CPI-based increase alone, we base the estimate on FY 2021-2022 emissions and the current equipment and activity profile of individual facilities. This estimate therefore excludes any other changes to revenue, such as changes in activity levels, as discussed in the Revenue Trend section. Based on this methodology, the fee rate increases from the 5.6 percent CPI increase are estimated to increase total South Coast AQMD revenue by approximately \$5.74 million. This estimate is only for the fees subject to the automatic CPI-based increase and differs from the estimate in Table 1 for reasons discussed above.

Table 7 shows the distribution of the fee changes across the affected industries. The manufacturing sector would experience the largest increase in fees (approximately \$2.32 million for about 3,300 facilities), followed by the services sector (approximately \$1.00 million for about 9,500 facilities), the retail trade sector (approximately \$0.82 million for about 4,200 facilities), with the remaining sectors accounting for approximately \$1.61 million. Within the manufacturing sector, the petroleum and coal products manufacturing industry, mostly comprised of refineries, will have an increase of around \$0.96 million, or about 17 percent of the overall increase.

SUMMARY

The above analysis provides background information on South Coast AQMD's revenue and summarizes the economic impact on facilities regulated by South Coast AQMD due to the automatic CPI increase pursuant to Rule 320. *See also* Health and Safety Code Sections 40500.1 & 40510. Based on the fee categories examined in the analysis and last year's activity levels, South Coast AQMD revenues are expected to increase by \$5.74 million due to this fee rate increase. However, the amount of South Coast AQMD fees paid by each industry remained small relative to the industry's economic output or value-added (0.01 percent or less overall).

March 2023

Table 7: Revenue Impact of the Fee Rate Increase by Industry Sector

Table 7: Revenue Impact o	i the ree Kate			[
Industry	NAICS	Estimated Number of Facilities Affected	Revenue Change Due to 5.6% CPI Adjustment	Percent of Total CPI Increase
Agriculture, Forestry, Fishing & Hunting	111-115	112	\$15,634	0.27%
Mining	21	228	\$111,393	1.94%
Oil and Gas Extraction	211	131	\$67,252	1.17%
Mining (except oil and gas)	212-213	97	\$44,142	0.77%
Construction	23	981	\$299,033	5.21%
Manufacturing	31-33	3,324	\$2,323,451	40.51%
Food Manufacturing	311	213	\$116,886	2.04%
Wood Products Manufacturing	321	66	\$4,996	0.09%
Petroleum and Coal Products Mfg.	324	160	\$962,913	16.79%
Chemical Manufacturing	325	326	\$310,663	5.42%
Nonmetallic Mineral Product Mfg.	327	210	\$98,390	1.72%
Primary & Fabricated Metal Mfg.	331-332	762	\$341,292	5.95%
Machinery Manufacturing	333	167	\$32,554	0.57%
Computer and Electronic Product Mfg.	334	227	\$67,082	1.17%
Electrical Equipment & Appliance Mfg.	335	115	\$41,022	0.72%
Motor Vehicle & Trans. Equipment Mfg.	336	206	\$93,912	1.64%
Other Manufacturing	312-339	872	\$253,741	4.42%
Utilities	22	1,199	\$277,545	4.84%
Transportation & Warehousing	48-49	653	\$134,716	2.35%
Information	51	802	\$53,118	0.93%
Publishing Industries, Except Internet	511	24	\$2,904	0.05%
Motion Picture & Sound Recording	512	79	\$13,533	0.24%
Internet Services and data processing	518,519	52	\$4,884	0.09%
Other Information	Other in 51	647	\$31,797	0.55%
Wholesale Trade	42	1,077	\$258,040	4.50%
Retail Trade	44-45	4,153	\$815,633	14.22%
Car & Parts Dealers	441	287	\$22,815	0.40%
Gas Stations	447	2,104	\$572,041	9.97%
Other Retail Trade	Other in 44-45	1,762	\$220,777	3.85%
Finance and Insurance	52	323	\$29,719	0.52%
Real Estate and Rental Leasing	53	1,124	\$83,944	1.46%
Services	54-81	9,522	\$1,005,263	17.53%
Professional and Technical Services	54	747	\$182,057	3.17%
Accommodation	721	285	\$23,384	0.41%
Food Services & Drinking Places	722	1,975	\$40,463	0.71%
Automotive Repairs & Maintenance	8111	2,121	\$155,260	2.71%
Dry Cleaning & Laundry Services	8123	843	\$36,759	0.64%
Health Care & Social Assistance	62	838	\$114,518	2.00%
Other Services	Other in 54-81	2,713	\$452,822	7.90%
Public Administration	92	1,759	\$149,752	2.61%
Unclassified ¹	N/A	491	\$178,097	3.11%
Totals		25,748	\$5,735,339	100%

¹ Facilities with no NAICS codes assigned are categorized as "unclassified."

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