South Coast Air Quality Management District

South Coast 21865 Copley Drive, Diamond Bar, CA 91765-4178 AQMD (909) 396-2000 • www.aqmd.gov

TO:

Board Assistants/Consultants

Teresa Acosta Tricia Almiron Ken Chawkins Alisa Cota Bill Glazier Guillermo Gonzalez Thomas Gross Jackson Guze Sandra Hernandez Matthew Holder Parker Houston William Kelly Ron Ketcham Loraine Lundquist Debra Mendelsohn Josh Nuni Wesley Reutimann Cristian Riesgo Destiny Rodriguez Tim Sandoval Sho Tay Mark Taylor Ruthanne Taylor-Berger Chris Wangsaporn Amy Wong Ben Wong Ross Zelen

FROM: Wayne Nastri, Executive Officer

BOARD ASSISTANTS BRIEFING

October 27, 2022 ■ 11 a.m.

Pursuant to Assembly Bill 361, the South Coast AQMD Board Assistants Briefing will only be conducted via video conferencing and by telephone. Please follow the instructions below to join the meeting remotely.

INSTRUCTIONS FOR ELECTRONIC PARTICIPATION AT THE BOTTOM OF AGENDA

Join Zoom Webinar Meeting - from PC or Laptop <u>https://scaqmd.zoom.us/j/97746146323</u>

Zoom Webinar ID: 977 4614 6323 (applies to all)

Teleconference Dial In +1 669 900 6833 One tap mobile +16699006833, 97746146323#

Audience will be able to provide public comment through telephone or Zoom connection during public comment periods.

PUBLIC COMMENT WILL STILL BE TAKEN

AGENDA

Members of the public may address this body concerning any agenda item before or during consideration of that item (Gov't. Code Section 54954.3(a)). If you wish to speak, raise your hand on Zoom or press Star 9 if participating by telephone. All agendas for regular meetings are posted at South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, California, at least 72 hours in advance of the regular meeting. Speakers may be limited to three (3) minutes total for all items on the agenda.

1. Review Agenda for November 4, 2022 Board Meeting Staff will review and discuss the agenda for the November 4, 2022 meeting of the Governing Board. (Draft attached)

2. Other Business

Any Board Member or Board Assistant/Consultant, on his or her own initiative or in response to questions posed by the public, may ask a question for clarification, may make a brief announcement or report on his or her own activities, provide a reference to staff regarding factual information, request staff to report back at a subsequent meeting concerning any matter, or may take action to direct staff to place a matter of business on a future agenda. (Govt. Code Section 54954.2.)

3. Public Comment

At the end of the regular meeting agenda, an opportunity is provided for the public to speak on any subject within the Committee's authority that is not on the agenda. Speakers may be limited to three (3) minutes total.

4. Adjournment

Americans with Disabilities Act and Language Accessibility

Disabilities and language-related accommodations can be requested to allow participation in the Board Assistants Briefing meeting. The agenda will be made available, upon request, in appropriate alternative formats to assist persons with a disability (Gov't Code Section 54954.2(a)). In addition, other documents may be requested in alternative formats and languages. Any disability or language-related accommodation must be requested as soon as practicable. Requests will be accommodated unless providing the accommodation would result in a fundamental alteration or undue burden to the District. Please contact Cindy Bustillos at (909) 396-2377 from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to <u>cbustillos@aqmd.gov</u>

Document Availability

All documents (i) constituting non-exempt public records, (ii) relating to an item on an agenda for a regular meeting, and (iii) having been distributed to at least a majority of the Committee after the agenda is posted, are available by contacting Cindy Bustillos at (909) 396-2377 or send the request to <u>cbustillos@aqmd.gov</u>.

Next Board Assistants Briefing: Thursday, January 26, 2023, 11:00 a.m.

All

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As an attendee, you will have the opportunity to virtually raise your hand and provide public comment.

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DRAFT AGENDA

MEETING, NOVEMBER 4, 2022 HYBRID GOVERNING BOARD MEETING

Pursuant to Assembly Bill 361, a meeting of the South Coast Air Quality Management District Board will be held at 9:00 a.m. on Friday, November 4, 2022 through a hybrid format of in-person attendance in the Dr. William A. Burke Auditorium at the South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, California, and/or virtual attendance via videoconferencing and by telephone. Please follow the instructions below to join the meeting remotely.

Given health and safety concerns, seating availability may be limited, and the meeting format may be changed to full remote via webcast. Please refer to South Coast AQMD's website for information regarding the format of the meeting, updates if the meeting is changed to a full remote via webcast format, and details on how to participate:

http://www.aqmd.gov/home/news-events/meeting-agendas-minutes

Face coverings: In accordance with state and local public health department guidelines, people may choose to wear a mask based on personal preference while in South Coast AQMD facilities.

ELECTRONIC PARTICIPATION INFORMATION (Instructions provided at bottom of the agenda) Join Zoom Meeting - from PC, Laptop or Phone <u>https://scaqmd.zoom.us/j/93128605044</u> Meeting ID: 931 2860 5044 (applies to all)

Teleconference Dial In +1 669 900 6833 or +1 253 215 8782 One tap mobile +16699006833,,93128605044# or +12532158782,,93128605044#

Audience will be allowed to provide public comment in person and through Zoom connection or telephone.

PUBLIC COMMENT WILL STILL BE TAKEN

Phone controls for participants: The following commands can be used on your phone's dial pad while in meeting: • *6 - Toggle mute/unmute

• *9 - Raise hand

Questions About an Agenda Item	•	The name and telephone number of the appropriate staff person to call for additional information or to resolve concerns is listed for each agenda item.
	•	In preparation for the meeting, you are encouraged to obtain whatever clarifying information may be needed to allow the Board to move expeditiously in its deliberations.
Meeting Procedures	•	The public meeting of the South Coast AQMD Governing Board begins at 9:00 a.m. The Governing Board generally will consider items in the order listed on the agenda. However, <u>any item</u> may be considered in <u>any order</u> . After taking action on any agenda item not requiring a public
		hearing, the Board may reconsider or amend the item at any time during the meeting.

All documents (i) constituting non-exempt public records, (ii) relating to an item on the agenda, and (iii) having been distributed to at least a majority of the Governing Board after the agenda is posted, are available prior to the meeting for public review at South Coast AQMD's Clerk of the Boards Office, 21865 Copley Drive, Diamond Bar, CA 91765 or web page at www.aqmd.gov)

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A webcast of the meeting is available for viewing at:

http://www.aqmd.gov/home/news-events/webcast

CALL TO ORDER

- Pledge of Allegiance
- Roll Call
- Opening Comments: Ben J. Benoit, Chair Other Board Members Wayne Nastri, Executive Officer

PUBLIC COMMENT PERIOD – (Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3) The public may comment on any subject within the South Coast AQMD's authority that <u>does not</u> appear on the agenda, during the Public Comment Period. Each speaker addressing non-agenda items may be limited to a total of (3) minutes.

Staff/Phone (909) 396-

CONSENT AND BOARD CALENDAR (Items 1 through 23)

Note: Consent and Board Calendar items held for discussion will be moved to Item No. 24.

<u>Items 1 & 2 – Action Items/No Fiscal Impact</u>

1.	Comply with AB 361 Requirements to Allow South Coast AQMD Board and South Coast AQMD Brown Act Committees to Continue to Meet Remotely	Gilchrist/3459
2	Approve Minutes of October 7, 2022 Meeting	Thomas/3268
Note: T	here are no set hearing items scheduled for this meeting ¹ .	

Items 3 through 9 -- Budget/Fiscal Impact

Katzenstein/2219 3. Issue RFP, Execute Contracts, and Program Announcement for the Residential Air Filtration Program Within East Los Angeles, Boyle Heights, West Commerce and Eastern Coachella Valley AB 617 Communities Through a participatory budget process, the East Los Angeles, Boyle Heights, West Commerce (ELABHWC) Community Steering Committee (CSC) prioritized \$1.8 million, and the Eastern Coachella Valley (ECV) CSC prioritized \$1 million in Community Air Protection Program funding for a Residential Air Filtration Program. These actions are to: 1) issue RFP #P2023-04 and Execute Contracts for air filtration units to offer through the Residential Air Filtration Program; 2) issue

Program Announcement #PA2023-03 in an amount up

¹ The Board, at its October 7, 2022 meeting, set a public hearing for December 2, 2022 to consider adoption of the Draft Final 2022 AQMP.

to \$2,625,000 from the Community Air Protection AB 134 Fund (77) to solicit applications from residents within ELABHWC and ECV for the Residential Air Filtration Program; 3) reimburse the General Fund for administrative costs of up to \$175,000 from the Community Air Protection AB 134 Fund (77); and 4) transfer and appropriate up to \$8,000 from the administrative portion of Community Air Protection AB 134 Fund (77) into Technology Advancement's FYs 2022-23 and/or 2023-24 Budgets, Services and Supplies Major Object, Public Notice and Advertisement account for administrative costs to implement the Residential Air Filtration Program. (Reviewed; Technology Committee, October 21, 2022; Recommended for Approval)

4. Recognize Revenue and Amend Contract Awards for Cleaner Freight California Projects

In May 2022, the Board recognized a \$2,349,995 award from U.S. EPA to replace diesel cargo handling equipment with innovative zero-emission electric alternatives for the Cleaner Freight California Projects. In August 2022, U.S. EPA awarded additional funding of \$219,938 to South Coast AQMD's Cleaner Freight California Projects for a total of \$2,569,933. These additional funds would be distributed to contracts with Albertsons Companies, McLane Company, and Long Beach Container Terminal. These actions are to: 1) recognize revenue, upon receipt, of up to \$219,938 from the U.S. EPA National Clean Diesel Program into the Advanced Technology, Outreach and Education Fund (17), and 2) execute contracts with Albertsons Companies, McLane Company, and Long Beach Container Terminal in amounts not to exceed \$1,396,386, \$775,770, and \$273,150, respectively from the Advanced Technology, Outreach and Education Fund (17). (Reviewed: Technology Committee, October 21, 2022; Recommended for Approval)

5. Amend Contracts for Legislative Representation in Sacramento, California

The current contracts for legislative representation in Sacramento with The Resolute Company (Resolute), formerly Quintana, Watts and Hartmann; Joe A. Gonsalves & Son; and California Advisors, LLC expire on December 31, 2022. Based on the firms' effective performance during the second year of their current contracts, this action is to approve a second one-year extension of the contracts with these three lobbying firms in the amount of \$180,000 for Resolute, \$143,000 for Joe A. Gonsalves & Son, and \$142,080 for California Advisors, LLC, for legislative lobbying services in Katzenstein/2219

Alatorre/3122

Sacramento for Calendar Year 2023. Sufficient funding is available in the Legislative, Public Affairs & Media FY 2022-23 Budget. (Reviewed: Administrative Committee, October 14, 2022; Recommended for Approval)

6. Amend Contracts for Legislative Representation in Washington, D.C.

The current contracts for legislative and regulatory representation in Washington D.C. with Kadesh & Associates, LLC, Cassidy & Associates, and Carmen Group Inc., expire on January 14, 2022. Each of these contracts includes an option for two one-year extensions. This action is to consider approval of the first one-year extension of the existing contracts for Calendar Year 2023 with Kadesh & Associates, LLC for \$226,392; Cassidy & Associates for \$216,000; and Carmen Group Inc. for \$222,090 as South Coast AQMD's legislative and regulatory representatives in Washington D.C., to further the agency's policy positions at the federal level. Sufficient funding is available in the Legislative, Public Affairs & Media FY 2022-23 Budget. (Reviewed: Committee. Administrative October 14. 2022: Recommended for Approval)

7. Enter into Agreement with Enterprise Fleet Management to Lease Fleet Vehicles, Transfer Budgeted Funds to Make Lease Payments, and Direct Future Vehicle Resales Revenue for Lease Payments

> South Coast AQMD maintains a fleet of 220 vehicles for use by field staff and daily business. This action is to authorize the Executive Officer to execute an openended lease and maintenance agreement with Enterprise Fleet Management and to execute individual vehicle leases. This action also seeks approval to transfer \$545,000 from the Administrative & Human Resources (AHR) Capital Outlay Account to AHR's Services and Supplies Account for FY 2022-23 annual vehicle lease payments. Finally, this item would direct future revenue from the resale of fleet vehicles into the Infrastructure Improvement Fund (02) to use for ongoing lease payments. Funding will be requested in future budgets for ongoing fleet vehicle leases. (Administrative Committee, October 14, 2022; Recommended for Approval)

Alatorre/3122

Olvera/2309

 Amend FY 2022-23 Budget by Adding Funds to Legal's FY 2022-23 Budgets, Services and Supplies Major Object, Professional and Special Services Account to Cover Costs of Legal Counsel and Specialized Counsel and Services and Amend or Execute Contracts with Outside Counsel and Specialized Legal Counsel and Services

> This item is to amend the FY 2022-23 Budget to add \$754,000 to Legal's FY 2022-23 Budget to cover anticipated costs of legal counsel and specialized counsel and services, and amend or execute contracts for legal counsel for specialized, environmental and other litigation. This action will result in an increased annual cost of \$754,000. Funding for the budget will be appropriated into the FY 2022-23 Budget from the Undesignated (Unassigned) Fund Balance and will be requested in future budgets. (Reviewed: Administrative Committee, October 14, 2022; Recommended for Approval)

9. Approve Contract Modification as Approved by McCallon MSRC

As part of their FYs 2018-21 Work Program, the MSRC approved a modification to the Southern California Association of Governments' (SCAG) contract to implement the Last Mile Freight Program. Due to the withdrawal of projects, the scope and funding allocation for the Sysco Corporation project would be increased. Additionally, SCAG would bring back an additional reallocation request in the near future. At this time, the MSRC seeks Board approval of the contract modification as part of the FYs 2018-21 Work Program. (Reviewed: Mobile Source Air Pollution Reduction Review, October 20, 2022; Recommended for Approval)

Item 10 -- Action/No Fiscal Impact

10. Establish Board Meeting Schedule for Calendar Year 2023

Nastri/3131

Gilchrist/3459

Items 11 through 17 – Information Only/Receive and File

11.	Legislative, Public Affairs and Media Report	Alatorre/3122
	This report highlights the September 2022 outreach activities of Legislative, Public Affairs and Media Office, which includes Major Events, Community Events/Public Meetings, Environmental Justice Update, AB 617, Speakers Bureau/Visitor Services, Communications Center, Public Information Center, Small Business Assistance, Media Relations, and Outreach to Community Groups and Federal, State and Local Governments. (No Committee Review)	
12.	Hearing Board Report	Verdugo-Peralta
	This reports the actions taken by the Hearing Board during the period of September 1 through September 30, 2022. (No Committee Review)	
13.	Civil Filings and Civil Penalties Report	Gilchrist/3459
	This report summarizes monthly penalties and legal actions filed by the General Counsel's Office from September 1, 2022 through September 30, 2022. An Index of South Coast AQMD Rules is attached with the penalty report. (Reviewed: Stationary Source Committee, October 21, 2022)	
14.	Lead Agency Projects and Environmental Documents Received	Rees/2856
	This report provides a listing of CEQA documents received by South Coast AQMD between September 1, 2022 and September 30, 2022, and those projects for which South Coast AQMD is acting as lead agency pursuant to CEQA. (No Committee Review)	
15.	Rule and Control Measure Forecast This report highlights South Coast AQMD rulemaking activities and public hearings scheduled for 2022. (No Committee Review)	Rees/2856

16.	Report of RFQs/RFPs Scheduled for Releatin November	ase	Jain/2804
	This report summarizes the RFQs/RFPs for budget services over \$100,000 scheduled to be released for advertisement for the month of November. (Review Administrative Committee, October 14, 2022)	or	Meekowitz/2220
17.	Status Report on Major Ongoing and Upcoming Projects for Information Management		Moskowitz/3329
	Information Management is responsible for data systems management services in support of all Sou Coast AQMD operations. This action is to provide the monthly status report on major automation contract and planned projects. (Reviewed: Administrative Committee, October 14, 2022)	he s	
	<u>Items 18 through 24 Reports for Committe</u>	ees and CARB	
	e October 21, 2022 Mobile Source Committee meeting was is scheduled for November 18 2022	s cancelled; the next	
18.	Administrative Committee (Receive & File)	Chair: Benoit	Nastri/3131
19.	Legislative Committee (Receive & File)	Chair: Cacciotti	Alatorre/3122
20.	Stationary Source Committee (Receive & File)	Chair: Benoit	Aspell/2491
21.	Technology Committee (Receive & File)	Chair: Richardson	Katzenstein/2219
22.	Mobile Source Air Pollution Reduction Review Committee (Receive & File)	Board Liaison: Benoit	Katzenstein/2219
23.	California Air Resources Board Monthly Report (Receive & File)	Board Rep.: Benoit	Thomas/3268

Rees/2856

24. <u>Items Deferred from Consent and Board Calendar</u>

PUBLIC HEARINGS

25. Determine that Reclassification of Coachella Valley for the 2008 8-Hour Ozone Standard and Updated Motor Vehicle Emissions Budgets are Exempt from CEQA and Approve Request to Reclassify Coachella Valley for the 2008 8-Hour Ozone Standard and Updated Motor Vehicle Emissions Budgets

> The Clean Air Act requires that transportation activities do not interfere with air quality progress for attainment or maintenance of air quality standards. To that end, Motor Vehicle Emissions Budgets (MVEBs) are required for each air quality standard for which an area is in

nonattainment. Coachella Valley is classified as a "severe" nonattainment area for the 2008 ozone standard. Accordingly, MVEBs were established in the 2016 AQMP and the 2018 SIP Update and were subsequently approved by U.S.EPA in 2020. Since then, an updated on-road mobile source emissions model has estimated emissions which exceed the budget. Because the new emission estimates exceed the budget, new transportation projects are not allowed in the region, impacting projects worth approximately \$26 billion. Reclassifying the Coachella Valley to "extreme" nonattainment provides an opportunity to develop a new SIP and adjust the budgets, resolving this situation. This action is to approve the voluntary reclassification request and the new MVEBs for the 2008 ozone standard and submit them to U.S.EPA. (Reviewed: Mobile Source Committee, August 19, 2022)

26. Determine That Proposed Amended Rule 1148.2 – Notification and Reporting Requirements for Oil and Gas Wells and Chemical Suppliers, Is Exempt from CEQA and Amend Rule 1148.2

> Rule 1148.2 - Notification and Reporting Requirements for Oil and Gas Wells and Chemical Suppliers is a notification rule for facilities that operate oil and gas wells. Proposed Amended Rule 1148.2 (PAR 1148.2) will add notification requirements to include both acidizing work for injection wells and diesel-fueled workover rig operations. PAR 1148.2 will also increase notification time and reduce the number of extensions to delay the project start date. PAR 1148.2 addresses air quality priorities identified by the Wilmington, Carson, and West Long Beach and South Los Angeles AB 617 Community Emission Reduction Plans. This action is to adopt the Resolution: 1) Determining that Proposed Amended Rule 1148.2 - Notification and Reporting Requirements for Oil and Gas Wells and Chemical Suppliers, is exempt from the requirements of the California Environmental Quality Act, and 2) Amending Rule 1148.2 - Notification and Reporting Requirements for Oil and Gas Wells and Chemical Suppliers. (Reviewed: Stationary Source Committee, September 16, 2022)

Krause/2706

Krause/2706

 Certify Final Subsequent Environment Assessment for Proposed Amended Rule 1168 – Adhesive and Sealant Applications; and Amend Rule 1168

> Proposed Amended Rule 1168 will delay VOC limit effective dates or increase VOC limits for certain categories where the technology assessment demonstrated the proposed effective dates or limits are not feasible; create further subcategories to better characterize and refine VOC limits; prohibit the use of para-Chlorobenzotrifluoride (pCBtF) and tertiary-Butyl Acetate (t-BAc); include a conditional VOC exemption for Opteon 1100 based on an assessment by OEHHA; and clarify rule language. This action is to adopt the Resolution: 1) Certifying the Final Subsequent Environmental Assessment for Proposed Amended Rule 1168 - Adhesive and Sealant Applications; and 2) Amending Rule 1168 - Adhesive and Sealant Applications. (Reviewed: Stationary Source Committee, September 16, 2022)

 Determine That Proposed Rule 1460 – Control of Particulate Emissions from Metal Recycling and Shredding Operations Is Exempt from CEQA, and Adopt Proposed Rule 1460

> Proposed Rule 1460 will reduce fugitive dust emissions from metal recycling and metal shredding facilities by requiring housekeeping and best management practice provisions and facilities to register with South Coast AQMD. Proposed Rule 1460 addresses an air quality priority identified by the Southeast Los Angeles and South Los Angeles Community Emission Reduction Plans that were developed under the AB 617 program. This action is to adopt the Resolution: 1) Determining that Proposed Rule 1460 - Control of Particulate Emissions from Metal Recycling and Shredding Operations, is exempt from the requirements of the California Environmental Quality Act; and 2) Adopting Proposed Rule 1460 - Control of Particulate Emissions from Metal Recycling and Shredding Operations. (Reviewed: Stationary Source Committee, September 16, 2022)

BOARD MEMBER TRAVEL – (No Written Material)

Board member travel reports have been filed with the Clerk of the Boards, and copies are available upon request.

CONFLICT OF INTEREST DISCLOSURES - (No Written Material)

CLOSED SESSION - (No Written Material)

ADJOURNMENT

Gilchrist/3459

Krause/2706

PUBLIC COMMENTS

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Note that on items listed on the Consent Calendar and the balance of the agenda any motion, including action, can be taken (consideration is not limited to listed recommended actions). Additional matters can be added and action taken by two-thirds vote, or in the case of an emergency, by a majority vote. Matters raised under the Public Comment Period may not be acted upon at that meeting other than as provided above.

Written comments will be accepted by the Board and made part of the record. Individuals who wish to submit written or electronic comments must submit such comments to the Clerk of the Board, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765-4178, (909) 396-2500, or to <u>cob@aqmd.gov</u>, on or before 5:00 p.m. on the Tuesday prior to the Board meeting.

ACRONYMS

AQ-SPEC = Air Quality Sensor Performance **Evaluation Center** AQIP = Air Quality Investment Program AQMP = Air Quality Management Plan AVR = Average Vehicle Ridership BACT = Best Available Control Technology BARCT = Best Available Retrofit Control Technology Cal/EPA = California Environmental Protection Agency CARB = California Air Resources Board CEMS = Continuous Emissions Monitoring Systems CEC = California Energy Commission CEQA = California Environmental Quality Act CE-CERT =College of Engineering-Center for Environmental Research and Technology CNG = Compressed Natural Gas CO = Carbon Monoxide DOE = Department of Energy EV = Electric Vehicle EV/BEV = Electric Vehicle/Battery Electric Vehicle FY = Fiscal Year GHG = Greenhouse Gas HRA = Health Risk Assessment LEV = Low Emission Vehicle LNG = Liquefied Natural Gas MATES = Multiple Air Toxics Exposure Study MOU = Memorandum of Understanding MSERCs = Mobile Source Emission Reduction Credits MSRC = Mobile Source (Air Pollution Reduction) Review Committee

NATTS =National Air Toxics Trends Station
NESHAPS = National Emission Standards for
Hazardous Air Pollutants
NGV = Natural Gas Vehicle
NOx = Oxides of Nitrogen
NSPS = New Source Performance Standards
NSR = New Source Review
OEHHA = Office of Environmental Health Hazard
Assessment
PAMS = Photochemical Assessment Monitoring
Stations
PEV = Plug-In Electric Vehicle
PHEV = Plug-In Hybrid Electric Vehicle
PM10 = Particulate Matter ≤ 10 microns
PM2.5 = Particulate Matter < 2.5 microns
RECLAIM=Regional Clean Air Incentives Market
RFP = Request for Proposals
RFQ = Request for Quotations
RFQQ=Request for Qualifications and Quotations
SCAG = Southern California Association of Governments
SIP = State Implementation Plan
SOx = Oxides of Sulfur
SOON = Surplus Off-Road Opt-In for NOx
SULEV = Super Ultra Low Emission Vehicle
TCM = Transportation Control Measure
ULEV = Ultra Low Emission Vehicle
U.S. EPA = United States Environmental Protection
Agency
VOC = Volatile Organic Compound
ZEV = Zero Emission Vehicle

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