

BOARD MEETING DATE: December 5, 2014

AGENDA NO. 36

REPORT: California Air Resources Board Monthly Meeting

SYNOPSIS: The California Air Resources Board met on November 20, 2014, in Sacramento. The following is a summary of this meeting.

RECOMMENDED ACTION:
Receive and File.

Judith Mitchell, Member
SCAQMD Governing Board

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The Air Resources Board's (ARB or Board) November meeting was held on November 20 in Sacramento at the California Environmental Protection Agency Headquarters Building. Key items presented are summarized below.

1. Update to the Board on Implementing the High Speed Rail Project

The Board heard an update from the California High Speed Rail Authority on the implementation of the High Speed Rail project. In addition to a general description and status of the project, the briefing focused on the expected environmental benefits of High Speed Rail. This includes the potential to catalyze changes in land use and transportation throughout California especially near rail stations and for significant reductions in air pollution as rail trips replace air and passenger car travel.

2. 2014 Legislative Update

The Board heard an update on 2014 legislative activities that relate to ARB programs. Of note, the legislature approved the first expenditure plan for cap and trade auction proceeds, earmarked funding for clean vehicle incentive programs, and directed ARB to develop a strategy to reduce short-lived climate pollutants.

3. Informational Report on Air Quality Field Studies

The Board heard an informational report on air quality field studies sponsored by ARB and other agency partners, including the South Coast Air Quality Management District and other local air districts, University of California campuses, and federal agencies. In southern

California, the studies have demonstrated that both NO_x and VOC control are important for continued progress on ozone reduction, and that reductions in ammonium sulfate emissions from marine vessels have contributed to lower PM_{2.5} levels in coastal areas.

Current studies are tracking the benefits of ARB diesel rules on reducing localized emission exposure, especially near the Ports of Los Angeles and Long Beach, using satellite data to track emission sources, and examining the contribution of long-range transport to ozone levels in California. Results from the field studies will support future State Implementation Plan efforts, providing the technical foundation for updates to the emission inventory, evaluation of air quality trends, and refinements to air quality modeling.

4. Amendments to the In-Use Heavy Duty Truck Rule

The Board approved the final regulation order for amendments to the In-Use Heavy Duty Truck Rule and approved the environmental analysis for the amendments. The amendments enhance compliance flexibility for small fleet owners, change the length of the economic hardship extension period, plus other minor changes. The regulation as amended continues to provide the same projected NO_x and PM benefits needed to comply with the commitments in the California State Implementation Plan.

Consent Items

1. Approval of One Research Proposal

The Board approved funding for researchers at the University of California Riverside to collect usage data for heavy-duty trucks currently exempt from ARB's tractor-trailer greenhouse gas regulations. The data will support ARB technical analyses and future rulemaking efforts.

2. Association of Monterey Bay Area Governments Greenhouse Gas Quantification Determination

The Board accepted the Association of Monterey Bay Area Governments' determination that implementation of its 2014 Sustainable Communities Strategy would achieve the greenhouse gas emission reduction targets set by the Board under SB 375.

3. Approval of Updates to Transportation Conformity Budgets for the San Joaquin Valley

The Board approved updates to the transportation conformity budgets for the San Joaquin Valley's State Implementation Plan for the 35mg/m³ 24-hour PM_{2.5} standard.

Attachment

CARB November 20, 2014 Meeting Agenda

PUBLIC MEETING AGENDA

November 20, 2014

[Webcast](#)

LOCATION:

Air Resources Board
Byron Sher Auditorium, Second Floor
1001 I Street
Sacramento, California 95814
<http://www.calepa.ca.gov/EPAbldg/location.htm>

This facility is accessible by public transit. For transit information, call (916) 321-BUSS, website:

<http://www.sacrt.com>

(This facility is accessible to persons with disabilities.)

TO SUBMIT WRITTEN COMMENTS ON AN
AGENDA ITEM IN ADVANCE OF THE MEETING GO
TO: <http://www.arb.ca.gov/lispub/comm/bclist.php>

**Thursday
November 20, 2014
9:00 a.m.**

CONSENT CALENDAR:

The following items on the consent calendar will be presented to the Board immediately after the start of the public meeting, unless removed from the consent calendar either upon a Board member's request or if someone in the audience wishes to speak on it.

Consent Item #

14-9-1: Public Meeting to Consider One Research Proposal

Staff will seek Board approval of one research proposal that was developed based on the Board-approved Fiscal Year 2014-2015 Annual Research Plan: "Collection of Tractor-Trailer Activity Data," University of California, Riverside, Proposal No. 2782-281.

[More Information](#)

[Proposed Resolution](#)

14-9-2: Public Meeting to Consider Greenhouse Gas Quantification Determination for the Association of Monterey Bay Area Governments' Metropolitan Transportation Plan/Sustainable Communities Strategy

The Board will consider acceptance of the Association of Monterey Bay Area Governments' determination that implementation of its 2014 Sustainable Communities Strategy would achieve the region's per capita greenhouse gas emissions reduction targets set by the Air Resources Board for 2020 and 2035.

[More Information](#)

[Proposed Resolution](#)

14-9-3: Public Meeting to Consider Approval of Updates to Transportation Conformity Budgets for the San Joaquin Valley

The Board will consider updates to the transportation conformity budgets for the San Joaquin Valley.

[More Information](#)

[Proposed Resolution](#)

DISCUSSION ITEMS:

Note: The following agenda items may be heard in a different order at the Board meeting.

Agenda Item #**14-9-4: Update to the Board on Implementing the High Speed Rail Project**

The High Speed Rail Authority staff will provide an update to the Board on the progress of the High Speed Rail project.

[More Information](#)

[Staff Presentation](#)

14-9-5: Public Meeting to Hear a 2014 Legislative Update

The Air Resources Board Legislative Director will present a review of air quality and climate change legislation from the second year of the 2013-2014 Legislative Session.

[More Information](#)

[Staff Presentation](#)

14-9-6: Informational Report on Air Quality Field Studies

Staff will report to the Board on the results of air quality field studies that have provided valuable scientific information necessary to understand and reduce air pollution in California.

[More Information](#)

[Staff Presentation](#)

14-9-7: Public Hearing to Adopt Amendments to the Regulation to Reduce Emissions of Diesel Particulate Matter, Oxides of Nitrogen and Other Criteria Pollutants From In-Use Heavy Duty Diesel-Fueled Vehicles

(This item will not be heard prior to 10:30 a.m.)

Staff will present to the Board for adoption the amendments to the Truck and Bus Regulation approved by the Board in April 2014. Staff carried out the modifications to regulatory language directed by the Board at their April 24 and 25, 2014, hearing in two separate 15-day notice packages and is now presenting the Final Regulation Order to the Board. At this hearing, staff is not proposing any changes from previously noticed regulatory language.

[More Information](#)

[Staff Presentation](#)

CLOSED SESSION

The Board will hold a closed session, as authorized by Government Code section 11126(e), to confer with, and receive advice from, its legal counsel regarding the following pending or potential litigation, and as authorized by Government Code section 11126(a):

POET, LLC, et al. v. Corey, et al., Superior Court of California (Fresno County), Case No. 09CECG04850; plaintiffs' appeal, California Court of Appeal, Fifth District, Case No. F064045; California Supreme Court, Case No. S213394. [remanded to trial court].

Rocky Mountain Farmers Union, et al. v. Corey, U.S. District Court (E.D. Cal. Fresno), Case No. 1:09-CV-02234-LJO-DLB; ARB interlocutory appeal, U.S. Court of Appeals, Ninth Circuit, Case No. 09-CV-02234 [remanded to trial court].

American Fuels and Petrochemical Manufacturing Associations, et al. v. Corey, et al., U.S. District Court (E.D. Cal. Fresno), Case No. 1:10-CV-00163-AWI-GSA; ARB's interlocutory appeal, U.S. Court of Appeals, Ninth Circuit, Case No. 10-CV-00163 [remanded to trial court].

California Dump Truck Owners Association v. Nichols, U.S. District Court (E.D. Cal. Sacramento), Case No. 2:11-CV-00384-MCE-GGH; plaintiffs' appeal, U.S. Court of Appeals, Ninth Circuit, Case No. 13-15175.

Engine Manufacturers Association v. California Air Resources Board, Sacramento Superior Court, Case No. 34-2010-00082774; ARB's appeal, California Court of Appeal, Third District, Case No. C071891.

Truck and Engine Manufacturers Association v. California Air Resources Board, Sacramento Superior Court, Case No. 34-2013-00150733.

Alliance of Automobile Manufacturers v. California Air Resources Board; Sacramento Superior Court, Case No. 34-2013-00152974.

Citizens Climate Lobby and Our Children's Earth Foundation v. California Air Resources Board, San Francisco Superior Court, Case No. CGC-12-519554, plaintiffs' appeal, California Court of Appeal, First District, Case No. A138830.

California Chamber of Commerce et al. v. California Air Resources Board, Sacramento Superior Court, Case No. 34-2012-80001313; plaintiffs' appeal, California Court of Appeal, Third District, Case No. C075930.

Morning Star Packing Company, et al. v. California Air Resources Board, et al., Sacramento Superior Court, Case No. 34-2013-800001464; plaintiffs' appeal, California Court of Appeal, Third District, Case No. C075954.

Delta Construction Company, et al. v. United States Environmental Protection Agency, U.S. Court of Appeals, District of Columbia Circuit, Case No. 11-1428.

City of Los Angeles through Department of Water and Power v. California Air Resources Board, et al., Los Angeles Superior Court, Case No. BS140620 (transferred to Sacramento Superior Court, Case No. 34-2013-80001451-CU-WM-GDS).

Alliance for California Business v. Nichols et al., Glenn County Superior Court, Case No. 13CV01232.

Dalton Trucking, Inc. v. United States Environmental Protection Agency, U.S. Court of Appeals, District of Columbia Circuit, Case No. 13-1283.

Owner-Operator Independent Drivers Association Inc. et al. v. Richard W. Corey et al., U.S. District Court, (E.D. Cal. Fresno) Case No. 1:13-CV-01998-LJO-SAB (transferred by court to E.D.Cal. Sacramento, Case No. 2:14-CV-00186-MCE-AC).

John R. Lawson Rock & Oil, Inc. et al. v. California Air Resources Board et al., Fresno County Superior Court, Case No. 14-CECG01494.

Transportation Solutions Defense and Education Fund v. California Air Resources Board, Fresno County Superior Court, Case No. 14CECG01788 (plaintiff's transfer to Sacramento Superior).

OPPORTUNITY FOR MEMBERS OF THE BOARD TO COMMENT ON MATTERS OF INTEREST

Board members may identify matters they would like to have noticed for consideration at future meetings and comment on topics of interest; no formal action on these topics will be taken without further notice.

OPEN SESSION TO PROVIDE AN OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD ON SUBJECT MATTERS WITHIN THE JURISDICTION OF THE BOARD

Although no formal Board action may be taken, the Board is allowing an opportunity to interested members of the public to address the Board on items of interest that are within the Board's jurisdiction, but that do not specifically appear on the agenda. Each person will be allowed a maximum of three minutes to ensure that everyone has a chance to speak.

TO ELECTRONICALLY SUBMIT WRITTEN COMMENTS ON AN AGENDA ITEM IN ADVANCE OF THE MEETING GO TO:

<http://www.arb.ca.gov/lispub/comm/bclist.php>

(Note: not all agenda items are available for electronic submittals of written comments.)

IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE CLERK OF THE BOARD:

1001 I Street, 23rd Floor, Sacramento, California 95814

(916) 322-5594

ARB Homepage: www.arb.ca.gov

SPECIAL ACCOMMODATION REQUEST

Consistent with California Government Code Section 7296.2, special accommodation or language needs may be provided for any of the following:

- An interpreter to be available at the hearing;
- Documents made available in an alternate format or another language;
- A disability-related reasonable accommodation.

To request these special accommodations or language needs, please contact the Clerk of the Board at (916) 322-5594 or by facsimile at (916) 322-3928 as soon as possible, but no later than 7 business days before the scheduled Board hearing. TTY/TDD/Speech to Speech users may dial 711 for the California Relay Service.

Consecuente con la sección 7296.2 del Código de Gobierno de California, una acomodación especial o necesidades lingüísticas pueden ser suministradas para cualquiera de los siguientes:

- Un intérprete que esté disponible en la audiencia
- Documentos disponibles en un formato alterno u otro idioma
- Una acomodación razonable relacionados con una incapacidad

Para solicitar estas comodidades especiales o necesidades de otro idioma, por favor llame a la oficina del Consejo al (916) 322-5594 o envíe un fax a (916) 322-3928 lo más pronto posible, pero no menos de 7 días de trabajo antes del día programado para la audiencia del Consejo. TTY/TDD/Personas que necesiten este servicio pueden marcar el 711 para el Servicio de Retransmisión de Mensajes de California.