

2012 Legislative Review

Jennifer Gress
Legislative Director

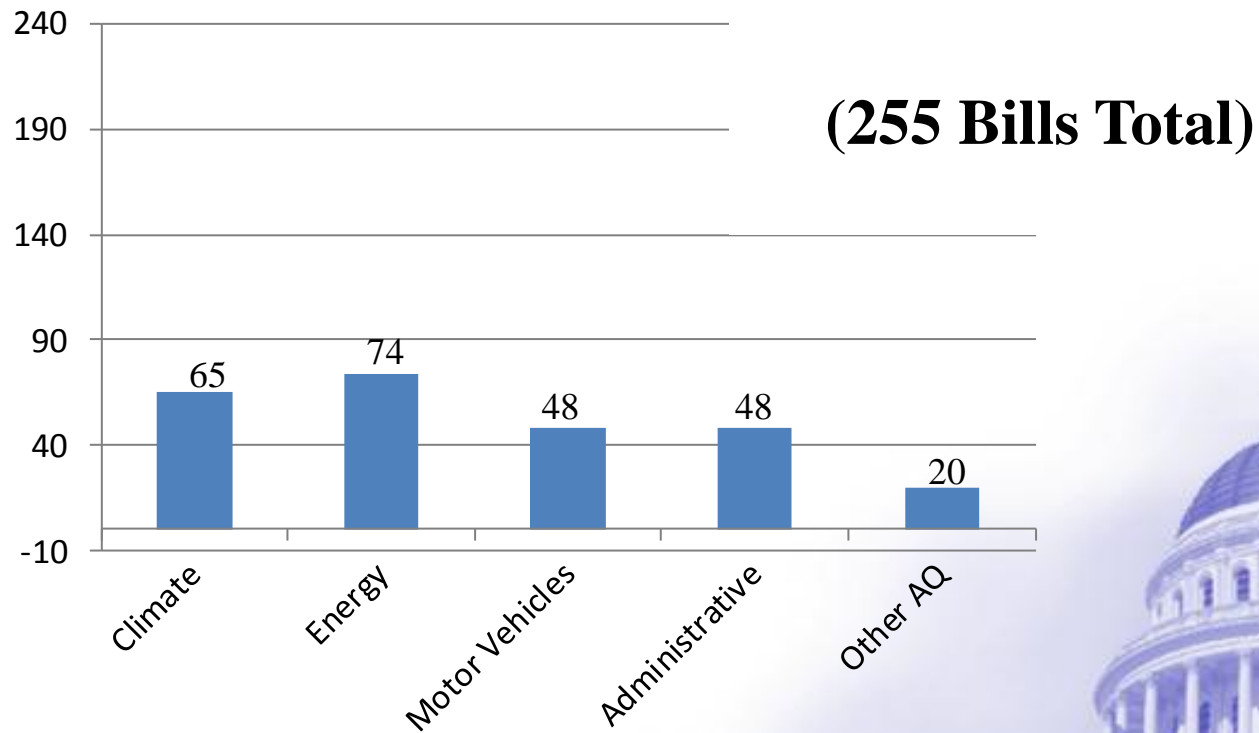
November 15, 2012



Overview

- 1,914 bills introduced
- 998 (52%) bills to Governor
- 876 signed (88%)
- 255 air quality and climate change bills tracked
- Themes: advanced technology, clean energy, and incentives

ARB Bill Activity



Board Structure

- **AB 146 (Dickinson) – Signed**
 - Adds a board member from the Sacramento ozone nonattainment area
- **AB 1095 (Berryhill) – Dead**
 - Hearing board
 - AB 32/Cap-and-Trade

Cap-and-Trade

- **SB 1018 (Senate Budget) - Signed**
 - Administrative requirements for Cap-and-Trade revenues
 - Limits utility auction revenue to residential customers, small businesses, and emissions-intensive, trade-exposed entities
 - Limits on pursuing “linkage” with other jurisdictions, adds two legislators to WCI, Inc. board
- **AB 1532 (Pérez, J.) - Signed**
 - Cap-and-Trade revenue allocation framework
 - DOF and ARB investment plans (every 3 years)
- **SB 535 (De León) - Signed**
 - 25 percent of monies to projects that benefit disadvantaged communities
 - 10 percent to projects in such communities

Biomethane

- **AB 1900 (Gatto) - Signed**
 - Provides pipeline access for California landfill gas
 - Creates a process to establish pipeline and safety standards for biomethane with ARB as part of a multi-agency effort
- **AB 2196 (Chesbro) - Signed**
 - Clarifies RPS eligibility for biomethane to be consistent with procurement categories established under the 33 percent RPS law
- **SB 1122 (Rubio) - Signed**
 - Provides a feed-in-tariff for 250 MW of biogas and biomass energy projects

Clean Vehicle Incentives

- **AB 2405 (Blumenfield) - Signed**
 - Allows vehicles that meet the Enhanced AT PZEV and ZEV standards to access high-occupancy toll lanes free of charge, regardless of occupancy
- **AB 2583 (Blumenfield) - Signed**
 - Directs DGS to encourage the use of alternative fueled vehicles in State-owned fleets and by State employees
 - Directs DGS and Caltrans to develop advanced technology vehicle parking incentive programs in public parking facilities and park-and-ride lots
- **SB 1128 (Padilla) - Signed**
 - Extends eligibility for a sales tax exclusion to “advanced manufacturing” projects defined by regulation by CAEATFA
 - Adds greenhouse gas emissions reductions as one of the qualifying characteristics for “advanced transportation technologies” seeking financial incentives
 - Designates ARB to advise CAEATFA on whether potential projects being considered for financial assistance under CAEATFA programs are required by law

Emission Reduction Incentives Reauthorization

- **SB 1455 (Kehoe) – Failed Passage**
 - Reauthorizes incentive funding for air quality
 - Carl Moyer Program
 - AB 118 programs
 - AB 923 (air district air quality programs)
 - Clean Fuels Outlet
 - Dedicates funding for hydrogen fueling stations to achieve network of 100 stations
 - Prohibits ARB from requiring hydrogen fueling stations
 - Promotes Alternative Fuels Goals

Next Year

- Reauthorization of Incentives
- Cap-and-Trade Revenue
 - Utility auction revenue
- Low Carbon Fuel Standard
- CEQA Reform

Election Season Update

Significant Turnover:

- 6 Senators and 22 Assemblymembers termed out
- Up to 22 members of both houses leaving due to redistricting, retirement, or winning a race for higher office (State Senate or Congress)
- Special elections will be called to replace Congressional winners in the State Senate, which could lead to additional special elections if Assemblymembers decide to run and thus vacate their current seats

Members of New Legislature Present for AB 32 Vote:

- 12 returning Senators and 1 returning Assemblymember were present for original AB 32 floor vote: 9 Democrats who voted “Aye” and 4 Republicans who voted “No”

Bottom Line:

- **37 new members of the Assembly and 9 new members of the Senate** (pending final results)

Legislative Office

Bruce Oulrey

Nicole Sotak

Robin Neese

Steve Trumbly

Ken Arnold

Daniel Seeman

Dominic Bulone

Jake Henshaw

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