

REMEDATION FUND ADMINISTRATOR APPLICATION

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Print clearly or type all information on this application.

1. Company Name/Air District/Organization Name/Individual Name: California Air Pollution Control Officers Association (CAPCOA)
2. Business Type: 103(c)(6) Non-Profit
3. Contact Name and Title: Tung Le, Executive Director

4. Mailing and Contact Information:

Street: 1107 Ninth Street, Suite 801	City/State/Zip Code: Sacramento, CA 95814
Telephone: 916-441-5700	Fax:
Email: tung@capcoa.org	

Please include with your application a resolution from your agency's governing board authorizing participation in the remediation fund program.

Email Completed Applications to: shorepower@arb.ca.gov

Mail Completed Applications to: CHIEF, TRANSPORTATION AND TOXICS DIVISION,
CALIFORNIA AIR RESOURCES BOARD 1001 I STREET SACRAMENTO, CA 95814

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Answer all questions in the application below as completely as possible. CARB may request additional information in order to clarify responses provided on this application.

1. Describe any experience implementing incentive programs for heavy-duty diesel vehicles and off-road equipment, with a focus on the Carl Moyer Program; the Proposition 1B Program; the Community Air Protection Incentives; or similar programs for mobile and/or stationary sources of air pollution.

CAPCOA represents the 35 air districts in California, and since the program's inception in 1998, has played a significant role in co-implementing the program with CARB and air districts to reduce emissions from HD and off-road equipment, including developing the initial program guidelines. The most recent activities in which CAPCOA has participated include developing revisions to Chapter 4 of the Moyer guidelines to ensure program requirements continue to provide an effective process through which applications are reviewed and projects funded. Another recent activity includes participating in the Incentives Program Advisory Group (IPAG) through which CARB seeks to improve equity in implementing incentive programs for small fleets. Additionally, CAPCOA coordinated closely with Rural air districts to develop a Moyer RAP proposal for CARB in 2022. The RAP proposal included identifying, ranking, and making recommendations for project selection. Finally, CAPCOA actively lead efforts to re-authorize the Moyer program by co-sponsoring AB 2836 (signed by Governor Newsom on 9/16/2022) which extends the program for another 10 years.

Similarly and again since program inception, CAPCOA has played a significant role in implementing the CAP incentives program created under AB 617. As with the Moyer program, CAPCOA co-developed CAP program guidelines and continues to engage with CARB, air districts, and other stakeholders through the consultation group to ensure guideline revisions are informed and reflect the most recent experience in program implementation. Annually, CAPCOA develops incentive allocations for the air districts based on factors that include identification of communities, incentive needs, technology types that may be incentivized, and compliance with AB 1550/AB 535 requirements. Further, CAPCOA actively engages with CARB to review direct community grants that are provided under the AB 617 program, and helps to ensure project coordination sited in air districts.

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2. Describe any technical knowledge of engines, vehicles, equipment, and/or stationary air pollution sources that would be eligible for incentives.

CAPCOA, which includes all 35 air districts in California as its members that are charged with regulating emissions from stationary sources and implementing incentive programs for mobile sources, has extensive technical knowledge of every type of equipment that may emit air pollution, including those that would be eligible for incentives. This knowledge is maintained through CAPCOA's various committees, which include the Engineering Managers, Enforcement Managers, Planning Managers, and Grants and Mobile Sources Committees. Additionally, CARB and US EPA staff participate in committee meetings, and may also contribute to this knowledge.

Amongst CAPCOA staff, the Executive Director has over 10 years of direct experience regulating stationary sources of emissions through the NSR and Title V permitting programs, through rule development, and through implementation of the AB 2588 Hot Spots program. Further, the Executive Director has over 10 years of experience compiling technical data to develop and implement policies at the state level related to both stationary and mobile sources of emissions.

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3. Describe the remediation activity types and applicable CARB incentive program guidelines the fund administrator will use to recruit, evaluate, select, fund, and track incentive activities.

While it is not yet known for certain which communities may be affected by subject vessels choosing the remediation compliance method, it is anticipated that remediation activities will focus on reducing diesel emissions. This would include the replacement of stationary, off road, and mobile equipment. CAPCOA intends to rely on existing Moyer, Prop 1B, and CAP guidelines to select, fund, and track projects. For communities that may face risks that are not related to diesel emissions, CAPCOA intends to coordinate closely with CARB to identify and if needed, make case-by-case determinations for qualifying projects. Should the need arise, CAPCOA stands at the ready to assist CARB staff in revising existing and/or developing new program guidelines for community projects.

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4. Demonstrate any capacity to administer the fund, including: personnel resources; operating budgets; accounting and legal support; activity tracking, emission reduction quantification, reporting mechanisms, and outreach experience.

In addition to the Executive Director, CAPCOA employs two full-time Air Quality Specialists, one full-time Air Quality Technician, and one part-time Air Quality Assistant that may assist in administering the fund. If necessary and if the admin portion of remediation funds allow, CAPCOA could hire or contract for additional staff to focus on fund administration.

For accounting support, CAPCOA contracts with a third party company that provides external CFO and bookkeeping services, and assists with financial systems monitoring, internal controls, and grant accounting. For legal support, CAPCOA contracts with a third party firm that provides a full suite of legal services including contract and grant review.

To track activities, emissions reduction quantification and reporting, CAPCOA relies on commercial grant and activity tracking software that includes airtable forms, monday.com project tracking, and Microsoft Office software.

CAPCOA has significant outreach experience through its internal staff, as well as in coordination with the Public Outreach Committee (POC) that includes the Public Information Officers from large, medium and rural air districts.

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5. Describe any ability to establish a separate account, and track deposits and payments, solely for the remediation fund.

CAPCOA uses "classes" within its accounting software to distinguish between each of its separate programs. The remediation fund would receive its own unique class in the software and all revenue and expenses related to the program would be tracked and separately identifiable from other programs. Deposits and payments for the program would be tracked via a separately named and identifiable refundable advance liability account in the general ledger; this would enable reporting on the fund balance available for the program at any time; however, a separate bank account could be opened if required

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6. Provide a proposed timeline for recruiting and funding incentive activities, and for those activities becoming operational to reduce emissions, once remediation funds are deposited into the applicant's separate account. For efficiency, these milestones may be aligned with existing solicitations, obligation, and liquidation deadlines for other incentive programs.

The attached proposed timeline (Attachment 1) is based on past experience implementing similar incentive programs. Again, because it is uncertain which communities will be affected by the regulation, timelines may be shortened or lengthened to accommodate outreach and coordination with communities and stakeholders. An additional consideration, related to Question 7 below, is whether the solicitation can be made jointly with control measures identified in Community Emission Reduction Programs (CERPs) required under AB 617 or Moyer solicitations, as an example.

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7. Describe any other incentive or funding programs with which any remediation funds may be combined. In funding remediation activities, remediation funds may only be combined with funds from other incentive programs to the extent that the emissions reductions caused by the remediation fund are capable of being calculated and attributed to the remediation fund. If funds would be combined in this manner, the application shall demonstrate that the emissions reductions resulting from the remediation fund can properly be attributed to, and claimed by, the remediation fund.

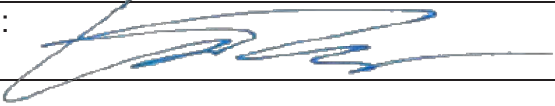
CAPCOA anticipates that it may be possible to combine at-berth remediation funds with projects identified under AB 617 incentives as well as community air protection grants that are awarded to communities by CARB. Depending on the type of project selected, calculating and attributing emissions reductions may be possible. However, if required by program guidelines, CAPCOA agrees to only fund projects for which incremental benefits can be quantified. Combining funds with Moyer projects may be a possibility as well, but being able to procure matching funds per program guidelines may be a challenge. CAPCOA commits to working closely with CARB and air districts in project identification and selection to ensure compliance with regulatory and program guideline requirements.

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CERTIFICATION

I certify to the best of my knowledge that the information contained in this application is true and complete. I further certify that I am authorized to complete and sign this form on behalf of the proposing organization.

Name: Tung Le	Title: Executive Director
Signature: 	Telephone Number: 916-441-5700
Email: tung@capcoa.org	Date: 09/29/2022

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