AB 617 Consultation Group

Status of Other AB 617 Elements

April 4, 2019
Expedited BARCT Schedules

- Districts adopt expedited schedules for BARCT by January, 2019
- Schedules to be implemented by December 2023
- Applicability:
  - ‘Industrial sources’ subject to the Cap-and-Trade Program as of January 1, 2017;
  - AND is a non-attainment area for one or more air pollutants;
  - AND has permitted units that have not implemented BARCT due to a permit revision or a new permit issuance since 2007.
- Links to District schedules: https://ww2.arb.ca.gov/our-work/programs/community-air-protection-program/technology-clearinghouse/expedited-barct
- More info: California Health & Safety Code 40920.6(c) & (d)
Emissions Reporting Regulation

- Establishes annual emissions reporting requirements for stationary sources
- Includes criteria pollutants and air toxics
- Adopted by CARB Board in December 2018
- Developing modifications for expanded scope following Board direction
Emissions Reporting Elements

- Establishes applicability thresholds and timing for reporting data
- Allows for collection of other relevant facility-level data
- Provides options for data certification or verification
Overview of Applicability Requirements

• Proposed applicability based on statewide criteria pollutant emissions and sector-specific toxics requirements
  ▪ Limited to permitted sources

• Criteria pollutant threshold
  ▪ Must report annually if individual permitted criteria pollutants > 4 tons per year

• Toxic pollutant thresholds
  ▪ Certain permitted industry sectors required to report regardless of emissions, such as metal plating and hazardous waste facilities
  ▪ Other permitted sectors must report if sector throughout or use threshold is exceeded, such as gallons of diesel fuel consumed
Increased Enforcement Penalty Provisions

• AB 617 increased penalties from $1,000 to $5,000 per violation per day
• Applies to wide variety of violations
  ◦ Stationary sources
  ◦ Greenhouse Gas violations
  ◦ Air Toxics Control Measures
• Previous legislation increased mobile source penalties
• Penalties annually adjust based on Consumer Price Index