Enforcement Policy Workshop:
Annual Adjustment of Maximum Penalties

California Air Resources Board
Enforcement Division
November 22, 2019
Outline

- CARB Enforcement Policy and Annual Report
- Annual Increase in Maximum Allowable Penalties
- California Consumer Price Index
- Enforcement Policy
- Annual Enforcement Report
- Next Steps
CARB Enforcement Policy and Annual Report

- **Enforcement Policy**
  - Describes the process for pursuing enforcement and determining penalties
  - [https://www.arb.ca.gov/resources/documents/enforcement-policy](https://www.arb.ca.gov/resources/documents/enforcement-policy)

- **Annual Enforcement Report**
  - Reports outcomes of enforcement actions taken consistent with the Enforcement Policy and law
  - [https://www.arb.ca.gov/resources/documents/enforcement-reports](https://www.arb.ca.gov/resources/documents/enforcement-reports)
Increase in Maximum Penalties

California State law increases maximum penalties for violations of vehicular and non-vehicular air pollution control laws and regulations

- Part 5: Vehicular maximum penalties
  - AB 1685 (Gomez, 2016)

- Part 4: Non-vehicular maximum penalties
  - AB 617 (Garcia, 2017)
California Consumer Price Index

- **Consumer Price Index (CPI)**
  - Measures price changes of goods and services purchased by consumers
  - Prepared for major metropolitan areas throughout the country
  - Published by the U.S. Bureau of Labor Statistics (BLS)

- **California CPI (CCPI)**
  - Population-weighted average of CPIs for metropolitan areas in California
  - Published by California Department of Industrial Relations (DIR)
  - Annual CCPI data is published in mid-February each year
Enforcement Policy and Annual Report Updates

- Enforcement Policy Changes
  - Document use of CCPI-adjusted maximum penalties
    - [https://www.arb.ca.gov/resources/documents/enforcement-policy](https://www.arb.ca.gov/resources/documents/enforcement-policy)

- Annual Enforcement Reports
  - Document CCPI-adjusted maximum penalties
    - [https://www.arb.ca.gov/resources/documents/enforcement-reports](https://www.arb.ca.gov/resources/documents/enforcement-reports)

Program Webpage: [https://www.arb.ca.gov/california-consumer-price-index-increased-maximum-penalties](https://www.arb.ca.gov/california-consumer-price-index-increased-maximum-penalties)
Next Steps

- Feedback to CARB
  - December 6, 2019
  - Submit comments to Vanessa Faune

- Finalize Incorporation Into Enforcement Policy
  - December 2019

- Publish memo on program webpage
  - February yearly

- Present Annual Report to Board
  - May/June yearly
Program Webpage: https://www.arb.ca.gov/california-consumer-price-index-increased-maximum-penalties

Questions / Comments?

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