

LOCATION:

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

PUBLIC MEETING AGENDA

July 25, 2013

[Webcast](#)
[Board Book](#)

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July 25, 2013
9:00 a.m.

DISCUSSION ITEMS:

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

Agenda Item #

13-7-2: Public Hearing to Consider Amendments to Certification and Test Procedures for Vapor Recovery Systems at Gasoline Dispensing Facilities and Cargo Tanks

Staff will present to the Board proposed amendments to certification and test procedures for vapor recovery equipment used on cargo tanks and at gasoline dispensing facilities. The proposed amendments will address technical deficiencies with current test procedures and will reduce the regulatory burden on cargo tank operators but will not impose any new performance standards or specifications. In addition, the presentation will provide an overview of the scope of benefits of the current vapor recovery program, as well as describe potential improvements to the program and additional rulemaking under consideration.

[More Information](#)

[Staff Presentation](#)

13-7-3: Public Hearing to Consider the Adoption of the Regulatory Proposal to Determine and Control Evaporative Emissions From Off-Highway Recreational Vehicles

Staff will present to the Board a proposal for controlling evaporative emissions from off-highway recreational vehicles. Off-highway recreational vehicles include off-road motorcycles, all-terrain vehicles, sand cars, and specialty vehicles. The proposal sets a 1 gram/day total organic gas diurnal emissions standard that will significantly reduce evaporative emissions from these vehicles, especially during storing periods.

[More Information](#)

[Staff Presentation](#)

13-7-5: Public Meeting to Consider the Approval of the Proposed Assembly Bill 118 Air Quality Improvement Program Funding Plan for Fiscal Year 2013-14

Staff will present to the Board the Proposed Air Quality Improvement Program (AQIP) Funding Plan for Fiscal Year 2013-14, which provides staff's recommendations for allocating up to

\$35 million identified in the Governor's proposed Budget for AQIP. AQIP, created under Assembly Bill 118 (2007), provides incentive funding through 2015 for clean vehicle and equipment projects. Staff recommends directing most of the AQIP funding to continue incentives for the purchase of zero-emission passenger cars and new hybrid and zero-emission trucks and buses. A portion of funding would also be allocated to advanced technology demonstration projects and a loan guarantee program for on-road trucks. To provide greater flexibility, a small portion of funding will not be initially allocated so that funding can be assigned to projects as important needs are identified.

[More Information](#)

[Staff Presentation](#)

13-7-6: Public Meeting to Consider Adoption of Proposition 1B Program Funding Awards From Fiscal Year 2013-14 (Year 4) Funds to Reduce Emissions From Goods Movement and Updates to the Program Guidelines for Implementation

Staff will present to the Board for consideration a list of grant awards for local agency projects based on monies received from the Spring 2013 bond sale and any additional funds received in 2013 to reduce freight-related emissions in the four priority trade corridors.

[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. Goldstene, et al., Superior Court of California (Fresno County), Case No. 09CECG04850; plaintiffs' appeal, California Court of Appeal, Fifth District No. F064045.

Rocky Mountain Farmers Union, et al. v. Goldstene, U.S. District Court (E.D. Cal. Fresno), Case No. 1:09-CV-02234-LJO-DLB; interlocutory appeal, U.S. Court of Appeal, Ninth Circuit Nos. 09-CV-02234 and 10-CV-00163.

American Fuels and Petrochemical Manufacturing Associations, et al. v. Goldstene, et al., U.S. District Court (E.D. Cal. Fresno), Case No. 1:10-CV-00163-AWI-GSA; interlocutory appeal, U.S. Court of Appeal, Ninth Circuit, Case Nos. 09-CV-02234 and 10-CV-00163.

Association of Irrigated Residents, et al. v. United States Environmental Protection Agency, 2011 WL 310357 (C.A.9), (Feb. 2, 2011).

California Dump Truck Owners Association v. California Air Resources Board, 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.

California Construction Trucking Association v. United States Environmental Protection Agency, U.S. Court of Appeals, Ninth Circuit, Case No. 13-70562.

Engine Manufacturers Association v. California Air Resources Board, Sacramento Superior Court, Case No. 34-2010-00082774.

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, No. A138830.

California Chamber of Commerce et al. v. California Air Resources Board, Sacramento Superior Court, Case 34-2012-80001313.

Morning Star Packing Company, et al. v. California Air Resources Board, et al., Sacramento Superior Court, Case No. 34-2013-800001464.

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.

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.)

ONLINE SIGN-UP:

You can sign up online in advance to speak at the Board meeting when you submit an electronic Board item comment. For more information go to:

<http://www.arb.ca.gov/board/online-signup.htm>

(Note: not all agenda items are available for online sign-up.)

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.