REGULAR MEETING NOTICE OF THE
BUTTE COUNTY AIR QUALITY
MANAGEMENT DISTRICT
GOVERNING BOARD

February 25, 2021 at 10:00 a.m.

Due to the COVID-19 Pandemic, as authorized by Governor Gavin Newsom's Executive Orders N-25-20 and N-29-20, the meeting of the Butte County Air Quality Management District Governing Board will be closed to public attendance. Members of the public may view the meeting through the web link below, and comment either before or during the meeting by providing emails to: ccollins@bcaqmd.org.

Members and the public may attend by:
Zoom Meeting link:
https://us02web.zoom.us/j/84426576591?pwd=V1MyVjVxSEZZT1R1M0UzQXJKTzl5UT09
Meeting ID: 844 2657 6591
Passcode: 033802
Call-in: 1-669-900-9128

Note: To join the video conference, you will need a webcam and computer audio (speakers and microphone). If you do not have either, you may dial the call-in number listed to join by audio only.

The Governing Board is committed to making its proceedings accessible to all citizens. Individuals with special needs should call the Clerk of the Board at (530) 332-9400, Monday through Friday, 7:30 a.m. to 4:30 p.m. to request disability-related modifications, accommodations or to request materials in alternate formats. All requests for special accommodations and/or alternative format documents must be made 48 hours prior to the meeting. Every reasonable attempt will be made to provide such accommodations.

1. Call to Order and Roll Call.  Chair

2. Additions and Deletions to the Consent Agenda.  Chair

3. Consent Agenda.  Chair
3.1 Minutes of the January 28, 2021 Meeting of the Board of Directors.  
Cora Collins

3.2 Activity Report on Butte County Air Quality Management District Activities.  
Stephen Ertle

3.3 Financial Status Report for Fiscal Year 2020-2021.  
Aleah Ing

3.4 Status Report on Calendar of Events.  
Stephen Ertle

3.5 Status Report on Communications.  
Cora Collins

3.6 Fiscal Year 2021-2022 Budget Schedule.  
Stephen Ertle

3.7 Resolution of Staff Tenure.  
Cora Collins

**ACTION REQUESTED:** Approve Consent Agenda

### REGULAR AGENDA

4. Items removed from the Consent Agenda for Board consideration and actions.  
Chair

5. **Consider Approving Carl Moyer Year 23 Grant Application.**  
Staff requests the Board approve the Carl Moyer Year 23 Grant Application.  
Jason Mandly

**ACTION REQUESTED:** Adopt proposed Resolution 2021-06 approving the Carl Moyer Year 23 Grant Application.

6. **Consider Approving Amendments to the AB 617 Community Air Protection Program Incentives Policies and Procedures Manual.**  
Staff requests the Board approve proposed amendments to the District’s Policies and Procedures Manual for Community Air Protection (CAP) Incentives.  
Jason Mandly

**ACTION REQUESTED:** Approve proposed District CAP Incentive Policies and Procedures Manual through adoption of Resolution 2021-07.

7. **Asbestos Delegation Status Report.**  
Air districts were notified that CARB was no longer enforcing asbestos requirements for non-delegated air districts as required by the Federal Asbestos National Emission Standard for Hazardous Air Pollutants (Asbestos NESHAP). The District may be required to take on delegation of the Asbestos NESHAP program.  
Ursula Parker

**ACTION REQUESTED:** CARB staff have drafted a formal letter to provide notification of the air districts’ responsibility to implement and enforce the requirements of the State Asbestos NESHAP Airborne Toxic Control Measure (ATCM); as of the date of this report, the letter has not yet been received by the District. District staff have participated in the three working group meetings that have been held by CARB to determine program requirements. Delegated districts have provided information on
their programs to assist in what the next steps might involve for Butte to develop an Asbestos NESHAP program. Staff are informing your Board of these changes to the State Asbestos NESHAP program while we await further information from CARB.


   ACTION REQUESTED: None. This item is provided for information and discussion. 

Patrick Lucey

9. Appoint Committee for APCO Performance Evaluation and Board Protocol Review (Review in May). The Board is asked to appoint a committee for the Air Pollution Control Officer’s (APCO) annual performance evaluation. The committee will also review and recommend any needed updates to the Board’s operating protocols.

   ACTION REQUESTED: Chair to appoint a committee of three (3) Board members. Staff recommends this be assigned to the Executive Committee (Supervisor Ritter, Supervisor Lucero, Councilmember Brown).

Stephen Ertle

10. APCO Report. Report from the Air Pollution Control Officer on current areas of potential interest to your Board, including air quality-related activities at the local, State, and federal scenes.

   ACTION REQUESTED: None. This item is provided for information and discussion.

Stephen Ertle

11. Other Business.

Chair

12. Public Comment Period. Any person may address the Board of Directors on any matter within the jurisdiction of the Board that is not on the agenda for this meeting. Any person may address the Board on an agendized item when that time is called. The chair requests that each person addressing the Board limits their presentation to five (5) minutes.

Chair

13. ADJOURNMENT:
The next Board of Directors Meeting is scheduled for March 25, 2021 at 10:00 a.m. at the Butte County Association of Governments Board Room located at 326 Huss Drive, Suite 100, Chico, California.
Draft Minutes of the
Butte County Air Quality Management District
Governing Board of Directors Meeting of
January 28, 2021

Members Present:  
Doug Teeter  Supervisor, District 5  
Bill Connelly  Supervisor, District 1  
Tod Kimmelshue  Supervisor, District 4

Remote:  
Tami Ritter  Supervisor, District 3  
Debra Lucero  Supervisor, District 2  
John Busch  Vice Mayor, Biggs  
Alex Brown  Councilmember, Chico  
Angel Calderon  Councilmember, Gridley  
Rose Tryon  Councilmember, Town of Paradise

Members Absent:  
Chuck Reynolds  Mayor, City of Oroville

Due to the COVID-19 pandemic, the meeting was closed to public attendance. Public comments were accepted before and during the meeting by emailing ccollins@bcaqmd.org.

1.  Call to Order.  
Pro Temp Chair Teeter called the meeting to order at 10:10 a.m. at the BCAG Conference Room, 326 Huss Drive, Suite 150, Chico, California.

Agenda Item 3.1
Roll Call.
PRESENT: Teeter, Connelly, Kimmelshue
REMOTE: Ritter, Lucero, Busch, Brown, Calderon, Tyron
ABSENT: Reynolds


ACTION REQUESTED: Exiting Chair Teeter, named as Chair Pro Tem, to oversee the election of a Chair and Vice Chair for calendar year 2021.

A motion was made by Supervisor Connelly and seconded by Supervisor Lucero to elect Supervisor Ritter as Chair for calendar year 2021.

Motion carries by the following vote:
AYES: Teeter, Connelly (Motion), Kimmelshue, Ritter, Lucero (Seconded), Busch, Brown, Calderon, Tyron
NOES: None
ABSTAIN: None
ABSENT: Reynolds

Supervisor Connelly amended his motion to nominate Supervisor Lucero as Vice Chair and Supervisor Kimmelshue seconded the motion.

Motion carries by the following vote:
AYES: Teeter, Connelly (Motion), Kimmelshue (Seconded), Ritter, Lucero, Busch, Brown, Calderon, Tyron
NOES: None
ABSTAIN: None
ABSENT: Reynolds

Supervisor Ritter served as the Chair for the remainder of the meeting.

Supervisor Teeter left the meeting and joined by phone at 10:15.

3. Recognize Leaving Board Members and Welcome to New Board Members.

Stephen Ertle, Air Pollution Control Officer, recognized Leaving Board Member - Mayor Ann Schwab.

Ann Schwab shared a few words.

Stephen Ertle also recognized Leaving Board Members: Councilmember Angela Thompson, Supervisor Steve Lambert, Councilmember Quintin Crye, Vice Mayor Jones who will now serve as the Paradise Alternate, Councilmember Scott Huber, Chico Alternates, and Councilmember Melissa Schuster, Paradise Alternates.

He welcomed New Board Members: Supervisor Tod Kimmelshue, Vice Mayor John Busch, Biggs Representative and Alternate Jerome Squires, Councilmember Alex Brown, Chico Representative and Alternate Vice Mayor Kasey Reynolds, Councilmember Angel Calderon, Gridley Representative, Councilmember Rose Tryon, Paradise Representative and Alternate Vice Mayor Jones. Mayor Chuck Reynolds, Oroville Representative and Alternate Scott Thomson will serve as until a selection is made.

Agenda Item 3.1
4. **Additions and Deletions to the Consent Agenda.**

There were no additions or deletions to the Consent Agenda.

5. **Consent Agenda.**

5.1 Minutes of the October 22, 2020 Meeting of the Board of Directors.
5.2 Activity Report on Butte County Air Quality Management District Activities.
5.4 Status Report on Calendar of Events.
5.5 Status Report on Communications.
5.6 Resolutions of Appreciation - Recognizing Staff Tenure with the District.
5.7 Meeting Schedule for 2021.
5.8 Rule Adoption Schedule for 2021.
5.9 December 24, 2020 Office Closure in Accordance with Presidential Executive Order and Employee MOU.
5.10 Letter of Support for BCAG's FY 2021-22 Caltrans Strategic Partnership Grant Application for North Valley Passenger Rail Extension to Butte County.

**ACTION REQUESTED:** Approve Consent Agenda Items.

There were no Board or public comments.

A motion was made by Councilmember Brown and seconded by Supervisor Connelly to approve the Consent Agenda. Councilmember Brown and Supervisor Kimmelshue abstained from Item 5.1 Minutes of the October 22, 2020 Meeting of the Board of Directors.

Motion carries by the following vote:

**AYES:** Connelly (Seconded), Kimmelshue, Ritter, Lucero, Teeter, Busch, Brown (Motion), Calderon, Tyron
**NOES:** None
**ABSTAIN:** Brown, Kimmelshue abstained from Item 5.1 Minutes of the October 22, 2020 Meeting of the Board of Directors
**ABSENT:** Reynolds

6. **Items removed from the Consent Agenda for Board consideration and actions.**

None

7. **Consider Appointing an Executive Committee.** Appointment by Board Chair of the Executive Committee.

**ACTION REQUESTED:** Chair to appoint one (1) member to serve with the Chair and Vice Chair on the Executive Committee.

Chair Ritter asked if a board member was interested in serving on the Executive Committee. Councilmember Brown volunteered. Chair Ritter appointed Councilmember Brown to serve on the Executive Committee.
8. **Consider Appointing a Budget and Finance Committee.** Appointment by Board Chair of the Budget and Finance Committee.

**ACTION REQUESTED:** Chair to appoint two (2) members to serve as the Budget and Finance Committee.

Chair Ritter asked if two (2) board members were interested in serving on the Budget and Finance Committee. Supervisor Lucero and Councilmember Tryon volunteered. Chair Ritter appointed Supervisor Lucero and Councilmember Tryon to serve on the Budget and Finance Committee.

9. **Consider Appointing a Representative and Alternate Representative to the Sacramento Valley Basinwide Air Pollution Control Council.** Appointment by Board Chair of a representative and alternate to the Sacramento Valley Basinwide Air Pollution Control Council (BCC) for calendar year 2021.

**ACTION REQUESTED:** Chair to appoint one (1) Primary and one (1) Alternate to represent the District on the BCC.

Chair Ritter requested to be the BCC Primary Representative and ask for a volunteer for the Alternate representative. Councilmember Tryon volunteered. Chair Ritter appointed Councilmember Tryon to serve as the Alternate.

10. **APCO Report.** Report from the Air Pollution Control Officer on current areas of potential interest to your Board, including air quality-related activities at the local, state, and federal scenes.

Stephen Ertle, APCO, reported on the following:

**Local Scene:**
- Changes to District staffing: Robyn Sousa retired, internal promotions were made leaving a vacancy for the Administrative Technician position, a candidate is scheduled to start on Monday.
- Check Before You Light update - Butte County experienced overall clean air. One (1) advisory was issued for Chico and no advisories for Gridley and Paradise, two (2) exceedances of the 24-hour PM on December 20th in Chico and November 20th in Gridley.

**State Scene:**
- CARB appointed new chair Liane M. Randolph, who previously served as the Commissioner at the California Public Utilities Commission.
- Staff continue to work with CARB & CAPCOA

**Federal Scene:**
- EPA nominated a new Administrator, and 23 leading agricultural groups support this nomination. Staff expect more changes with the new administration.

Board discussion.
Councilmember Calderon asked, What is an advisory? Jason Mandly provided an explanation.

Supervisor Ritter requested an update on woodsmoke reduction program. Jason Mandly replied that currently the woodsmoke reduction program is not funded but there may be ways to fund a woodstove replacement through other grants.
Councillor Calderon asked if there were advisories for pesticides. Stephen Ertle replied that the Ag Commissioner has authority over pesticide applications and would provide Councilmember Calderon with the Ag Commissioner’s contact information.

**ACTION REQUESTED:** None. This item is provided for information and discussion.

No public comment.

9. **Other Business.**

No other business.

10. **Public Comment Period.** Any person may address the Board of Directors on any matter within the jurisdiction of the Board that is not on the agenda for this meeting. Any person may address the Board on an agendized item when that time is called. The Chair requests that each person addressing the Board limits their presentation to five (5) minutes.

11. The meeting adjourned at 10:34 a.m. The next Board of Directors Meeting is scheduled for March 25, 2021 at 10:00 a.m. at the Butte County Association of Governments Board Room located at 326 Huss Drive, Suite 100, Chico, California.
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To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Stephen Ertle, Air Pollution Control Officer

Re: Activity Report on Butte County Air Quality Management District Activities.

Date of Release: February 18, 2021
Board Consideration: February 25, 2021

ISSUE:
Summary of District activities for calendar years 2019, 2020 and year 2021 as of January 31st.

ACTION REQUESTED:
Accept and file.

Attachment:
2021 Activity Report
## 2021 Activity Report

<table>
<thead>
<tr>
<th>Activity</th>
<th>2019</th>
<th>2020</th>
<th>Jan</th>
<th>Feb</th>
<th>Mar</th>
<th>Apr</th>
<th>May</th>
<th>Jun</th>
<th>Jul</th>
<th>Aug</th>
<th>Sep</th>
<th>Oct</th>
<th>Nov</th>
<th>Dec</th>
<th>YTD ¹</th>
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<td>Authority to Construct Permits Issued</td>
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<td>Inspections Performed by Facility</td>
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<td>Inspections Performed by Permits</td>
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<td>Status Change Reports Received</td>
<td>91</td>
<td>33</td>
<td>5</td>
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<td>Agricultural Burn Days²</td>
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<td>301</td>
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<td>Agricultural No-Burn Days²</td>
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<td>Burn Notifications</td>
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<td>Rice Fields Reported Harvested</td>
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<td>Complaints Received</td>
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<tr>
<td>Notices to Comply Issued</td>
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<td>0</td>
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<td>Public Outreach</td>
<td>752</td>
<td>517</td>
<td>36</td>
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<tr>
<td>Environmental Documents Reviewed</td>
<td>2</td>
<td>6</td>
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</tbody>
</table>

¹ YTD = Year-to-date totals
² Burn Day Status reported below 3000' elevation
To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Aleah Ing, Administrative Services Officer


Date of Release: February 18, 2021
Board Consideration: February 25, 2021

ISSUE:
Financial Status Report.

ACTION REQUESTED:
Accept and file.

DISCUSSION:
The attached financial report summarizes the District’s finances during the period of July 1, 2020 to January 31, 2021 and Balance Sheet for the period ending January 31, 2021. The District operated within overall budgeted revenue and expenditures.

Per discussions with CARB, Michael McDonald’s project (ag pump electrification) cannot be funded with Carl Moyer, FARMER, or CAP funds due to conflicts with the State Carl Moyer Guidelines (requirement to have one complete year of surplus before District ag engine rule deadline). The grant amount is $4,533.22. Since the project is already underway and there are emission benefits (electric instead of Tier 4 Diesel), the District intends to fund this Grant through the Special Clean Air Grants account.

A Budget transfer from Computer Office Supplies to use funds previously allocated for replacement of the District’s server has been completed. The District intends to move the server replacement to the FY 2021-2022 Budget to accommodate the transfers.
The Fiscal Year 19/20 audit is expected to be completed by the end of March. Based on the audit some journals may be needed that could affect the financials.

Attachments:
Fiscal Year 20/21 Balance Sheet
Fiscal Year 20/21 Revenue & Expense Report
## Balance Sheet
### As of January 31, 2021

#### ASSETS

**Current Assets**

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<tr>
<th>Account Code</th>
<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>1002</td>
<td>Cash on Hand - Change Box</td>
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<td>1003</td>
<td>Bank of America - General-0648</td>
<td>189,350.21</td>
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<td>1004</td>
<td>Bank of America - Payroll-0649</td>
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<td>1007</td>
<td>B of A Reserve Acct - 1789</td>
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<td>1010</td>
<td>B o f A -Woodsmoke/Perscribed</td>
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<td>1011</td>
<td>Tri Counties - Carl Moyer 2618</td>
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<td>1012</td>
<td>Tri Counties - FARMER - 6831</td>
<td>284,329.82</td>
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<td>1013</td>
<td>Tri Counties - CAP-6855</td>
<td>1,835,859.98</td>
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<td>1014</td>
<td>Tri Counties - NRM-6843</td>
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<td>Tri Counties - AB 617-6818</td>
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<td>State LAIF Acct</td>
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<td><strong>Total Checking/Savings</strong></td>
<td>3,950,298.90</td>
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<tr>
<td>1200</td>
<td>Accounts Receivable</td>
<td>879,406.21</td>
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<td><strong>Total Accounts Receivable</strong></td>
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**Other Current Assets**

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<th>Account Code</th>
<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>1102</td>
<td>Due From Other Governments</td>
<td>242,475.27</td>
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<tr>
<td>1500</td>
<td>Undeposited Funds</td>
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<td><strong>Total Other Current Assets</strong></td>
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<td><strong>Total Current Assets</strong></td>
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#### TOTAL ASSETS 5,072,647.43

#### LIABILITIES & EQUITY

**Liabilities**

**Current Liabilities**

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<th>Account Code</th>
<th>Description</th>
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<td>2000</td>
<td>Accounts Payable</td>
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<td>2001</td>
<td>A/P - Grantees</td>
<td>1,826,486.62</td>
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<td><strong>Total Accounts Payable</strong></td>
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**Other Current Liabilities**

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<td>Accrual Payroll &amp; Benefits</td>
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<td>210001</td>
<td>Payroll Taxes Payable</td>
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<td>210011</td>
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<td>MED FLEX</td>
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<td>2100</td>
<td>Accrual Payroll &amp; Benefits - Other</td>
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<tr>
<td></td>
<td><strong>Total 2100 · Accrual Payroll &amp; Benefits</strong></td>
<td>32,338.04</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Account Code</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2107</td>
<td>Unearned Revenue</td>
<td></td>
</tr>
<tr>
<td>210904</td>
<td>FARMER</td>
<td>264,995.56</td>
</tr>
<tr>
<td>210906</td>
<td>Carl Moyer</td>
<td>64,416.86</td>
</tr>
</tbody>
</table>
### January 31, 21

<table>
<thead>
<tr>
<th>Account Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>210909 · Wood Stove</td>
<td>439.33</td>
</tr>
<tr>
<td>210910 · Community (CAP)</td>
<td>261,044.66</td>
</tr>
<tr>
<td>210914 · AB 617</td>
<td>141,997.13</td>
</tr>
<tr>
<td><strong>Total 2107 · Unearned Revenue</strong></td>
<td><strong>732,893.54</strong></td>
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<tr>
<td><strong>Total Other Current Liabilities</strong></td>
<td><strong>765,231.58</strong></td>
</tr>
<tr>
<td><strong>Total Current Liabilities</strong></td>
<td><strong>2,621,903.45</strong></td>
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<tr>
<td><strong>Total Liabilities</strong></td>
<td><strong>2,621,903.45</strong></td>
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### Equity

<table>
<thead>
<tr>
<th>Account Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>3100 · Reserves</td>
<td>242,166.00</td>
</tr>
<tr>
<td>3200 · Restricted Fund</td>
<td></td>
</tr>
<tr>
<td>3004 · Carl Moyer Program</td>
<td>413,990.17</td>
</tr>
<tr>
<td>3005 · Reserved FARMER Prgm</td>
<td>85,493.94</td>
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<tr>
<td>3009 · Woodsmoke Grant</td>
<td>36,784.23</td>
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<tr>
<td>3012 · Community (CAP)</td>
<td>1,250,864.63</td>
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<tr>
<td><strong>Total 3200 · Restricted Fund</strong></td>
<td><strong>1,787,132.97</strong></td>
</tr>
<tr>
<td>3900 · Retained Earnings</td>
<td>2,071,487.48</td>
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<tr>
<td>Net Income</td>
<td>-1,650,042.47</td>
</tr>
<tr>
<td><strong>Total Equity</strong></td>
<td><strong>2,450,743.98</strong></td>
</tr>
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</table>

**TOTAL LIABILITIES & EQUITY**

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
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</thead>
<tbody>
<tr>
<td><strong>TOTAL LIABILITIES &amp; EQUITY</strong></td>
<td><strong>5,072,647.43</strong></td>
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</table>

**NOTES:**

FY 2019-20 Audit has not been finalized. Some adjustments may be needed.

FY 2020-21 Budget adopted May 28, 2020, Resolution 2020-07
## Butte Co. Air Quality Management Dist.
### FY 2020-2021 Revenue & Expenditure Report
#### Budget vs. Actual
##### July 2020 through January 2021

<table>
<thead>
<tr>
<th>Ordinary Income/Expense</th>
<th>Jul '20 - Jan '21</th>
<th>Budget</th>
<th>Budgeted Acct</th>
<th>% of Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>421 - License and Permits</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4213010 · Ag Burn Permits</td>
<td>$50,443.17</td>
<td>$90,000.00</td>
<td>-$39,556.83</td>
<td>56.05%</td>
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<tr>
<td>4213013 · Ag Engine Registration Program</td>
<td>$194.99</td>
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<td>$194.99</td>
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<tr>
<td>4213020 · Title V Permits</td>
<td>$3,648.71</td>
<td>$3,500.00</td>
<td>$148.71</td>
<td>104.25%</td>
</tr>
<tr>
<td>4213030 · Operating Permits</td>
<td>$160,252.25</td>
<td>$305,000.00</td>
<td>-$144,747.75</td>
<td>52.54%</td>
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<tr>
<td>4213035 · Portable Engine Registration</td>
<td>$194.99</td>
<td>$0.00</td>
<td>$194.99</td>
<td>100.0%</td>
</tr>
<tr>
<td>4213040 · Auth to Construct</td>
<td>$3,648.71</td>
<td>$3,500.00</td>
<td>$148.71</td>
<td>104.25%</td>
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<tr>
<td>4213055 · Emission Reduction Fee</td>
<td>$0.00</td>
<td>$400.00</td>
<td>-$400.00</td>
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<tr>
<td>4213060 · Misc. Other Permits</td>
<td>$300.00</td>
<td>$450.00</td>
<td>-$150.00</td>
<td>66.67%</td>
</tr>
<tr>
<td><strong>Total 421 - License and Permits</strong></td>
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</tr>
<tr>
<td><strong>430 · Fines, Forefeitures &amp; Penalties</strong></td>
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<tr>
<td>430400 · Fines, Forefeitures &amp; Penalties</td>
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<td></td>
<td></td>
</tr>
<tr>
<td><strong>441 · Interest Income</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>441090 · Interest Income</td>
<td>$7,496.47</td>
<td>$2,000.00</td>
<td>$5,496.47</td>
<td>374.82%</td>
</tr>
<tr>
<td><strong>451 · Intergovernmental</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4500001 · State Subvention</td>
<td>$57,404.91</td>
<td>$59,428.00</td>
<td>-$2,023.09</td>
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</tr>
<tr>
<td>4500007 · FARMER Funding</td>
<td></td>
<td></td>
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<tr>
<td>4500008 · 105 Pilot Project Grant Funding</td>
<td>$189.00</td>
<td>$59,080.00</td>
<td>-$58,891.00</td>
<td>0.32%</td>
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<tr>
<td>4500009 · Carl Moyer Grant</td>
<td></td>
<td></td>
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<tr>
<td>4500010 · DMV Surcharge</td>
<td>$547,690.28</td>
<td>$753,000.00</td>
<td>-$205,309.72</td>
<td>72.73%</td>
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<tr>
<td>4500011 · Prescribed Fire Grant</td>
<td></td>
<td></td>
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<tr>
<td>4500012 · GHG Oil &amp; Gas Funding</td>
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<tr>
<td>4500013 · AB 197 Funding</td>
<td>$8,583.00</td>
<td>$8,583.00</td>
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<tr>
<td>4500014 · AB 617 Funding</td>
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<tr>
<td>4500015 · Community Air Program (CAP)</td>
<td></td>
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<tr>
<td>4500016 · Nox Remediation Measure</td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>4500017 · Woodsmoke Grant</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4500020 · AB 2588 Hot Spots Fee</td>
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</tr>
<tr>
<td><strong>Total 451 · Intergovernmental</strong></td>
<td></td>
<td></td>
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</tr>
<tr>
<td><strong>471 · Miscellaneous Revenue</strong></td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>4710905 · Return Check Fee</td>
<td>$25.00</td>
<td>$25.00</td>
<td>$0.00</td>
<td>100.0%</td>
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<tr>
<td>4710906 · Other Reimbursements</td>
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<tr>
<td>4710907 · Copy Reimbursement</td>
<td></td>
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</tr>
<tr>
<td>4711903 · Implementation Funds</td>
<td>$1,215.86</td>
<td>$8,000.00</td>
<td>-$6,784.14</td>
<td>15.2%</td>
</tr>
<tr>
<td>4711904 · Other Misc. Revenue</td>
<td>$80,457.07</td>
<td>$588,135.00</td>
<td>-$507,677.93</td>
<td>13.68%</td>
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<tr>
<td><strong>Total 471 · Miscellaneous Revenue</strong></td>
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<td></td>
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<tr>
<td><strong>Total Income</strong></td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td></td>
<td>$1,007,497.24</td>
<td>$2,303,260.00</td>
<td>-$1,295,762.76</td>
<td>43.74%</td>
</tr>
</tbody>
</table>

## Gross Profit

| Total Income | $1,007,497.24 | $2,303,260.00 | -$1,295,762.76 | 43.74% |

## Expense

<table>
<thead>
<tr>
<th>Expense</th>
<th>Jul '20 - Jan '21</th>
<th>Budget</th>
<th>Budgeted Acct</th>
<th>% of Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>511 · Payroll Expenses</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>511001 · Salaries &amp; Wages</td>
<td>$432,053.97</td>
<td>$797,480.00</td>
<td>-$365,426.03</td>
<td>54.18%</td>
</tr>
<tr>
<td>511002 · Employer Taxes</td>
<td>$6,076.20</td>
<td>$0.00</td>
<td>$6,076.20</td>
<td>100.0%</td>
</tr>
<tr>
<td><strong>512 · Extra Help</strong></td>
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<tr>
<td>512001 · Extra Help</td>
<td>$0.00</td>
<td>$16,000.00</td>
<td>-$16,000.00</td>
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<tr>
<td>514 · Overtime</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>514001 · Overtime</td>
<td>$0.00</td>
<td>$4,000.00</td>
<td>-$4,000.00</td>
<td>0.0%</td>
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<tr>
<td><strong>518 · Employee Benefits</strong></td>
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<tr>
<td>518001 · Employee Benefits</td>
<td>$329,525.63</td>
<td>$587,000.00</td>
<td>-$257,474.37</td>
<td>56.14%</td>
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<tr>
<td><strong>Total 511 · Payroll Expenses</strong></td>
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</tr>
<tr>
<td><strong>523 · Communications</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>523001 · Communications</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>526 · Household/Janitorial</strong></td>
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<tr>
<td>526001 · Household/Janitorial</td>
<td>$2,752.75</td>
<td>$6,400.00</td>
<td>-$3,647.25</td>
<td>43.01%</td>
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<td><strong>527 · General Insurance</strong></td>
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<tr>
<td>527001 · General Insurance</td>
<td>$14,076.30</td>
<td>$14,077.00</td>
<td>-$0.70</td>
<td>100.0%</td>
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<tr>
<td><strong>530 · Maintenance/Vehicles</strong></td>
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<tr>
<td>530001 · Maintenance/Vehicles</td>
<td>$69.56</td>
<td>$3,000.00</td>
<td>-$2,930.44</td>
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<tr>
<td><strong>530042 · Maintenance/Computer</strong></td>
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<tr>
<td>5300420 · Maintenance/Computer</td>
<td>$14,414.96</td>
<td>$31,500.00</td>
<td>-$17,085.04</td>
<td>45.76%</td>
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<td><strong>531 · Maintenance/Building</strong></td>
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<tr>
<td>531001 · Maintenance/Building</td>
<td>$1,796.74</td>
<td>$5,572.00</td>
<td>-$3,775.26</td>
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<tr>
<td><strong>531201 · Maintenance Misc.</strong></td>
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<tr>
<td>5312010 · Maintenance Misc.</td>
<td>$600.00</td>
<td>$2,000.00</td>
<td>-$1,400.00</td>
<td>30.0%</td>
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<tr>
<td><strong>533 · Memberships</strong></td>
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<tr>
<td>533001 · Memberships</td>
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<td>$6,000.00</td>
<td>-$3,529.00</td>
<td>41.18%</td>
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<tr>
<td>Category</td>
<td>Jul '20 - Jan 21</td>
<td>Budget</td>
<td>Budgeted Acct</td>
<td>% of Budget</td>
</tr>
<tr>
<td>----------------------------------------------</td>
<td>------------------</td>
<td>------------</td>
<td>---------------</td>
<td>-------------</td>
</tr>
<tr>
<td>535104 · Office Exp/Postage</td>
<td>1,007.15</td>
<td>3,000.00</td>
<td>-1,992.85</td>
<td>33.57%</td>
</tr>
<tr>
<td>535201 · Office Supplies</td>
<td>12,491.63</td>
<td>21,800.00</td>
<td>-9,308.37</td>
<td>57.3%</td>
</tr>
<tr>
<td>535203 · Office Expense-Computers</td>
<td>12,071.56</td>
<td>23,389.00</td>
<td>-11,317.44</td>
<td>51.61%</td>
</tr>
<tr>
<td>536 · Prof &amp; Specialized Serv</td>
<td>21,421.55</td>
<td>56,000.00</td>
<td>-34,578.45</td>
<td>38.25%</td>
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<tr>
<td>536101 · Legal Services</td>
<td>9,000.00</td>
<td>18,500.00</td>
<td>-9,500.00</td>
<td>48.65%</td>
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<tr>
<td>537 · Publications &amp; Legal Notice</td>
<td>999.55</td>
<td>3,500.00</td>
<td>-2,500.45</td>
<td>28.56%</td>
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<tr>
<td>538 · Rents &amp; Leases</td>
<td>31,360.00</td>
<td>56,000.00</td>
<td>-24,640.00</td>
<td>56.0%</td>
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<tr>
<td>539 · Rents &amp; Leases/Equip</td>
<td>287.58</td>
<td>350.00</td>
<td>-62.42</td>
<td>82.17%</td>
</tr>
<tr>
<td>540 · Public Awareness</td>
<td>4,280.00</td>
<td>18,400.00</td>
<td>-14,120.00</td>
<td>23.26%</td>
</tr>
<tr>
<td>541 · Special Dept. Expenses</td>
<td>134.08</td>
<td>23,500.00</td>
<td>-23,365.92</td>
<td>0.57%</td>
</tr>
<tr>
<td>543101 · Training</td>
<td>734.00</td>
<td>8,000.00</td>
<td>-7,266.00</td>
<td>9.18%</td>
</tr>
<tr>
<td>543201 · Trans &amp; Travel</td>
<td>4,360.30</td>
<td>31,000.00</td>
<td>-26,639.70</td>
<td>14.07%</td>
</tr>
<tr>
<td>544 · Utilities</td>
<td>3,734.20</td>
<td>10,000.00</td>
<td>-6,265.80</td>
<td>37.34%</td>
</tr>
<tr>
<td>545 · Road Exp/Gas</td>
<td>462.14</td>
<td>4,000.00</td>
<td>-3,537.86</td>
<td>11.55%</td>
</tr>
<tr>
<td>552 · Contributions Other Agen-Awards</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>552006 · Carl Moyer Grant</td>
<td>277,419.16</td>
<td>866,410.00</td>
<td>-588,990.84</td>
<td>32.02%</td>
</tr>
<tr>
<td>5520061 · Carl Moyer CAPCOA</td>
<td>0.00</td>
<td>0.00</td>
<td>0.00</td>
<td>0.0%</td>
</tr>
<tr>
<td>552007 · Carl Moyer CAP</td>
<td>711,093.11</td>
<td>1,209,273.00</td>
<td>-498,179.89</td>
<td>58.8%</td>
</tr>
<tr>
<td>552009 · Woodsmoke Grant</td>
<td>58,966.99</td>
<td>95,752.00</td>
<td>-36,785.01</td>
<td>61.58%</td>
</tr>
<tr>
<td>552011 · NRM NOx Remediation Funds</td>
<td>0.00</td>
<td>32.00</td>
<td>-32.00</td>
<td>0.0%</td>
</tr>
<tr>
<td>552020 · Special Clean Air Grants</td>
<td>0.00</td>
<td>4,534.00</td>
<td>-4,534.00</td>
<td>0.0%</td>
</tr>
<tr>
<td>552021 · FARMER</td>
<td>693,717.99</td>
<td>893,022.00</td>
<td>-199,304.01</td>
<td>77.68%</td>
</tr>
<tr>
<td>552 · Contributions Other Agen-Awards - Other</td>
<td>0.00</td>
<td>134.00</td>
<td>-134.00</td>
<td>0.0%</td>
</tr>
<tr>
<td>Total 552 · Contributions Other Agen-Awards</td>
<td>1,741,197.25</td>
<td>3,069,157.00</td>
<td>-1,327,959.75</td>
<td>56.73%</td>
</tr>
<tr>
<td>580 · Contingencies</td>
<td>0.00</td>
<td>20,000.00</td>
<td>-20,000.00</td>
<td>0.0%</td>
</tr>
<tr>
<td>590 · Restricted Reserves</td>
<td>0.00</td>
<td>0.00</td>
<td>0.00</td>
<td>0.0%</td>
</tr>
<tr>
<td>Total Expense</td>
<td>2,657,539.71</td>
<td>4,851,125.00</td>
<td>-2,193,585.29</td>
<td>54.78%</td>
</tr>
<tr>
<td>Net Ordinary Income</td>
<td>-1,650,042.47</td>
<td>-2,547,865.00</td>
<td>897,822.53</td>
<td>64.76%</td>
</tr>
<tr>
<td>Net Income</td>
<td>-1,650,042.47</td>
<td>-2,547,865.00</td>
<td>897,822.53</td>
<td>64.76%</td>
</tr>
</tbody>
</table>

**NOTES:** Revenue and Expense Report based on accrual method of accounting
FY 2020-21 Budget adopted May 28, 2020, Resolution 2020-07
To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Stephen Ertle, Air Pollution Control Officer

Re: Status Report on Calendar of Events

<table>
<thead>
<tr>
<th>DATE</th>
<th>EVENT</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>February 5</td>
<td>BCC Meeting</td>
<td>Zoom</td>
</tr>
<tr>
<td>February 10</td>
<td>CAPCOA Grants Committee Meeting</td>
<td>Zoom</td>
</tr>
<tr>
<td>February 11</td>
<td>CAPCOA Planning Managers</td>
<td>Zoom</td>
</tr>
<tr>
<td>February 19</td>
<td>BCC-TAC Meeting</td>
<td>Zoom</td>
</tr>
<tr>
<td>February 25</td>
<td>Butte County AQMD Board Meeting</td>
<td>Chico</td>
</tr>
<tr>
<td>March TBD</td>
<td>CAPCOA Asbestos Working Group</td>
<td>Zoom</td>
</tr>
<tr>
<td>March 10</td>
<td>CAPCOA Grants Committee Meeting</td>
<td>Zoom</td>
</tr>
<tr>
<td>March 11</td>
<td>CAPCOA Planning Managers</td>
<td>Zoom</td>
</tr>
<tr>
<td>March 19</td>
<td>BCC-TAC Meeting</td>
<td>Zoom</td>
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<td>March 25</td>
<td>Butte County AQMD Board Meeting</td>
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<td>April TBD</td>
<td>CAPCOA Vapor Recovery Meeting</td>
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<td>April 2</td>
<td>BCC Meeting</td>
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<tr>
<td>April 7-8</td>
<td>CAPCOA Enforcement Managers Meeting</td>
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<td>April 8</td>
<td>CAPCOA Planning Managers</td>
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<td>April 14</td>
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<td>Zoom</td>
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<tr>
<td>April 16</td>
<td>BCC-TAC Meeting</td>
<td>Zoom</td>
</tr>
<tr>
<td>April 22</td>
<td>Butte County AQMD Board Meeting</td>
<td>Chico</td>
</tr>
</tbody>
</table>
To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Cora Collins, Clerk of the Board

Re: Status Report on Communications.

Date of Release: February 18, 2021
Board Consideration: February 25, 2021

ISSUE:
No recent Governing Board correspondence.
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To: Butte County Air Quality Management District Board of Directors  
From: Stephen Ertle, Air Pollution Control Officer  
Staff Contact: Stephen Ertle, Air Pollution Control Officer

Re: Fiscal Year 2021-2022 Budget Schedule.

<table>
<thead>
<tr>
<th>Activity</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Budget Analysis and Projections</td>
<td>February 18, 2021</td>
</tr>
<tr>
<td>Development of Initial Comparative Analysis Budget</td>
<td>March 1</td>
</tr>
<tr>
<td>Budget and Finance Committee Comparative Budget Review</td>
<td>March 8</td>
</tr>
<tr>
<td>Update Comparative Analysis Budget</td>
<td>Early March (TBD)</td>
</tr>
<tr>
<td>Budget and Finance Committee Updated Comparative Budget Review</td>
<td>Late March (TBD)</td>
</tr>
<tr>
<td>Release Draft Proposed Budget</td>
<td>March 22</td>
</tr>
<tr>
<td>1st Budget Hearing</td>
<td>April 22</td>
</tr>
<tr>
<td>2nd Budget Hearing</td>
<td>May 27</td>
</tr>
<tr>
<td>Budget Amendments and Final Adoption</td>
<td>June 24</td>
</tr>
</tbody>
</table>
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To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Cora Collins, Clerk of the Board

Re: Resolutions of Appreciation - Recognizing Staff Tenure with the District.

Date of Release: February 18, 2021
Board Consideration: February 25, 2021

**ISSUE:**
Resolution memorializing staff for their exemplary service with Butte County Air Quality Management District.

**ACTION REQUESTED:**
Adopt attached resolutions, recognizing staff for their exemplary service with the District:

- Stephen Ertle, Air Pollution Control Officer - 20 years with the District
- Jason Mandly, Senior Air Quality Planner - 10 Years with the District

Recognition will be made at a future meeting.

Attachments:
Resolution 2021-01 Stephen Ertle - 20 Years with the District
Resolution 2021-05 Jason Mandly - 10 Years with the District
RESOLUTION 2021-01
BEFORE THE BOARD OF DIRECTORS OF
BUTTE COUNTY AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA
IN RECOGNITION OF STEPHEN ERTLE FOR 20 YEARS OF SERVICE TO
THE BUTTE COUNTY AIR QUALITY MANAGEMENT DISTRICT

WHEREAS, Stephen Ertle began his career with the Butte County Air Quality Management District on January 8, 2001;

AND WHEREAS, Stephen Ertle serves as the District’s Air Pollution Control Officer, where he provides steady leadership to District staff while progressing the mission of protecting the people and environment of Butte County from the harmful effects of air pollution;

AND WHEREAS, Stephen Ertle has served as the District’s Assistant Air Pollution Control Officer, Senior Air Quality Compliance Specialist, and Information Technology Officer;

AND WHEREAS, Stephen Ertle has well represented the District through the California Air Pollution Control Officer’s Association (CAPCOA), the CAPCOA Vapor Recovery Subcommittee; the CAPCOA Enforcement Managers Committee; the Sacramento Valley Basinwide Control Council and the Sacramento Valley Air Quality Engineering and Enforcement Professionals committee;

AND WHEREAS Stephen Ertle was awarded the CAPCOA Rodney Swartzendruber Outstanding Inspector Award in 2011 which recognizes outstanding and exemplary service by air quality inspectors serving in California;

AND WHEREAS, Stephen Ertle has earned the respect of fellow employees, community and the general public, and has diligently served the residents of Butte County for 20 years with distinction;

THEREFORE, BE IT RESOLVED, that the Butte County Air Quality Management District Board, on its own behalf and on behalf of the residents of Butte County, wish to express to Stephen Ertle sincere appreciation for his many years of unselfish dedication and outstanding service rendered to the residents of Butte County, and to the District.

On Motion of _____________, Seconded by ______________, the foregoing resolution is hereby PASSED AND ADOPTED by the Air Quality Management District Board of Directors on this 25th day of February 2021 by the following:

AYES:
NOES:
ABSTAIN:
ABSENT:

________________________________________
Supervisor Ritter, Chair of the Governing Board
Butte County Air Quality Management District

I hereby attest that this is a true and correct copy of the action taken by the Butte County Air Quality Management District Board of Directors on February 25, 2021.

ATTEST: ___________________________________________
Cora Collins, Clerk of the Governing Board
RESOLUTION 2021-05
BEFORE THE BOARD OF DIRECTORS OF
BUTTE COUNTY AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA
IN RECOGNITION OF JASON MANDLY FOR 10 YEARS SERVICE TO
THE BUTTE COUNTY AIR QUALITY MANAGEMENT DISTRICT

Resolution 2021-05 ............................................................... )
In Recognition of Jason Mandly for 20 Years of Service ....... )
to the Butte County Air Quality Management District ............ )

WHEREAS, Jason Mandly, Senior Air Quality Planner, began his career with the Butte County Air Quality Management District on February 28, 2011;

AND WHEREAS, Jason Mandly currently provides lead staff support for the air quality planning program including CEQA and NEPA reviews and District rule coordinator;

AND WHEREAS, Jason Mandly also serves as the lead staff for the District's public education program and public information officer;

AND WHEREAS, Jason Mandly coordinates the District's air quality forecasting efforts, including the annual Check Before You Light Program;

AND WHEREAS, Jason Mandly serves as the District’s representative to the CAPCOA Planning Managers Committee and coordinates our air quality planning efforts with other air districts;

AND WHEREAS, Jason Mandly is assigned webmaster duties maintaining the District's website;

AND WHEREAS, Jason Mandly administers the District's grant programs including the Carl Moyer Program, FARMER Program, Community Air Protection Program and the District’s Woodsmoke Reduction Program;

AND WHEREAS, Jason Mandly is the District’s party planner and always has a funny saying to make everyone laugh.

AND WHEREAS, Jason Mandly has earned the respect of fellow employees, community and the general public, and has diligently served the residents of Butte County for 10 years with distinction;

THEREFORE, BE IT RESOLVED, that the Butte County Air Quality Management District Board, on its own behalf and on behalf of the residents of Butte County, wish to express to Jason Mandly sincere appreciation for his years of unselfish dedication and outstanding service rendered to the residents of Butte County, and to the District.

On Motion of ___________________, Seconded by  ____________________, the foregoing resolution is hereby PASSED AND ADOPTED by the Air Quality Management District Board of Directors on this 25th day of February 2021 by the following:

AYES: __________________________
NOES: ________________________
ABSTAIN: _____________________
ABSENT: ______________________

________________________________________
Stephen Ertle, Air Pollution Control Officer
Butte County Air Quality Management District

I hereby attest that this is a true and correct copy of the action taken by the Butte County Air Quality Management District Board of Directors on February 25, 2021

ATTEST: __________________________________________
Cora Collins, Clerk of the Governing Board

February 25, 2021
BCAQMD Governing Board Meeting
Page 27 of 85
Date of Release: February 18, 2021
Board Consideration: February 25, 2021

To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Jason Mandly, Senior Air Quality Planner

Re: Consider Approving Carl Moyer Year 23 Grant Application.

ISSUE:
Staff requests the Board approve the Carl Moyer Year 23 Grant Application.

ACTION REQUESTED:
Adopt proposed Resolution 2021-06 approving the Carl Moyer Year 23 Grant Application.

DISCUSSION:
The Carl Moyer Program was established in 1998, as a grant program to fund the incremental cost of cleaner-than-required heavy-duty engines that emit less Oxides of Nitrogen (NOx), Particulate Matter (PM), and Reactive Organic Gases (ROG) emissions. The California Air Resources Board (CARB) provides administration and guidance for the program through their Program Guidelines. The District implements the program, locally, with direction from the Governing Board approved Policies and Procedures Manual.

Projects currently eligible for funding through the Carl Moyer Program include off-road diesel equipment such as tractors, a limited number of stationary agricultural engines, and on-road diesel trucks and buses. Cost-effectiveness caps and state diesel regulations may limit certain projects.

District staff request approval of the application to CARB for a total program allocation of $200,000 in State Carl Moyer Program Year 23 funds. The application deadline was January 15, 2021.

Attachments:
Resolution 2021-06 Approval of Carl Moyer Application Year 23
Carl Moyer Year 23 Application & Solicitation Memo
This page intentionally left blank
 Resolution 2021-06 .......................................................... )
Approval Of Carl Moyer Application Year 23 ..................... )

WHEREAS, California Health and Safety Code Sections 44275-44299.2 authorize the California Air Resources Board to allocate Carl Moyer Program funds to local air quality districts to provide financial incentives to both the public and private sectors to implement eligible projects to reduce emissions from on-road, marine, locomotive, agricultural, and off-road engines;

AND WHEREAS, the District has participated in the Carl Moyer Program since 2000, providing additional grant opportunities to businesses in Butte County to voluntarily reduce diesel exhaust emissions;

AND WHEREAS, the District staff requests to submit an application to California Air Resources Board for the total allocation of $200,000 in State Carl Moyer Memorial Air Quality Standards Attainment Program Funding for Year 23;

AND WHEREAS, the District will implement the Carl Moyer Heavy-Duty Low Emission Vehicle Incentive Program in accordance to Health and Safety Code Sections 44286, 44275, 44280-44288, 44290, and 44295-44297, the applicable Carl Moyer Program Guidelines, and the District’s Carl Moyer Program Policies and Procedures;

AND WHEREAS, the Butte County Air Quality Management District Board most recently approved the Carl Moyer Program Policies and Procedures Manual on June 27, 2019;

BE IT FURTHER RESOLVED, that the Board authorizes the acceptance of any supplemental Carl Moyer funds that may become available from other Districts, or awarded under the Rural District Assistance Program, Carl Moyer State Reserve, as well as any other Carl Moyer funds;

BE IT FURTHER RESOLVED, that the Board authorizes amendment of the District’s approved budget to reflect the acceptance of additional grant funds if necessary;

BE IT FURTHER RESOLVED, that the Butte County Air Quality Management District Board hereby authorizes the Air Pollution Control Officer, subject to review by District Counsel, to make such minor modifications in the sample agreement, applications and program information in the policies and procedures manual as may be necessary from time to time to ensure the smooth and efficient operation of the Carl Moyer Memorial Air Quality Standards Attainment Program and to comply with State requirements.

THEREFORE, BE IT RESOLVED, that the Butte County Air Quality Management District Board hereby approves the Carl Moyer Application Year 23 for Fiscal Year 2020-2021;

Resolution 2021-06 (February 25, 2021) – Page 1
On Motion of ____________________, Seconded by  ____________________, the foregoing resolution is hereby PASSED AND ADOPTED by the Air Quality Management District Board of Directors on this 25th day of February, 2021 by the following:

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<tbody>
<tr>
<td><strong>AYES:</strong></td>
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<td><strong>NOES:</strong></td>
<td></td>
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<tr>
<td><strong>ABSTAIN:</strong></td>
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<tr>
<td><strong>ABSENT:</strong></td>
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</table>

________________________
Stephen Ertle, Air Pollution Control Officer  
Butte County Air Quality Management District

I hereby attest that this is a true and correct copy of the action taken by the Butte County Air Quality Management District Board of Directors on February 25, 2021.

**ATTEST:**  
Cora Collins, Clerk of the Governing Board
The California Air Resources Board must receive this application by the due date specified in the Solicitation Memo [https://ww2.arb.ca.gov/administrative-forms-carl-moyer-program-community-air-protection-incentives](https://ww2.arb.ca.gov/administrative-forms-carl-moyer-program-community-air-protection-incentives).

Send the Air District’s signed application to MSCD Grants at [MSCDGrants@arb.ca.gov](mailto:MSCDGrants@arb.ca.gov).

**SECTION 1: APPLICANT AIR DISTRICT**

<table>
<thead>
<tr>
<th>Air District Name:</th>
<th>Butte County Air Quality Management District</th>
</tr>
</thead>
<tbody>
<tr>
<td>Street Address:</td>
<td>City/Zip Code:</td>
</tr>
<tr>
<td>629 Entler Avenue  Suite 15</td>
<td>Chico, CA 95973</td>
</tr>
<tr>
<td>Contact Person:</td>
<td>Telephone Number:</td>
</tr>
<tr>
<td>Jason Mandly</td>
<td>530-332-9400 x108</td>
</tr>
<tr>
<td>E-mail:</td>
<td><a href="mailto:jmandly@bcaqmd.org">jmandly@bcaqmd.org</a></td>
</tr>
</tbody>
</table>

The address provided above matches the address provided on the Air District's Data Record Form (STD 204) or Government Agency Tax Payer ID Form.

- [ ] Yes
- [ ] If no, the Air District will be submitting a corrected STD. 204 or Government Agency Tax Payer ID Form to CARB.

**SECTION 2: AIR DISTRICT REQUEST OF CARL MOYER PROGRAM FUNDING**

<table>
<thead>
<tr>
<th>Moyer Year:</th>
<th>Fiscal Year:</th>
</tr>
</thead>
<tbody>
<tr>
<td>23</td>
<td>20/21</td>
</tr>
</tbody>
</table>

Check one box and enter the dollar amount (if applicable).

- [ ] Tentative allocation ("Total Allocation" amount from Attachment 1): $
- [ ] Greater amount than tentative allocation, if available: $
  
  Sum of tentative allocation plus greater amount: $

- [ ] Minimum allocation of $200,000 (no match required).

- [ ] Minimum allocation and authorizes the funds be designated to the Rural District Assistance Program (RAP) for the current fiscal year.

- [ ] Tentative allocation and authorizes the funds be designated to a lead air district for the current fiscal year.

  Identify the lead air district:

- [ ] No Carl Moyer Program funds. Air District declines all funding for this fiscal year.
### SECTION 3: AIR DISTRICT MATCHING FUNDS

(15% OF FUNDING REQUEST, FOR APPLICATIONS OVER $200,000)

<table>
<thead>
<tr>
<th>Source of Funding</th>
<th>Dollar Amount</th>
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<tbody>
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</table>

The Total Air District Match is based on the:
- [ ] Tentative allocation
- [ ] Request Allocation (Tentative allocation plus greater amount)
- [ ] Other

Total Air District Match: N/A

Specify match funding by Source and Amount:

<table>
<thead>
<tr>
<th>Source of Funding</th>
<th>Dollar Amount</th>
</tr>
</thead>
<tbody>
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</table>

Match Funds Subtotal: N/A

Estimated In-Kind Administration: (Up to 15% of Total District Match) N/A

### SECTION 4: PROGRAM ADMINISTRATION

Check the box with the percentage for program administration that best applies to the Air District. If the Air District wishes to request a program administration grant percentage lower than the 6.25% or 12.5% allowed under statute (H&SC § 44299.1) check last box and enter the percentage.

- [ ] 6.25% (Air District with one million or more inhabitants)
- [x] 12.5% (Air District under one million inhabitants)
- [ ] The Air District requests program administration funds be included in this grant at a lower portion than allowed by statute.

Percent of the total grant:
SECTION 5: BOARD RESOLUTION

Check one box and complete the date (if applicable).

☐ This application has been duly approved and authorized by the Air District governing board, as specified in the attached resolution.

☑ This application is scheduled to go before the Air District Board.
Date scheduled to go before the Air District Board:
03/25/2021

SECTION 6: AIR DISTRICT CONTACT INFORMATION

<table>
<thead>
<tr>
<th>Air District Air Pollution Control Officer</th>
<th>Telephone Number</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stephen Ertle</td>
<td>530-332-9400 x113</td>
<td><a href="mailto:sertle@bcamqd.org">sertle@bcamqd.org</a></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Air District Carl Moyer Program Manager</th>
<th>Telephone Number</th>
<th>Email Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jason Mandly</td>
<td>530-332-9400 x108</td>
<td><a href="mailto:jmandly@bcaqmd.org">jmandly@bcaqmd.org</a></td>
</tr>
</tbody>
</table>

SECTION 7: AIR DISTRICT APCO/EO APPROVED SIGNATURE

To the best of my knowledge and belief, the information in this application is true and correct. Unless my Air district has declined or designated these grant funds, an up-to-date Carl Moyer Program District Policies and Procedures Manual, based on current Carl Moyer Program Guidelines, is maintained at the Air District’s office.

Signature of Air Pollution Control Officer:

Date of Signature: 1/12/2021
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To: Air Pollution Control Officers  
From: Scott Rowland  
Branch Chief  
Mobile Source Control Division  
Date: December 17, 2020  

This memo solicits applications for FY 2020-2021 (Year 23) grants from the Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program). All California air pollution control and air quality management districts may apply for these grants funded by smog abatement and tire fees.

For Year 23, the California Air Resources Board (CARB) estimates, that based on authority and projected Carl Moyer Program revenues for FY 2020-2021, approximately $89 million will be available for grants to districts under Carl Moyer Program regular and State Reserve funds. The tentative allocation of regular Carl Moyer Program funds reflects updated information on air district populations and air pollution severity under the requirements of Health and Safety Code section 44299.2. The share of district funds available for Carl Moyer Program administration reflects current statutory allowances. A district may, however, request a lower administrative portion and retain the difference in project funds.

A response to the solicitation notice must be received by January 15, 2021, and should include the completed and signed application. Attached to this notice is the tentative allocation table and application form. The solicitation package includes attachments that you will need to complete your application:

- Attachment 1 provides districts’ tentative funding allocations for regular Carl Moyer Program funds.
- Attachment 2 is the application form. Districts must complete and return this form to receive or designate funds. (https://ww3.arb.ca.gov/msprog/moyer/admin_forms/admin.htm)

Tentative and Final Grant Amounts
Attachment 1 provides the tentative grant amounts available by district and the corresponding match commitment. **Note that these tentative allocations are based**
on a preliminary estimate of revenues for the Carl Moyer Program and should not be used in board resolutions. Final allocations will be calculated by applying the formula described in Health and Safety Code section 44299.2, with consideration of the final revenue (estimate expected in February 2021), the number of districts that apply and funds requested.

**Match Requirement**
A district’s match requirement is 15 percent of its allocation, except those districts requesting the minimum allocation of $200,000, which are exempt from a match requirement. A district may apply for more than the tentative allocation, with a matching funds commitment of 15 percent. Please contact your Carl Moyer Program liaison or Ms. Deborah Paselk using the contact information at the end of this memorandum, if you need assistance with determining your match requirement.

**Designations**
A district may choose to designate the minimum allocation to the Rural District Assistance Program (RAP), or its tentative allocation to a lead air district. The district may make these designations in the application, for the current Year 23 and up to four succeeding years.

**In responding to this solicitation, districts may take one of the following actions:**

1. **Accept your grant award and request a reservation of funds equal to or greater than your tentative allocation.**

   To participate in the Carl Moyer Program, accept the grant award, and reserve an allocation, districts must submit the following:
   
   - **Application** – A completed application form signed and dated by the district’s Air Pollution Control Officer or authorized designee. Please complete all applicable sections of the application, including section 4 if the district requests a lower administration portion of the total grant.

   - **District Board Resolution/Board Minute Order (BMO)** – The district board resolution/BMO must commit to participate in the Carl Moyer Program, accept Carl Moyer Program funds, and follow the requirements of the Carl Moyer Program. Because allocations in Attachment 1 are tentative and final allocations will differ, the resolution/BMO should not specify an exact grant amount unless district board policy requires it, in which case a not-to-exceed figure should be used. District resolution/BMO should accompany the signed grant agreement that is to be received by CARB on **April 15, 2021**. If a district is unable to make this deadline, the District must indicate on the application the date the board will hear the item. Resolutions/BMOs will not be accepted
after June 30, 2021. Contact your Carl Moyer Program liaison for a model resolution, if needed.

- **District Match Funds** – Districts can meet the 15 percent match obligation through local funds tied to a combination of (1) already committed projects not used as match for a previous grant, (2) future projects, and (3) contribution of in-kind administration limited to not more than 15 percent of the total match commitment. All projects used to meet match requirements must be eligible under current Carl Moyer Program guidelines. Already committed match projects must be entered or uploaded to the Carl Moyer Program Clean Air Reporting Log (CARL) by the application deadline.

- **Policies and Procedures Manual** – In signing the application the district Air Pollution Control Officer or designee confirms that an up-to-date district Carl Moyer Program Policies and Procedures Manual is maintained at the district’s office. The manual or recent changes to it need not be submitted with the application, but should be made available for review upon request.

2. **Designate your tentative allocation to a lead district, or your minimum allocation of $200,000 to RAP.**

   Districts opting to designate funds to a lead district or RAP must submit the following:

   - **Application** – An original application form signed and dated by the district’s Air Pollution Control Officer or authorized designee. Please complete Sections 1, 2, 5, 6, and 7.

   - **District Board Resolution/BMO** – A district board resolution to authorize designation of Moyer Program funds to a lead district or the Rural Assistance Program for the years you have specified in your application. District resolution/BMO should accompany the signed grant agreement that is to be received by CARB on April 15, 2021. If a district is unable to make this deadline, the District must indicate on the application the scheduled board date. Resolutions/BMOs will not be accepted after June 30, 2021. Contact your Carl Moyer Program liaison for a model resolution, if needed.
3. **Decline the Funds**

- Districts that choose not to participate in the Carl Moyer Program for Year 23 are asked to complete sections 1, 2, and 7 of the application form, including signature by the Air Pollution Control Officer.

*Please send your completed application by e-mail to MSCDGrants@arb.ca.gov. CARB will assume a district has declined Year 23 funds if an application is not submitted to CARB by Friday, January 15, 2021, and has not previously designated funds.*

The Carl Moyer Program 2017 Guidelines are available electronically at [http://www.arb.ca.gov/msprog/moyer/guidelines/current.htm](http://www.arb.ca.gov/msprog/moyer/guidelines/current.htm); see Sections B and C of Chapter 3 for guidelines related to the solicitation and application. For questions about the application process, please contact your Carl Moyer Program liaison or Ms. Deborah Paselk, Moyer Administration Lead, via email at Deborah.Paselk@arb.ca.gov.

Sincerely,

*Scott Rowland*

Scott Rowland, Branch Chief  
Mobile Source Control Division

Enclosures

cc: Tung Le  
Executive Director  
California Air Pollution Control Officers Association  
1107 Ninth Street, Suite 801  
Sacramento, California 95814

Deborah Paselk  
Air Pollution Specialist – Moyer Administration Lead  
Mobile Source Control Division
To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Jason Mandly, Senior Air Quality Planner


ISSUE:
Staff requests the Board approve proposed amendments to the District’s Policies and Procedures Manual for Community Air Protection (CAP) Incentives.

ACTION REQUESTED:

DISCUSSION:
The Community Air Protection (CAP) Program is a statewide program created by AB 617 with the goal of reducing exposure to air pollutants in California’s most impacted communities. The CAP Incentives Program provides funding to help achieve this goal. The District Policies and Procedures Manual for CAP Incentives provides guidance on eligible projects, project selection, and how the CAP Incentives Program is implemented locally.

The District Policies and Procedures Manual for CAP incentives was first approved by the Board in 2020 through Resolution 2020-02. The proposed amendments include the following updates:

1. Expanding the pool of eligible projects to include diesel to diesel or alternative fuel on-road equipment replacement projects, as allowed by the State 2019 CAP Incentive Guidelines.
2. Clarifying that zero-emission equipment will be prioritized over diesel equipment, per the Guiding Principles of the Community Air Protection Program.
3. Clarifying that FY2019-20 (Year 3) funds have a goal of 75% of funds benefiting disadvantaged communities and 90% of funds benefitting low-income communities. A map of Disadvantaged Communities (SB 535 (De...
4. Minor administrative updates.

Participation in Year 3 of the CAP Incentives Program (FY 2019-20) was approved by the Board through approval of Resolution 2020-06 last year. The District was awarded $855,672.86 in project funds and $122,238.98 in implementation funds, to fund projects meeting the goals of AB 617 and the State CAP Incentives 2019 Guidelines. District staff held a community meeting on February 17, 2021 to share information about the Community Air Protection Program and to solicit input about funding priorities. A request for projects will be released in March 2021 and District staff will bring proposed projects to your Board this spring for approval.

Attachments:
Resolution 2021-07 Approval of Amendments to the District CAP Incentives Policies and Procedures Manual
Butte County Air Quality Management District

Community Air Protection Incentives

Policies and Procedures Manual

Approved Proposed for Adoption on February 27, 2020-2021 by the Butte County Air Quality Management District Governing Board
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II. Program Timeline .............................................................................................................. 4
III. Eligible Project Categories ............................................................................................ 4
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Incorporated Documents:
Carl Moyer Program Policies and Procedures Manual

Guidance Documents:
Carl Moyer Program 2017 Program Guidelines
Community Air Protection Funds Supplement to the Carl Moyer Program 2017 Guidelines
Community Air Protection Incentives 2019 Guidelines
Community Air Protection Grant Agreements with CARB
I. Introduction

Assembly Bill (AB) 617 (Chapter 136, Statutes of 2017) directed the California Air Resources Board (CARB), in conjunction with local air districts to establish the Community Air Protection (CAP) Program. AB 617 provides a community focused action framework to improve air quality and reduce exposure to criteria air pollutants and toxic air contaminants in the communities most impacted by air pollution. AB 617 calls for CARB and the air districts to actively engage with members of heavily impacted communities, follow their guidance, and address local sources of concern. AB 617 includes a variety of strategies to address air quality issues in impacted communities, including community-level monitoring, uniform emission reporting across the State, stronger regulation of pollution sources, and incentives for both mobile and stationary sources.

To support the AB 617 effort, the California Legislature has appropriated incentive funding to support early actions to address localized air pollution in the most impacted communities. Between fiscal years 2017-18 and 2018-19, the state budget has appropriated CARB a total of $495 million of California Climate Investments funding for CAP incentives to be administered by air districts in partnership with local communities. The Legislature expanded the scope of the CAP incentives appropriated in SB 856 to include additional project types.

CARB developed proposed CAP Incentives 2019 Guidelines which contain guiding principles, program administration requirements, and eligibility criteria for new incentives to address the new project categories identified in SB 856. These CAP Guidelines build upon 2018’s CAP Funds Supplement to the Carl Moyer Program (CMP) 2017 Guidelines. The Butte County Air Quality Management District (District) will use these two guiding documents, as well as CARB’s Carl Moyer Program Guidelines and the District’s Carl Moyer Program Policies and Procedures Manual to guide the District’s policies and procedures for CAP Incentives projects.

II. Program Timeline (target date unless required by grant agreement)

<table>
<thead>
<tr>
<th>Date</th>
<th>Goal</th>
</tr>
</thead>
<tbody>
<tr>
<td>February 2020</td>
<td>Conduct Community Outreach</td>
</tr>
<tr>
<td>March 2020</td>
<td>Solicit for Proposals</td>
</tr>
<tr>
<td>April 2020</td>
<td>Board Approval of Selected Projects</td>
</tr>
<tr>
<td>By May 1, 2020</td>
<td>Submit Grant Disbursement Request to CARB</td>
</tr>
<tr>
<td>By June 30, 2020</td>
<td>50% of FY18-19 project current year project funds under contract, 100% of previous year’s projects under contract, 100% of project funds from two years ago liquidated (refer to individual grant agreements with CARB).</td>
</tr>
</tbody>
</table>

III. Eligible Project Categories
A. Carl Moyer Program Eligible Projects

The Community Air Protection Funds Supplement to the CMP 2017 Guidelines provides the requirements and funding levels for funding Carl Moyer Program eligible projects using CAP Incentives. If selected, these projects will be administered using the District’s Carl Moyer Program Policies and Procedures Manual. Table 1 shows the maximum funding amounts for Carl Moyer Program eligible projects under the Community Air Protection Program.

### Table 1: Maximum Percentage of Eligible Cost and District Funding Caps for Projects funded with CAP Incentives.

<table>
<thead>
<tr>
<th>Category</th>
<th>Project Type</th>
<th>Community Air Protection District Funding Cap</th>
<th>Maximum Eligible Grant</th>
</tr>
</thead>
<tbody>
<tr>
<td>On-Road</td>
<td>Zero-Emission Replacements or Conversions</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>School Buses</td>
<td>None</td>
<td>100%</td>
</tr>
<tr>
<td></td>
<td>Transit Buses</td>
<td>None</td>
<td>95%/90%/60%*</td>
</tr>
<tr>
<td></td>
<td>HHD Vehicles</td>
<td>None</td>
<td>95%/90%/60%*</td>
</tr>
<tr>
<td></td>
<td>MHD Vehicles</td>
<td>None</td>
<td>95%/90%/60%*</td>
</tr>
<tr>
<td></td>
<td>LHD Vehicles</td>
<td>None</td>
<td>95%/90%/60%*</td>
</tr>
<tr>
<td></td>
<td>Conventional Diesel or Alternative Fuel Replacements</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>School Buses</td>
<td>None</td>
<td>$165,000</td>
</tr>
<tr>
<td></td>
<td>Transit Buses</td>
<td>None</td>
<td>$25,000</td>
</tr>
<tr>
<td></td>
<td>HHD Vehicles</td>
<td>None</td>
<td>$60,000</td>
</tr>
<tr>
<td></td>
<td>MHD Vehicles</td>
<td>None</td>
<td>$40,000</td>
</tr>
<tr>
<td></td>
<td>LHD Vehicles</td>
<td>None</td>
<td>$30,000</td>
</tr>
<tr>
<td>Off-Road</td>
<td>Repower to Zero-Emission</td>
<td>None</td>
<td>95%</td>
</tr>
<tr>
<td>Infrastructure</td>
<td>Mobile Equipment Replacement</td>
<td>None</td>
<td>90%</td>
</tr>
<tr>
<td></td>
<td>Portable Equipment Replacement</td>
<td>None</td>
<td>90%</td>
</tr>
<tr>
<td></td>
<td>Any Infrastructure Project</td>
<td>None</td>
<td>60%</td>
</tr>
<tr>
<td></td>
<td>Any Infrastructure Project Located at a Sensitive Receptor</td>
<td>None</td>
<td>100%</td>
</tr>
<tr>
<td></td>
<td>Publicly Accessible Projects</td>
<td>None</td>
<td>70%</td>
</tr>
<tr>
<td></td>
<td>Public School Bus Battery Charging and Alternative Fueling</td>
<td>None</td>
<td>100%</td>
</tr>
</tbody>
</table>

*Except for emergency vehicles, no more than 95 percent of vehicle cost for fleets with three or fewer vehicles, no more than 90 percent for fleets with more than three and ten or fewer vehicles, and no more than 60 percent of vehicle cost for fleets with greater than ten vehicles.

a. Heavy Duty Engine Replacement

The following engine replacement projects are eligible for CAP Incentives administered by the District provided that state and local requirements are met:

- Diesel or CNG to zero-emission on-road heavy-duty vehicle replacement;
Diesel or spark ignited to zero-emission off-road equipment replacement.

b. Zero Emission Infrastructure

The following infrastructure projects are eligible for CAP Incentives administered by the District:

- Battery charging infrastructure associated with an equipment replacement project;
- New battery charging station (requires future amendments to District’s CMP Policies and Procedures Manual).

B. Reducing Air Pollution in Schools

These project categories are designed to decrease exposure and address a range of outdoor and indoor air emissions sources that may potentially affect the health of school children. The District may fund a project or projects at schools in disadvantaged communities or low-income communities. These project categories will be administered by this Policies and Procedures Manual with guidance from Chapter 5 of the Community Air Protection Incentives 2019 Guidelines.

a. Air Filtrations Systems

Air filtration reduces the concentration of particulate contaminants from indoor air and is an important component of a school’s Heating Ventilation and Air Conditioning (HVAC) system. Reducing airborne particles (such as PM2.5) is important because particulate matter negatively impacts human health, especially for sensitive populations such as children. Older HVAC systems and basic air filtration used in some schools only remove a small fraction of particles in the air that are smaller than 0.3 microns (µm). More efficient HVAC air filters and standalone air cleaners are important for creating healthier air in school classrooms. Table 2 shows the maximum funding amounts for this project type.

<table>
<thead>
<tr>
<th>Type of Equipment</th>
<th>Funding Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Air Filters (MERV 14+)</td>
<td>Up to 100%</td>
</tr>
<tr>
<td>Standalone Systems</td>
<td>Up to 90%</td>
</tr>
</tbody>
</table>

*Total cost cannot exceed $45,000, unless increased by CARB, for all of the equipment and installation costs at each school site.

b. Composite Wood Products

This project type pays a portion of the cost to replace damaged school furniture with furniture that contains composite wood made with no-added formaldehyde (NAF) glue or ultra-low emitting formaldehyde (ULEF) glue,
thus decreasing the potential for formaldehyde emissions in classrooms. Table 3 shows the maximum funding levels for this project type.

Table 3: Funding Levels for Ultra-Low/No-Added Formaldehyde Composite Wood Products Used in Schools

<table>
<thead>
<tr>
<th>Type of Equipment Funded</th>
<th>NAF Funding Percentage</th>
<th>ULEF Funding Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tables/Desks/Countertops</td>
<td>100 %</td>
<td>90 %</td>
</tr>
<tr>
<td>Chairs</td>
<td>100 %</td>
<td>90 %</td>
</tr>
<tr>
<td>Cabinets</td>
<td>100 %</td>
<td>90 %</td>
</tr>
</tbody>
</table>

Table 4: Eligible Zero-Emission Lawn and Garden Equipment Types and Funding Amounts

<table>
<thead>
<tr>
<th>Equipment Type</th>
<th>Equipment Funding Amount</th>
<th>Funding Amount for Additional Batteries and/or Charger</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chainsaws/Polesaws, Edgers, Trimmers, Blowers/Vacuums</td>
<td>70 percent of purchase price up to $400</td>
<td>70 percent of purchase price up to $400</td>
</tr>
<tr>
<td>Walk-Behind Mowers</td>
<td>70 percent of purchase price up to $750</td>
<td>70 percent of purchase price up to $750</td>
</tr>
<tr>
<td>Ride-On or Standing Ride Mowers</td>
<td>70 percent of purchase price up to $15,000</td>
<td>Not Eligible</td>
</tr>
</tbody>
</table>

c. Zero-Emission Lawn and Garden

The use of internal combustion lawn and garden equipment to maintain schoolyards and sporting fields exposes children and equipment operators to elevated levels of air toxics and criteria air pollutants. This project type provides incentives to schools in disadvantaged communities or low-income communities and contractors servicing those public schools to purchase zero-emission L&GE less than 19 kilowatts (or 25 horsepower) such as lawn mowers, chainsaws, leaf blowers, trimmers, etc. Table 4 shows the maximum funding amount for this project type.

Table 4: Eligible Zero-Emission Lawn and Garden Equipment Types and Funding Amounts

<table>
<thead>
<tr>
<th>Equipment Type</th>
<th>Equipment Funding Amount</th>
<th>Funding Amount for Additional Batteries and/or Charger</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chainsaws/Polesaws, Edgers, Trimmers, Blowers/Vacuums</td>
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<td>70 percent of purchase price up to $400</td>
</tr>
<tr>
<td>Walk-Behind Mowers</td>
<td>70 percent of purchase price up to $750</td>
<td>70 percent of purchase price up to $750</td>
</tr>
<tr>
<td>Ride-On or Standing Ride Mowers</td>
<td>70 percent of purchase price up to $15,000</td>
<td>Not Eligible</td>
</tr>
</tbody>
</table>

IV. Project Selection

The District will use the Guiding Principles included in the CAP Incentives 2019 Guidelines to help select projects that meet the goals of the Community Air Protection Program and AB 617. These Guiding Principles include:

- Reducing emissions in disadvantaged and low-income communities, with a goal of 70% of funds benefitting disadvantaged communities and 80% of funds benefitting low-income communities. FY19-20 funds have a goal of 75% of funds benefitting disadvantaged communities and 90% of funds benefitting low-income communities;
• Considering toxic air contaminant, criteria air pollutant, and greenhouse gas benefits;
• Engaging communities and providing support;
• Providing emission reductions in excess of laws or regulations;
• Prioritizing zero-emission technology and infrastructure;
• Considering special projects that protect sensitive receptors;
• Ensuring transparency in project selection and reporting;
• Considering both cost-effectiveness and relative exposure reduction in funding decisions.

A. Community Engagement

The District will provide direct outreach to groups of potential applicants in disadvantaged and low-income communities to increase awareness of funding opportunities. The District may also conduct outreach in or near disadvantaged communities to seek input on important community needs from local residents and community-based organizations. A survey may be distributed asking participants to highlight their community’s air quality-related needs (toxics, diesel PM, wildfire smoke, criteria pollutants, GHGs, etc.). The issue reported by the most community members will be considered the community’s primary need for the purposes of project ranking. Other needs will be considered secondary needs for the purposes of ranking projects. Community outreach information will be documented for inclusion in disbursement requests and semi-annual reports. Priorities identified by community members and organizations will be documented and provided to the District’s Governing Board.

A map of Disadvantaged Communities (SB 535 (De León, Chapter 830, Statutes of 2012)) and Low income Communities (AB 1550 (Gomez, Chapter 369, Statutes of 2016)) is available at https://ww3.arb.ca.gov/cc/capandtrade/auctionproceeds/lowincomemapfull.htm.

B. Project Solicitation

The District will open a one-month solicitation period in the spring of 2020 to accept project proposals. The District will make the required documents and guidelines available to the public on the District website as well as at the District office. Proposals will be reviewed, and the applicant will be notified within 30 working days of receipt of the completeness of the proposal. Proposals will be tracked in the CARL database as well as in an excel spreadsheet.

Outreach for project solicitation will include press releases to local media and outreach to the potential applicants and community groups involved in the community engagement process.

C. Project Ranking
The District will prioritize eligible projects based on the following criteria (from highest priority to lowest priority):

a. Projects in disadvantaged communities addressing a primary community need as determined based on community engagement.

b. Projects in disadvantaged communities addressing a secondary community need as determined based on community engagement.

c. Projects in low income communities addressing a primary community need as determined based on community engagement.

d. Projects in low income communities addressing a secondary community need as determined based on community engagement.

e. Other eligible projects in disadvantaged communities.

f. Other eligible projects in low income communities.

g. Projects located outside of disadvantaged communities and low income communities that may benefit these communities.

h. Eligible projects located outside of disadvantaged communities and low income communities.

CMP eligible projects & school lawn and garden projects within each priority level will be ranked based on cost-effectiveness. School composite wood and air filtration projects will be ranked based on the number of students to benefit from the project. **Within each priority level, diesel to zero-emission equipment replacement projects will be prioritized over diesel to diesel or alternative fuel replacement projects.**

D. Governing Board Approval of Projects

The District will post a proposed list of projects on the District's website at least one week prior to the regular meeting of the District’s Governing Board where projects will be proposed for approval. All applicants will be notified of the time, date, and location of the regular meeting of the District Governing Board.

E. Award Notification

The District will mail all applicants a list of the approved projects. A list of approved projects and awardees will also be posted on the District’s CAP webpage.

V. Project Management

A. Pre-Inspections

After selecting a potential project, the District will complete a pre-inspection prior to contract execution. Pre-inspections for CMP eligible projects will follow the District’s CMP Policies and Procedures Manual.

The pre-inspection for school air filtration projects will include photos of the current in-use air filtration system, in-use filters, and the space to benefit from the project. The pre-inspection for composite wood product projects will include...
photos of existing furniture/furnishing to be replaced with manufacturer information, if on equipment. The pre-inspection for school lawn and garden equipment will include photos of the internal combustion equipment to be replaced.

All pre-inspections will include other relevant information including, but not limited to, name of inspector, date of inspection, name of equipment owner, and location and area of operation of the equipment.

B. Contract Development

Once pre-inspections are completed and the equipment is verified as being eligible for funding (if needed, through a compliance check with CARB), the District will develop a grant contract. Grant contracts for CMP eligible projects will be developed in accordance with the District’s CMP Policies and Procedures Manual.

Contracts for school projects will include the general requirements included in Chapter 5 of the CAP Incentives 2019 Guidelines, party names and dates, contact information for both parties, requirements regarding co-funding, contract term, project completion date, funding amount, project specifications including information on existing and new equipment, compliance statements, maintenance requirements, reporting requirements, recordkeeping requirements, provisions to allow audits and inspections, and repercussions for nonperformance.

The applicant has sixty (60) calendar days after receiving the contract to review, sign, and return the contract with all requested supporting documentation. If a contract and associated supporting documentation is not returned within sixty (60) calendar days, funds may be allocated to another project. Written requests for an extension may be approved on a case by case basis by the APCO.

An applicant may not order or make a down payment on a new engine, piece of equipment, or vehicle prior to contract execution. Dealers ordering engines, equipment, or vehicles prior to air district approval of grant application awards assume all financial risk and are in no way ensured program funds.

C. Post Inspections

The District will gather and document post-inspection information on all projects funded with CAP incentives prior to payment to the grantee. Post-inspections for CMP eligible projects will follow the District’s CMP Policies and Procedures Manual.

The post-inspection for air filtration projects at schools will verify the following information, as applicable: Air filter and/or system manufacturer, model, MERV
rating, pollutant removal efficiency (percentage), usage life, size, and filter materials. The post-inspection for composite wood product projects will include photos of new furniture/furnishing and the NAF/ULEF labels. The post-inspection for school lawn and garden projects will include photos of the new zero-emission equipment and destroyed combustion equipment. All post-inspections will verify that new equipment is consistent with the grant contract.

D. Project Completion

The District will make payment for a project or equipment only after the post-inspection finds the project or equipment in place and operational, and the air district receives an invoice itemized in sufficient detail to ensure that only completed and eligible project costs are reimbursed, and other sources and amounts of funding for the project are reviewed to ensure the sum of all project funds does not exceed the total project cost. For multi-stage projects, partial payments may be approved on a case-by-case basis and is described in the contract. The District will maintain a clear record of progress payment in the project file and in the administration fiscal database.

If any portion of the equipment purchase requires financing, the Program Participant shall provide the financing terms to the District before the District issues payment. A minimum of the full Contract amount shall be used to pay down any financing within 30 days of receiving payment from the District. Proof of payment is due to the District within 45 days of receiving payment from the District. The amount financed may not exceed the incremental cost of the project.

An applicant that is not a public entity must provide at least 15 percent of a project’s Moyer eligible cost from non-public sources. The applicant cost share cannot be covered through in-kind contributions.

E. Air District Audit of Projects

The District will conduct audits of projects funded with CAP incentives. On an annual basis these audits will include five percent of active projects or 20 active projects (whichever is less). These conducted audits are to include any projects with unsatisfactory annual reporting.

F. Nonperforming Projects

The District will work with nonperforming project grantees to ensure CAP Incentives project requirements are met and emissions reductions are achieved. Air districts may consider unforeseen circumstances beyond the grantee’s control in determining repercussions for nonperformance.

If the District is not successful in gaining grantee compliance with the usage and program requirements specified in a contract, the District will make all reasonable
efforts to recapture CAP incentives from the grantee, in consultation with CARB. Recaptured funds will be reassigned to projects that achieve the shortfall in emissions reductions or usage. The District’s efforts to recapture funds may be guided by circumstances such as suspected or actual fraud or misuse of funds, the amount of CAP incentives involved, or the ability of the grantee to repay the funds.

VI. Project Records

The following items will be maintained in the project file(s) until three years after the contract term:

a. Applications and/or project proposals including receipt date;
b. Project ranking and selection criteria as applicable;
c. Correspondence;
d. Pre & post inspection forms;
e. Project invoices;
f. Annual reports;
g. Any usage waivers.

Administrative records, including project implementation costs, invoices, contracts, and personnel and payroll records will be retained for a minimum of five (5) years following the funds liquidation deadline for the grant.

Applications for unfunded projects must generally be kept a minimum of two (2) years following the solicitation period, or two years from receipt if there is not a specified solicitation period.

VII. Reporting

A. Annual Grantee Reporting

The District will request annual reports commencing no later than 18 months after project post-inspection and continuing annually thereafter throughout the project implementation phase of the contract. The District will include the dates the grantee annual report is due. CMP eligible projects will use existing reporting templates included in the CMP Policies and Procedures Manual.

School air filtration projects will report the estimated hours of use and average number of people in the room during use. Reporting will also include a statement of any performance and maintenance issues. School composite wood product projects will report the approximate average class size as well as the number of hours the room is in use.

The District will review the annual report for completeness, accuracy, and reported usage, and will maintain in the project file a copy of the report that is initialed and dated by the reviewing staff. If an annual report is incomplete, inaccurate or not received from the grantee on schedule, the air district will make
a reasonable attempt to obtain a complete and accurate report from the grantee. If the air district is unable to obtain the report, the air district will identify the project for audit. Grantees that have not submitted complete required reports will not be granted funds for new CAP incentives projects until all reports are satisfactorily submitted.

B. District Reporting

Twice a year the District will report to CARB. The District will submit a Yearly Report in the fall and a Mid-Cycle Report in the spring. CARB will provide instructions for both reports. The District will complete, certify, and submit these reports by the dates specified in Table 5 below.

**Table 5: Community Air Protection Incentives Reporting Dates**

<table>
<thead>
<tr>
<th>Date</th>
<th>Action</th>
</tr>
</thead>
<tbody>
<tr>
<td>May 31</td>
<td>Mid-Cycle Report (Projects Nov 1 - April 30) due to CARB</td>
</tr>
<tr>
<td>June 30</td>
<td>CARB submits data to CCIRTS</td>
</tr>
<tr>
<td>November 29</td>
<td>Yearly Report (Projects May 1 – October 31) due to CARB</td>
</tr>
<tr>
<td>December 31</td>
<td>CARB submits data to CCIRTS</td>
</tr>
</tbody>
</table>

The District will also report project information in the CARL database, either via CARL forms or batch import, sufficient to populate the required data fields and to calculate covered emissions reductions and cost effectiveness for source categories where required. The District will ensure that information in CARL is complete, correct, and supported by documentation.

Reporting for CAP incentives projects may be updated to reflect program changes and California Climate Investments reporting requirements. In the event of a conflict, the California Climate Investments reporting requirements will take precedence. No later than six months after the District fiscal year end, the air district will append to its Yearly Report financial statements displaying revenues and expenditures related to projects funded by CAP incentives, in formats consistent with GAAP.

VIII. Fiscal Administration

CAP incentives must be accounted for as separate funds or have separate project IDs within the air district’s general ledger following Generally Accepted Accounting Principles (GAAP). An air district receiving a total allocation of one percent or more of all fiscal year 2018-19 CAP incentives must use a Special Revenue Fund for CAP incentives accounting. Other air districts may use a Trust Fund. CAP Incentives grants are voluntary non-exchange transactions to the air district. As such the District should recognize revenues in the fiscal period when all eligibility requirements have been met and the
resources are available. For reference see Governmental Accounting Standards Board (GASB) Statements 33 and 34.

A. Advanced Payment

The District will place advance payment funds in an interest-bearing account and track interest accrued on the advance payment. Interest earned on the advance payment will only be used for eligible grant-related expenses or will be returned to CARB.

The District will report to CARB the value of any unused balance of the advance payment and interest earned. The District will remit to CARB any unused portion of the advance payment and interest earned within 90 days following the end date of the grant.

The District will complete and submit to CARB for review and approval, an Air District Advance Payment Request Form, along with each grant disbursement that is requesting advance payment.

B. Project Implementation Costs

Allowable expenditures for administrative and implementation costs associated with the grant are divided into direct project costs and indirect project costs. Air districts must keep records of project implementation costs that include all necessary staff and tasks to implement the project. If appropriate, this includes activities such as outreach and education, research, data management, and reporting.

Direct project costs are the direct project labor and expenses associated with the project, and include, but are not limited to, the following: Personnel costs and fringe benefits, travel expenses, external consultant and third-party contract fees for direct support, Printing, records retention, and mailing associated with staff working on the project.

Indirect project costs are administrative costs not tied directly or solely to the project such as distributed administration and general administrative services; non-project related contracts or subscriptions; rent and office space, phones and telephone services, printing, or mailing services not associated with staff working on the project; or any other costs that are not directly and fully incurred to support the grant. Indirect project costs may not exceed 4 percent of the total grant amount.

C. Financial Statements

Financial statements containing, at a minimum, the following account balances and transaction classes, as applicable, will be prepared at least annually:
a. Cash and Cash Equivalents (cash, investment pools, petty cash);

b. CAP Incentives Revenue Receivable (grant funding from CARB);

c. Recapture Revenue Receivable (recapture funds receivable from grant participants for unmet contractual obligations);

d. Accounts Payable (vendor invoices pending for CAP incentives projects);

e. Fund Balance (restricted for Projects and Administrative costs);

f. Revenue Subsidiary Ledgers;

g. CAP Incentives Project Revenue;

h. Administration and Operating Revenue;

i. Recapture Revenue;

j. Interest Revenue;

k. Project Expenditures (from CAP incentives grants, recapture, salvage, interest);

l. Administration and Operating Expenditures including indirect costs;

m. CAP incentives air district money returned to CARB for reallocation;

n. Transfers In/Out.

D. Interest Revenue

The District will maintain accounting records that tracks the grant’s interest earned on CAP incentives separately from other incentive fund programs. The calculation of interest earned will be based on a daily balance or some reasonable and demonstrable method of allocating the proceeds from the interest-generating account back into the program; and will be consistent with how it is calculated for the District’s other fiscal programs. Interest earned will only be used for eligible grant-related expenses as specified in applicable guidelines, including administration up to the portion provided for in the grant agreement, or be remitted to CARB.

Earned interest must be fully expended or returned to CARB if it is not used by the end of the grant performance period. The District will report in the Yearly Report interest earned on all CAP incentives during the previous fiscal year. Documentation of the interest earned must be retained for a minimum of three years following its generation and liquidation.

IX. Coordination with CARB

CARB has assigned a staff liaison for each district. The present liaison assigned to the District is:

CARB CARLHELP: carlhelp@arb.ca.gov
Dinh Quach, California Air Resources Board

Start the email subject line with these words, “Liaison Question for Butte County AQMD.”

9480 Telstar Ave, Suite 4
District staff currently responsible for implementing the CAP Incentives program include: the APCO, the Administrative Services Officer, the Air Quality Planner, and the Accounting Technician. District staff will document any correspondence with CARB staff regarding CARB interpretations, clarification, guidance or possible deviations from the CAP Incentives 2019 Guidelines. All documentation will be kept in the CAP Incentives project files and should be retained for at least three (3) additional years after the last year of the District’s participation of this program.

X. CARB Oversight

A. The District will comply with all oversight responsibilities identified in the CAP Incentives 2019 Guidelines, any future Program Advisories and Mail-Outs, and Grant Agreements.

B. CARB or its designee reserves the right to audit at any time during the duration of this grant the District’s costs of performing the grant and to refuse payment of any reimbursable costs or expenses that in the opinion of CARB or its designee are unsubstantiated or unverified. The District will cooperate with CARB or its designee including, but not limited to, promptly providing all information and documents requested, such as all financial records, documents, and other information pertaining to reimbursable costs, and any matching costs and expenses.

C. CARB or its designee may recoup funds which were received based upon misinformation or fraud, or for which a District, manufacturer or project participant is in significant or continual non-compliance with the terms of this grant or State law.

XI. APCO Approval

As authorized by the Governing Board, this version of the Butte County Air Quality Management District’s Policies and Procedures Manual for Community Air Protection Incentives is approved by:

___________________________________  _____________________  
W. James Wagoner   Stephen Ertle,       Date
Air Pollution Control Officer
RESOLUTION 2021-07
BEFORE THE BOARD OF DIRECTORS OF
BUTTE COUNTY AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA
CONSIDER APPROVING AMENDMENTS TO DISTRICT COMMUNITY AIR PROTECTION PROGRAM INCENTIVES POLICIES AND PROCEDURES MANUAL

Resolution 2021-07 .......................................................... )
Amendments to District Community Air Protection Program )
Incentives Policies and Procedures Manual...................... )

WHEREAS, the State Community Air Protection (CAP) Incentives 2019 Guidelines developed by the California Air Resources Board (CARB) requires that the District maintain a Policies and Procedures Manual to implement CAP Incentive projects;

AND WHEREAS, the Butte County Air Quality Management District Board approved the District’s CAP Incentives Policies and Procedures Manual through Resolution 2020-02;

AND WHEREAS, the Butte County Air Quality Management District Board approved the District’s participation in the FY 2019-2020 (Year 3) Community Air Protection (CAP) Incentives Program through Resolution 2020-06;

THEREFORE, BE IT RESOLVED, that the Butte County Air Quality Management District Board hereby approves the proposed amendments to the District’s CAP Incentives Policies and Procedures Manual;

On Motion of ____________________, Seconded by  ____________________, the foregoing resolution is hereby PASSED AND ADOPTED by the Air Quality Management District Board of Directors on this 25th day of February, 2021 by the following:

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I hereby attest that this is a true and correct copy of the action taken by the Butte County Air Quality Management District Board of Directors on February 25, 2021.

ATTEST: ------------------------------------------
Cora Collins, Clerk of the Governing Board
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To: Butte County Air Quality Management District Board of Directors
From: Stephen Ertle, Air Pollution Control Officer
Staff Contact: Ursula Parker, Senior Air Quality Compliance Specialist
Re: Asbestos Delegation Status Report.

ISSUE:
Although 19 of California’s 35 air districts currently enforce the Federal Asbestos National Emission Standard for Hazardous Air Pollutants (Asbestos NESHAP) for sources within their jurisdiction, the California Air Resources Board (CARB) has historically enforced the requirements of the Asbestos NESHAP on behalf of the 16 “non-delegated” air districts. Butte is one such “non-delegated” air district. In October 2020, air districts were notified that CARB was no longer enforcing asbestos requirements for non-delegated air districts.

ACTION REQUESTED:
CARB staff have drafted a formal letter to provide notification of the air districts’ responsibility to implement and enforce the requirements of the State Asbestos NESHAP Airborne Toxic Control Measure (ATCM); as of the date of this report, the letter has not yet been received by the District. District staff have participated in the three working group meetings that have been held by CARB to determine program requirements. Delegated districts have provided information on their programs to assist in what the next steps might involve for Butte to develop an Asbestos NESHAP program. Staff are informing your Board of these changes to the State Asbestos NESHAP program while we await further information from CARB.

DISCUSSION:
State law (California Health and Safety Code section 39658(b)(1)) establishes the federal Asbestos NESHAP as the State Asbestos NESHAP ATCM. The Asbestos NESHAP and the corresponding ATCM protect the public and environment by minimizing the release of asbestos fibers during demolition, renovation and waste disposal activities occurring at stationary sources in California. The Asbestos NESHAP regulation describes the actions that must be taken during demolition activities when asbestos may be present and identifies actions that are prohibited. It also
establishes some training and health and safety requirements for persons working on and in the vicinity of demolition sites.

To address the issue of the enforcement gap, CARB initiated a workgroup to discuss next steps with non-delegated air districts. From the information gathered in the working group meetings, CARB staff expect to issue a white paper in Spring 2021, which will provide examples of implementation and enforcement approaches currently used by air districts already enforcing the Asbestos NESHAP. The white paper will provide information on training and resources to assist non-delegated districts who develop their own enforcement programs.
ISSUE:
Provide the Board an update on the proposed amendments to the Emissions Inventory Criteria Guideline (EICG) Report and Criteria and Toxics Reporting (CTR) Regulation.

ACTION REQUESTED:
None. This item is provided for information and discussion.

DISCUSSION:
BACKGROUND

Emissions Inventory Criteria Guideline (EICG)
- The California Air Resources Board (CARB) is proposing to amend the Emission Inventory Criteria and Guidelines (EICG) Report for the AB2588 Air Toxics “Hot Spots” Program.
- The EICG is the guidance document used by the District to implement and sustain the AB2588 Air Toxics “Hot Spots” Program.
- The primary purpose of the proposed EICG amendments is to provide CARB and air districts with a better understanding of stationary source emissions and enhance the public access to information on toxic pollutant emissions.
- The proposed amendments will require the reporting of over 400 individual toxic substances using a phased in approach.
- CARB plans to adopt these mandated amendments without a clear source of funding.
Criteria and Toxics Reporting (CTR)

- The California Air Resources Board (CARB) is proposing to amend the “Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants” (or CTR).
- CTR requires the annual reporting of criteria pollutant and toxic air contaminant emissions by facilities subject to the applicability requirements of the regulation.
- The proposed amendments to CTR represent part of a broader effort by CARB to improve inventories of airborne emissions from permitted stationary sources.
- The proposed amendments would increase the number of facilities subject to the CTR reporting regulation from about 1,300 facilities that are currently subject to reporting, to over 60,000 facilities throughout the state.
- CARB is coordinating CTR reporting requirements with the EICG reporting requirements.
- CARB plans to adopt these mandated amendments without a clear source of funding.

APPLICABILTY

- Facilities with a District Stationary Source Permit to Operate (P/O) will be required to report under the proposed amendments to EICG and CTR.
- The proposed amendments will not change District P/O permitting requirements for new facilities.
- Permitted Stationary Sources emitting 10 tons per year or more of any criteria pollutant (or 100 tons per year for carbon monoxide) will be subject to the new reporting requirements of CTR.
- Based on 2019 Emissions Inventory data, Butte County currently has 10 facilities that meet this requirement.

REPORTING SCHEDULE

- The reporting schedule provides a multi-year reporting phase-in schedule for sources subject to the new additional applicability requirements.
- The proposed amendments will require the District to start reporting 2024 Sector Phase 1 emissions in 2025.
- 2026 Sector Phase 2 emissions in 2027.
- 2027 Sector Phase 3 emissions in 2028.
- Ongoing reporting for all sectors will begin in 2028.
- Each new Sector Phase brings in more facility types.

COST IMPACTS

- Primary costs are to businesses for data reporting, and local air districts for implementation.
- Industry sectors are phased-in over several years to help mitigate cost impacts.
- Business statewide costs are estimated to be approximately $9.6 million per year at maximum.
- Local government and air district statewide costs are estimated to be $5.6 million per year at maximum.
Attachments:
CARB Notice of Public Hearing to consider amendments to CTR
CARB Workshop Notice to discuss proposed “15-Day” Changes to CTR/EICG
More Information on CTR
https://ww2.arb.ca.gov/our-work/programs/criteria-and-toxics-reporting
More Information on EICG
https://ww2.arb.ca.gov/our-work/programs/ab-2588-air-toxics-hot-spots/hot-spots-inventory-guidelines
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NOTICE OF PUBLIC HEARING TO CONSIDER AMENDMENTS TO THE REGULATION FOR THE REPORTING OF CRITERIA AIR POLLUTANTS AND TOXIC AIR CONTAMINANTS

The California Air Resources Board (CARB or Board) will conduct a public hearing on the date and time noted below to consider approving for adoption proposed amendments to the Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants (CTR, title 17, California Code of Regulations, section 93400 et seq.). The proposed amendments to CTR are part of a broader effort by CARB to improve inventories of airborne emissions from all sources within California, including stationary sources (i.e., typically facilities), on-road and off-road emissions from mobile sources and area-wide sources (e.g., consumer products). The proposed CTR amendments are necessary to support collection of the emissions data needed for CARB and air districts to have a comprehensive understanding of facility emissions throughout California. This comprehensive understanding of emissions sources will further CARB’s ability to meet its obligations under applicable state and federal law. These obligations include those flowing from California Assembly Bill (AB) 617\(^1\), AB 197\(^2\), AB 2588\(^3\), the California Clean Air Act, the federal Clean Air Act, and CARB’s broader obligation to protect public health via an understanding of the causes of, and solutions to, air pollution in the state.

**DATE:** November 19, 2020

**TIME:** 9:00 a.m.

Please see the Public Agenda which will be posted ten days before the November 19, 2020, Board Meeting for any appropriate direction regarding a possible remote-only Board Meeting. If the meeting is to be held in person, it will be held at the California Air Resources Board, Byron Sher Auditorium, 1001 I Street, Sacramento, California 95814.

This item may be considered at a two-day meeting of the Board, which will commence at 9:00 a.m., November 19, 2020, and may continue at 8:30 a.m., November 20, 2020. Please consult the agenda for the meeting, which will be available at least ten days before November 19, 2020, to determine the day on which this item will be considered.

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\(^1\) Assembly Bill 617, Garcia, C., Chapter 136, Statutes of 2017, modified the California Health and Safety Code, amending § 40920.6, § 42400, and § 42402, and adding § 39607.1, § 40920.8, § 42411, § 42705.5, and § 44391.2.

\(^2\) Assembly Bill 197, Garcia, E., Chapter 250, Statutes of 2016, amending and adding to California Health and Safety Code, Chapter 1.5 of Part 1 of Division 2 of Title 2.

WRITTEN COMMENT PERIOD AND SUBMITTAL OF COMMENTS

Interested members of the public may present comments orally or in writing at the hearing and may provide comments by postal mail or by electronic submittal before the hearing. The public comment period for this regulatory action will begin on October 2, 2020. Written comments not physically submitted at the hearing must be submitted on or after October 2, 2020, and received no later than November 16, 2020. CARB requests that when possible, written and email statements be filed at least ten days before the hearing to give CARB staff and Board members additional time to consider each comment. The Board also encourages members of the public to bring to the attention of staff in advance of the hearing any suggestions for modification of the proposed regulatory action. Comments submitted in advance of the hearing must be addressed to one of the following:

Electronic submittal:  http://www.arb.ca.gov/lispub/comm/bclist.php

Postal mail:  Clerks’ Office, California Air Resources Board
1001 I Street, Sacramento, California 95814

Please note that under the California Public Records Act (Gov. Code, § 6250 et seq.), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request.

Additionally, the Board requests but does not require that persons who submit written comments to the Board reference the title of the proposal in their comments to facilitate review.

AUTHORITY AND REFERENCE

This regulatory action is proposed under the authority granted in California Health and Safety Code sections 39600, 39601, 39602, 39605, 39606, 39607, 39607.1, 39607.3, 39701, 40913, 41500, 41511, 42700, 42705, 42705.5, 42705.6, and 44391.2. This action is proposed to interpret and implement sections 39003, 39500, 39606, 39607.1, 42705.5, 44301, 44391.2 of the Health and Safety Code.

INFORMATIVE DIGEST OF PROPOSED ACTION AND POLICY STATEMENT OVERVIEW

Sections Affected: Proposed amendments to California Code of Regulations, title 17, Subchapter 7.7, Article 1, sections 93400, 93401, 93402, 93403, 93404, 93405, 93406, 93407, 93408, 93409, 93410, and adopt new Article 2, sections 93420, 93421, and new Appendices A and B, to title 17, California Code of Regulations.

Documents Incorporated by Reference (Cal. Code Regs., tit. 1, § 20, subd. (c)(3)):

- California Air Resources Board, Staff Report: Initial Statement of Reasons for the

Background and Summary of Proposed Amendments:

Sound science and the data that supports it drives effective public health policy. At its core, emissions inventory data collected to support regulatory actions is a key to success. For this reason, CARB has collected emissions data from a wide variety of sources over its more than 50-year history.

California’s existing air quality programs are responsible for significant public health improvements and progress through statewide and regional air quality planning requirements, advancement of technology-based solutions, and toxics risk reduction efforts near industrial facilities. However, until recently, there have not been uniform methodologies or data collection rules for facility emissions. To address this gap, which can make it more difficult to make progress on all of CARB’s duties, and to help sustain and track that progress, the Board adopted the Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants, or CTR, in December 2018, which became effective on January 1, 2020. The current CTR requires annual reporting of criteria pollutant and toxic air contaminant emissions by a limited number of facilities (approximately 1,300) subject to the applicability requirements of the regulation. The data collected through the initial applicability in the CTR is a start, but it does not give a comprehensive assessment of the majority of permitted facility emission sources statewide.

Further, certain communities continue to experience adverse and inequitable environmental and health impacts from air pollution. As compared to other areas, communities near ports, rail yards, warehouses, or freeways, for example, experience a higher concentration of air pollution due to emissions from mobile sources such as cars, diesel trucks, locomotives, and ships. Many of the same communities also experience air quality impacts from large industrial facilities such as oil refineries. Additionally, in many communities across the State, smaller sources of toxic air contaminants like chrome plating facilities, metal recycling facilities, oil and gas production operations, and chemical use, also contribute to localized air quality impacts. Within certain communities, multiple sources of toxic air contaminants that are located in close proximity to one another may also result in an elevated cumulative toxics exposure for people in those communities.

In keeping with the agency’s 50-year history of analyzing the sources of air pollution and reducing the impacts from air pollutant emissions, CARB continues to develop and implement programs and regulations to address air quality issues. The proposed CTR amendments support and are consistent with the tenets of AB 197 which
establishes core requirements for making air emissions data publicly available and transparent, and AB 617, which continues California’s environmental leadership by establishing innovative new, community-focused practices to improve air quality. The proposed amendments also support CARB’s fulfillment of its obligations under the California Clean Air Act, the federal Clean Air Act, and the general protection of public health via an understanding of the causes, and solutions to, air pollution in the state. Accurate, uniform, data on facility emissions is foundational to CARB’s obligations as the state’s primary air regulator and in its oversight role for local air pollution.

The proposed CTR amendments also provide updated toxics data for air districts, so they may evaluate risks to local residents related to the emissions of toxic contaminants pursuant to implementation of AB 2588, and CARB will use this data to evaluate and update air toxic control measures, as needed. The proposed amendments to CTR enhance the quantity and quality of emissions inventory data from facilities, which in turn will provide these and many other ongoing CARB and air district programs with the emissions data they need to address air quality issues. The amendments are also a direct way to move forward, as CARB is trying to provide a framework of comprehensive emissions data and consistent reporting statewide, ultimately unifying disparate existing reporting structures.

The proposed amendments would increase the number of facilities subject to the CTR reporting regulation from about 1,300 facilities currently subject to reporting to approximately 60,000 facilities at full implementation, using a permitted emissions process and pollutant-based approach to establish applicability. In addition to including multi-year phase-in criteria, to reduce near-term resource impacts, the proposed requirements also provide simplified “abbreviated” reporting for many permitted processes (approximately 40 percent of facilities, or 24,000 facilities). This option reduces costs and streamlines workload for facility operators and local air districts.

In addition, under the proposed amendments, we are coordinating CTR reporting requirements with the Air Toxics Hot Spots Emissions Inventory Criteria and Guidelines reporting requirements. This helps minimize redundancy and uncertainty regarding toxics emissions reporting. Finally, the amendments add reporting requirements for diesel-powered portable equipment, provide options allowing air districts further flexibility in implementing the requirements, and include other revisions for completeness and clarity.

A major goal of CTR now and into the future is for CARB to establish a uniform statewide system of annual reporting of criteria pollutant and toxic air contaminant emissions from facilities, while working closely with the local air districts. The currently adopted CTR meets this goal, in part, by including the following:

- Annual criteria pollutant and air toxics emissions reporting for sources subject to the CTR Regulation;
• Consistency in the types of criteria pollutants and air toxics that need to be reported;
• Establishing applicability criteria for sources subject to the reporting requirements;
• Establishing the contents of emissions data reports and how the emissions data must be reported;
• Creating reporting deadlines and the process for submitting emissions data reports.

CARB is implementing the current CTR and any proposed amendments in tandem with local air districts to avoid potential duplication of reporting efforts. Air districts have worked closely with their local facilities for many decades and have detailed, specific knowledge of these facilities with regard to their permitting, data collection, and enforcement histories. The districts’ knowledge is necessary to ensure the success of the statewide reporting program.

As described in the next section, now that the basic CTR requirements are being implemented, it is necessary to expand the limited scope of the initial applicability requirements to establish comprehensive statewide reporting. This is necessary to establish a more complete statewide system of mandatory annual emissions reporting, needed to support the variety of programmatic needs previously discussed.

**Proposed Regulatory Action:**

The proposed CTR amendments have been developed to support multiple CARB and air district program needs by establishing the framework for a uniform statewide system of annual reporting of criteria pollutant and toxic air contaminants for facilities. In summary, the proposed amendments to the “Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants” (or CTR) include the following:

• Collect comprehensive and reliable annual emissions data from the majority of permitted facilities in California, and establish uniform applicability criteria, reporting schedules, and data submission requirements for these facilities;
• Support many CARB programs including the AB 197 public right-to-know requirements, the community air protection components of AB 617, the AB 2588 Air Toxics "Hot Spots" program, State Implementation Plans, National Emission Inventory requirements, Air Toxic Control Measures development, monitoring studies, CalEnviroScreen input data, and other Board activities;
• Provide a foundation to track emissions data and trends over time, and geographically throughout the state, to assist in reducing community exposure to airborne pollutants and associated health risks;
• Include two new appendices to establish a phase-in schedule for permitted processes and to specify additional toxics subject to reporting;
• Minimize resource impacts on facilities and districts by providing abbreviated reporting options;
• Use scientifically defensible methodologies and provide applicability thresholds that are easy to understand by industry and the public;
• Further refine the existing requirements in the regulation for completeness and clarity.

CARB is implementing the current CTR and any proposed amendments in tandem with local air districts to avoid potential duplication of reporting efforts. Air districts have worked closely with their local facilities for many decades and have detailed, specific knowledge of these facilities with regard to their permitting, data collection, and enforcement histories. The districts’ knowledge is necessary to ensure the success of the statewide reporting program and to implement the expanded scope of emissions data reporting.

A comprehensive description of the proposed amendments are provided in the CARB document: “Staff Report: Initial Statement of Reasons – Public Hearing to Consider Amendments to the Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants,” referred to as the Initial Statement of Reasons (ISOR).

Benefits of the Proposed Amendments:

Many areas of California continue to be disproportionately burdened by air pollution. CARB has an obligation to collect and communicate emissions data at the regional and local levels, evaluate the risks from airborne emissions, and reduce exposure to air pollution in these communities, and the proposed amendments to CTR are critical to supporting these objectives. Multiple federal and state statutes authorize and require CARB to collect, evaluate, and make publicly available facility emissions that are needed to implement the statutes. These include the National Emissions Inventory, AB 2588, AB 617, AB 197, the California Clean Air Act, and others. Using data collected under the proposed CTR requirements, the emissions sources and trends for the majority of California’s permitted facility emission sources will be more fully understood.

A key benefit of the proposed regulation and amendments is its harmonization of statewide data submission requirements, such as reporting deadlines, frequency of reporting, and the specific chemical substances and other data to be reported on an annual basis, so that similar industrial sectors will have data comparability, regardless of where they are located within California. The effort also makes the data collection activities more consistent across programs, providing additional efficiency.

For example, the proposed CTR amendments are being aligned with proposed amendments to the AB 2588 “Toxic Hot Spots” program, so that the phase-in schedule for implementation, the list of applicable chemical substances to be evaluated, the reporting deadlines, and other aspects of the two programs are synchronized and consistent. This improved data in turn provides benefits to community groups, the public, regulators, scientists, CARB, and others, who have

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growing needs to access complete, user-friendly, and high-quality emissions data. The proposed amendments would significantly increase access to useful data in user-friendly forms, such as mapping (as provided in the current CARB Pollution Mapping Tool\(^5\)), graphs, and detailed emissions data reports when needed.

In addition to addressing the goals of AB 197 and AB 617, State Implementation Plans, California Clean Air Act, exposure modeling, and more, inventory data helps determine what is being emitted into the air, by whom, and where. Inventory data helps guide, and provide the scientific basis for, CARB’s regulatory development process. Inventory data helps identify and address areas of concern, and track progress in emission reduction efforts from facilities, area sources, and mobile sources. Inventory data is an essential element in the development of cost-effective solutions to reduce air pollution and protect human health. And, although the reporting regulation amendments provide no direct benefits to worker safety, over time, indirect health benefits to workers and residents within California are expected to be realized as actions are taken to reduce emissions based on improved inventory data.

**Comparable Federal Regulations:**
Various provisions of existing federal regulations require the reporting of criteria emissions and toxics air contaminants to U.S. EPA. The proposed CARB amendments to CTR also require reporting of criteria and toxic emissions, which does have some overlap with existing federal requirements. Overall, however, the requirements are not duplicative. The U.S. EPA reporting thresholds are higher than the proposed CTR thresholds, which do not effectively meet CARB needs specifically associated with collecting data necessary for evaluating air pollution impacts in disproportionately impacted communities and statewide. These objectives cannot be met with data collected under existing federal regulations, which makes the proposed amendments necessary.

In addition, elements of the amended CTR requirements are mandated by AB 617, section 39607.1(b)(1) of the H&SC, which requires CARB to establish “a uniform statewide system of annual reporting of emissions of criteria pollutants and toxic air contaminants for a stationary source.” Further, the cost of differing reporting regulations is justified by the anticipated benefits to human health, public welfare, and the environment. Community monitoring and emission reduction programs will be developed and implemented using the data collected under the amended regulation as a foundation to establish, evaluate, and quantify community air quality improvements. Additional discussion related to the justification for adoption of regulations different from federal regulations is provided in Section IX of the “Staff Report: Initial Statement of Reasons – Public Hearing to Consider Amendments to the Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants,” referred to as the Initial Statement of Reasons (ISOR).

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\(^5\) CARB Pollution Mapping Tool: https://www.arb.ca.gov/ei/tools/pollution_map/ (CARB, Pollution Mapping Tool, 2017)
An Evaluation of Inconsistency or Incompatibility with Existing State Regulations (Gov. Code, § 11346.5, subd. (a)(3)(D)): 

During the process of developing the proposed regulatory action, CARB conducted a search of any similar regulations on this topic and concluded that these amendments to CTR are neither inconsistent nor incompatible with existing State regulations.

DISCLOSURE REGARDING THE PROPOSED REGULATION

Fiscal Impact/Local Mandate Determination Regarding the Proposed Action (Gov. Code, § 11346.5, subds. (a)(5)&(6)): 

The determinations of the Board's Executive Officer concerning the costs or savings incurred by public agencies and private persons and businesses in reasonable compliance with the proposed regulatory action are presented below. A more detailed description and analysis is provided in Chapter VII of the ISOR for this regulatory item.

Local Mandate Determination and Cost to any Local Agency or School District Requiring Reimbursement under section 17500 et seq.: None. Because the regulatory requirements apply equally to all reporting categories and unique requirements are not imposed on local agencies, the Executive Officer has determined that the proposed regulatory action imposes no costs on local agencies that are required to be reimbursed by the State pursuant to part 7 (commencing with section 17500), division 4, title 2 of the Government Code, and does not impose a mandate on local agencies that is required to be reimbursed pursuant to Section 6 of Article XIII B of the California Constitution. The proposed regulatory action would not create costs to any school district reimbursable by the state pursuant to Part 7 (commencing with section 17500), division 4, title 2 of the Government Code. Were the local agencies determined to be subject to unique requirements, they have the authority to levy service charges, fees, or assessments sufficient to pay for the services required under the proposed regulatory action.

Cost or Savings for State Agencies: Pursuant to Government Code sections 11346.5(a)(5) and 11346.5(a)(6), the Executive Officer has determined that the proposed regulatory action would result in a total marginal cost increase to approximately 500 state owned or operated facilities, with a total cost of approximately $731,000 over ten years. The costs result from additional emissions reporting requirements.

Other Non-Discretionary Costs or Savings on Local Agencies: The cost to approximately 2,000 local agencies is estimated to be $41.5 million over ten years. The local agency cost estimate includes a ten year cost of approximately $39.0 million for local air districts to implement provisions of the regulation, and a ten year cost of $2.5 million for 2,000 additional local facilities, such as water treatment plants, landfills, power plants, and others, who would be subject to the proposed
reporting requirements for facilities.

Cost or Savings in Federal Funding to the State: None. Pursuant to Government Code sections 11346.5(a)(5) and 11346.5(a)(6), the Executive Officer has determined that the proposed regulatory action would not create costs or savings in federal funding to the State.

Housing Costs (Gov. Code, § 11346.5, subd. (a)(12)):
The Executive Officer has made the initial determination that the proposed regulatory action will not have a significant effect on housing costs.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including Ability to Compete (Gov. Code, §§ 11346.3, subd. (a), 11346.5, subd. (a)(7), 11346.5, subd. (a)(8)):
The Executive Officer has made an initial determination that the proposed regulatory action would not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states, or on representative private persons.

Results of The Economic Impact Analysis/Assessment (Gov. Code, § 11346.5, subd. (a)(10)):

NON-MAJOR REGULATION: Statement of the Results of the Economic Impact Assessment

Effect on Jobs/Businesses:
The Executive Officer has determined that the proposed regulatory action would not produce a noticeable change in the creation or elimination of jobs within California, creation of new businesses or elimination of existing businesses within California, and expansion of business within the state, consumer prices, or business competitiveness in California due to the reporting requirements. However, if the proposed regulation is adopted, we are expecting a small additional increase in California employment for technical consultants who will assist facilities in meeting the regulatory requirements. These consultants will typically act as technical assistance providers to assist in compiling data, preparing and reviewing emissions reports, and submitting required data. The employment increase to assist facilities is expected to be minimal, possibly 13 to 58 new jobs statewide. Most affected facilities are already subject to data collection and reporting programs, so they will be able to comply with the regulation requirements using existing staffing. We do not expect any new businesses to be created resulting from the amended regulation, because any needed consultants would most likely be hired from existing firms.

Benefits of the Proposed Amendments:
The objective of the proposed regulatory action is to implement consistent statewide annual reporting requirements for facility criteria and toxics emissions data to support
a wide variety of CARB and air district program needs. A primary benefit of the regulation is to obtain detailed and comprehensive emissions data for use in reducing air pollution impacts for people living and working within communities disproportionately affected by airborne emissions, as well as statewide. A more complete discussion of benefits of the proposed updates is provided previously in the “Benefits of the Proposed Amendments” section of this notice.

**Business Report (Gov. Code, §§ 11346.5, subd. (a)(11); 11346.3, subd. (d)):**

In accordance with Government Code sections 11346.5, subdivisions (a)(11) and 11346.3, subdivision (d), the Executive Officer finds the amended reporting requirements of the proposed regulatory action that apply to businesses are necessary for the health, safety, and welfare of the people of the State of California.

**Cost Impacts on Representative Private Persons or Businesses (Gov. Code, § 11346.5, subd. (a)(9)):**

In developing this regulatory proposal, CARB staff evaluated the potential economic impacts on representative private persons or businesses. The Executive Officer is not aware of any cost impacts that a representative private person would necessarily incur in reasonable compliance with the proposed action, and has made an initial determination that the proposed regulatory action would not have a significant statewide economic impact directly affecting representative private persons.

CARB staff performed an analysis of the private sector facilities affected by the proposed amended regulation and estimated that 58,400 unique facilities will have economic impacts resulting from the reporting requirements in the proposed regulation over ten years of implementation.

CARB staff estimates that the amended requirements will lead to an overall cost increase of approximately $67.4 million for affected private sector reporting facilities over a ten year period. Many industrial sectors in the state are affected by the proposed amendments including large facilities such as refineries and power plants, down to smaller facilities such as retail gasoline fueling stations and automotive paint shops. For this reason, facility-specific costs will vary widely based on the complexity of the facility, the pre-existing facility reporting requirements, the sophistication of existing data collection and management systems, and other factors. However, on an average basis, a reporting facility affected by the proposed revisions will have an estimated maximum annual initial cost of $560 to comply with the regulation, and an annual ongoing cost of $300 thereafter. Additional economic and fiscal information is included in the Section VII of the ISOR.

**Effect on Small Businesses**

The Executive Officer has determined, pursuant to California Code of Regulations, title 1, section 4 that the proposed regulatory action would affect approximately 50,000 small businesses, with an average initial set-up cost per facility to comply with the reporting requirements of approximately $560 per year, and annual ongoing costs
of $300 thereafter, depending on the complexity of the facility and the currently established reporting requirements. The definition of “small businesses” is based on the description of “small business” as established in California Government Code Section 11346.3(b)(4)(B), which requires that the business is independently owned and operated, not dominant in its field of operation, and has 100 or fewer employees. The cost of this regulation will have a minor financial impact on individual small businesses to collect and report data needed to comply with the regulation. However, the regulation is not expected to have a significant material financial impact, because the required data and reporting will typically include information that is currently being collected (and often reported) by facility operators such as throughputs, fuel use, material use, or sales data.

**Consideration of Alternatives (Gov. Code, § 11346.5, subd. (a)(13)):**
Before taking final action on the proposed regulatory action, the Board must determine that no reasonable alternative considered by the Board or that has otherwise been identified and brought to the attention of the Board, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law. The proposed amendments to the regulation do not have a significant adverse fiscal or economic impact.

Staff considered several alternatives to the proposed regulation, including not amending the regulation (taking no action), evaluation of several alternatives related to altering the reporting applicability criteria, the adoption of performance standards, and alternatives for small business applicability. The specific alternatives are described in Chapter VIII of the ISOR. These alternatives were evaluated but dismissed as not being as effective or more effective than the proposed regulation in meeting CARB and air district program objectives.

**ENVIRONMENTAL ANALYSIS**
CARB, as the lead agency under the California Environmental Quality Act (CEQA), has reviewed the proposed regulatory action and concluded that it is exempt pursuant to CEQA Guidelines section 15061(b)(3), because it can be seen with certainty that there is no possibility that the proposed action may have a significant adverse impact on the environment. A brief explanation of the basis for reaching this conclusion is included in Chapter V of the ISOR.

**SPECIAL ACCOMMODATION REQUEST**
Consistent with California Government Code section 7296.2, special accommodation or language needs may be provided for any of the following:

6 California Government Code, Section 11346.3, approved by Governor September 14, 2016.
• An interpreter to be available at the hearing;
• Documents made available in an alternate format or another language; and
• 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 ten 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; y
• 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 envié un fax a (916) 322-3928 lo más pronto posible, pero no menos de 10 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.

AGENCY CONTACT PERSONS

Inquiries concerning the substance of the proposed regulatory action may be directed to the agency representative John Swanson, Manager, at john.swanson@arb.ca.gov, or (designated back-up contact) Daniel Sloat, Air Pollution Specialist, at daniel.sloat@arb.ca.gov, both in the Criteria Pollutant & Air Toxics Reporting Section.

AVAILABILITY OF DOCUMENTS

CARB staff has prepared a Staff Report: Initial Statement of Reasons (ISOR) for the proposed regulatory action, which includes a summary of the economic and environmental impacts of the proposal. The report is titled, “Staff Report: Initial Statement of Reasons – Public Hearing to Consider Amendments to the Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants.”

Copies of the ISOR and the full text of the proposed regulatory language, in underline and strikeout format to allow for comparison with the existing regulations, may be accessed on CARB’s website listed below, or may be obtained from the Public Information Office, California Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, First Floor, Sacramento, California, 95814, on September 29, 2020. Because of current travel, facility, and staffing restrictions, the California Air Resources Board’s offices may have limited public access. Please contact Bradley Bechtold, Regulations Coordinator, at bradley.bechtold@arb.ca.gov or (916) 322-6533 if you need physical copies of the documents.
Further, the agency representative to whom non-substantive inquiries concerning the proposed administrative action may be directed is Bradley Bechtold, Regulations Coordinator, (916) 322-6533. Board staff has compiled a record for this rulemaking action, which includes all the information upon which the proposal is based. This material is available for inspection upon request to the contact persons.

HEARING PROCEDURES

The public hearing will be conducted in accordance with the California Administrative Procedure Act, Government Code, title 2, division 3, part 1, chapter 3.5 (commencing with section 11340).

Following the public hearing, the Board may take action to approve for adoption the regulatory language as originally proposed, or with non-substantial or grammatical modifications. The Board may also approve for adoption the proposed regulatory language with other modifications if the text, as modified, is sufficiently related to the originally proposed text that the public was adequately placed on notice and that the regulatory language as modified could result from the proposed regulatory action. If this occurs, the full regulatory text, with the modifications clearly indicated, will be made available to the public, for written comment, at least 15-days before final adoption.

FINAL STATEMENT OF REASONS AVAILABLITY

Upon its completion, the Final Statement of Reasons (FSOR) will be available and copies may be requested from the agency contact persons in this notice or may be accessed on CARB’s website listed below.

INTERNET ACCESS

This notice, the ISOR and all subsequent regulatory documents, including the FSOR, when completed, are available on CARB’s website for this rulemaking at https://ww2.arb.ca.gov/rulemaking/2020/proposed-amendments-reporting-criteria-air-pollutants-and-toxic-air-contaminants.

CALIFORNIA AIR RESOURCES BOARD

Richard W. Corey
Executive Officer

Date: September 15, 2020

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption.

For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.arb.ca.gov.
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PUBLIC WORKSHOP NOTICE

Joint Webinar

Informal Discussion of Proposed “15-Day” Changes to the Amendments to the Criteria Pollutant and Toxic Air Contaminant Emissions Reporting Regulation (CTR) and the Air Toxics "Hot Spots" Emission Inventory Criteria and Guidelines (EICG) Regulation

On November 19, 2020, the California Air Resources Board (CARB) adopted amendments to the Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants (CTR)\(^1\) and the Air Toxics “Hot Spots” Emission Inventory Criteria and Guidelines (EICG) Regulation\(^2\). Based on comments received during the public review period, the Board directed CARB staff to consider additional modifications to the regulations prior to finalizing the amendments through the 15-day changes. These modifications are necessary to address resources timing, reporting requirements, and other topics that were raised.

We invite you to join the webinar at the date and time below, during which CARB staff will discuss the potential 15-day changes under consideration. Staff will answer questions about the proposed changes, and following the workshop there will be a period for informal written comments to help refine the draft text prior to the official release of the proposed changes.

**Important Note:** The webinar will be used to encourage feedback and recommendations from stakeholders. This does not begin the formal 15-day notice timeline. The formal proposed 15-day changes to the regulation will be made public after the webinar, following which the official comment period will begin. All formal documents for the CTR and EICG rulemakings are available at the program links below.

Details of the webinar are as follows:

**DATE:** February 11, 2021

**TIME:** 10:00 a.m. to 12:00 p.m.

**HOW TO PARTICIPATE:** Please register at this link: https://attendee.gotowebinar.com/register/6701997673445309198

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1 Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants (CTR, Title 17, California Code of Regulations, section 93400 et seq.)

2 “Emission Inventory Criteria and Guidelines Report for the Air Toxics “Hot Spots” Program” (including all appendices), which would be incorporated by reference as a proposed amendment to Title 17, California Code of Regulations, Section 93300.5
After registering, you will receive a confirmation email with information about joining the webinar.

Prior to the workshop, we will post the draft text for the proposed changes to the respective program websites below:

CTR: https://ww2.arb.ca.gov/our-work/programs/criteria-pollutant-and-toxics-emissions-reporting

EICG: https://ww2.arb.ca.gov/hot-spots-inventory-guidelines

We encourage your participation in this workshop and welcome your informal comments as we develop the additional modifications.

To receive meeting notices and updates via email regarding these regulations, please use the following links to subscribe:


EICG: https://public.govdelivery.com/accounts/CARB/subscriber/new?topic_id=ab2588

**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 meeting;
- 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 Anne Klein (anne.klein@arb.ca.gov) as soon as possible, but no later than five business days before the scheduled meeting. 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, favor de contactar a Natalia Gutierrez-Lopez al (916) 440-8204 o Natalia.Lopez@arb.ca.gov lo más pronto posible, pero no menos de 5 días de trabajo antes de la junta programada. TTY/TDD/Personas que necesiten este servicio pueden marcar el 711 para el Servicio de Retransmisión de Mensajes de California.
Date of Release: February 18, 2021
Board Consideration: February 25, 2021

To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Stephen Ertle, Air Pollution Control Officer

Re: Appoint Committee for APCO Performance Evaluation and Board Protocol Review.

ISSUE:
The Board is asked to appoint a committee for the Air Pollution Control Officer’s (APCO) annual performance evaluation. The committee will also review and recommend any needed updates to the Board’s operating protocols.

ACTION REQUESTED:
Chair to appoint a committee of three (3) Board members. Staff recommends this be assigned to the Executive Committee (Supervisor Ritter, Supervisor Lucero, Councilmember Brown).
To: Butte County Air Quality Management District Board of Directors

From: Stephen Ertle, Air Pollution Control Officer

Staff Contact: Stephen Ertle, Air Pollution Control Officer

Re: APCO Report

Date of Release: February 18, 2021
Board Consideration: February 25, 2021

ISSUE:
Report from the Air Pollution Control Officer on current areas of potential interest to your Board, including air-quality related activities at the local, State, and federal scenes.

ACTION REQUESTED:
None. This item is provided for information and discussion.

DISCUSSION:
The Air Pollution Control Officer will provide a verbal report to the Board.
Summarized below are acronyms commonly used in Board folders and accompanying staff reports.

<table>
<thead>
<tr>
<th>Acronym</th>
<th>Description</th>
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<tbody>
<tr>
<td>A/C</td>
<td>Authority to Construct Permit</td>
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<tr>
<td>AB</td>
<td>Assembly Bill</td>
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<tr>
<td>AMOS</td>
<td>Automatic Meteorological Observation Stations</td>
</tr>
<tr>
<td>AP-42</td>
<td>EPA technical reference specifying specific Air Pollutant Emission Factors</td>
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<tr>
<td>APCD</td>
<td>Air Pollution Control District</td>
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<tr>
<td>APCO</td>
<td>Air Pollution Control Officer</td>
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<tr>
<td>AQMD</td>
<td>Air Quality Management District</td>
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<tr>
<td>ATCM</td>
<td>Airborne Toxic Control Measure</td>
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<tr>
<td>AQI</td>
<td>Air Quality Index</td>
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<tr>
<td>BACT</td>
<td>Best Available Control Technology</td>
</tr>
<tr>
<td>BAM</td>
<td>Beta Attenuation Monitor (records hourly ambient particulate data)</td>
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<tr>
<td>BCAG</td>
<td>Butte County Association of Governments</td>
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<tr>
<td>BCAQMD</td>
<td>Butte County Air Quality Management District</td>
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<tr>
<td>BCC</td>
<td>Sacramento Valley Basinwide Air Pollution Control Council</td>
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<tr>
<td>BOS</td>
<td>Board of Supervisors</td>
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<tr>
<td>CAA</td>
<td>Clean Air Act</td>
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<tr>
<td>CAAQS</td>
<td>California Ambient Air Quality Standards</td>
</tr>
<tr>
<td>CAP</td>
<td>Climate Action Plan</td>
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<tr>
<td>Cal-EPA</td>
<td>California Environmental Protection Agency</td>
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<tr>
<td>CAPCOA</td>
<td>California Air Pollution Control Officers Association</td>
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<td>CARB</td>
<td>California Air Resources Board</td>
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<td>CARPA</td>
<td>California Air Response Planning Alliance</td>
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<tr>
<td>CBYL</td>
<td>Check Before You Light</td>
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<tr>
<td>Cd</td>
<td>Chemical symbol for cadmium</td>
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<tr>
<td>CEQA</td>
<td>California Environmental Quality Act</td>
</tr>
<tr>
<td>CI</td>
<td>Compression Ignition</td>
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<tr>
<td>CO</td>
<td>Chemical symbol for carbon monoxide</td>
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<tr>
<td>CO2</td>
<td>Chemical symbol for carbon dioxide</td>
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<tr>
<td>CPA</td>
<td>Certified Public Accountant</td>
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<td>CPI</td>
<td>Consumer Price Index</td>
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<td>CSAC</td>
<td>California State Association of Counties</td>
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<tr>
<td>CUA</td>
<td>Chico Urbanized Area</td>
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<tr>
<td>DMV</td>
<td>Department of Motor Vehicles</td>
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<tr>
<td>DTSC</td>
<td>California Department of Toxic Substance Control</td>
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<tr>
<td>EG</td>
<td>Emission Guidelines</td>
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<tr>
<td>EI</td>
<td>Emission Inventory</td>
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<td>Emfac</td>
<td>Emission Factor Computer Model</td>
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<tr>
<td>EPA</td>
<td>Environmental Protection Agency (Federal)</td>
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<td>ERC</td>
<td>Emission Reduction Credit</td>
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<td>ESA</td>
<td>Endangered Species Act</td>
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<td>EVR</td>
<td>Enhanced Vapor Recovery</td>
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<td>FIP</td>
<td>Federal Implementation Plan</td>
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<td>FRM</td>
<td>Federal Reference Method</td>
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<tr>
<td>FY</td>
<td>Fiscal Year (June 30-July 1, unless otherwise stated)</td>
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<tr>
<td>GASB</td>
<td>Governmental Accounting Standards Board</td>
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<td>GDF</td>
<td>Gasoline Dispensing Facilities</td>
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<td>GFOA</td>
<td>Governmental Finance Officers Association</td>
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<td>GHG</td>
<td>Greenhouse Gases</td>
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<tr>
<td>GWP</td>
<td>Global Warming Potential</td>
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<tr>
<td>HAP</td>
<td>Hazardous Air Pollutants</td>
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<tr>
<td>HCl</td>
<td>Hydrochloric Acid</td>
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<tr>
<td>Hg</td>
<td>Chemical symbol for mercury</td>
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<tr>
<td>HRA</td>
<td>Health Risk Assessments</td>
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<tr>
<td>HSC</td>
<td>Health &amp; Safety Code</td>
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<tr>
<td>ICE</td>
<td>Internal Combustion Engine</td>
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</table>
ISD  In-Station Diagnostics  
ISR  Indirect Source Review  
LESB  Lower Emission School Bus program  
Mb  Millibar  
Mg/Yr  Milligrams per year  
Micron  Abbreviation of Micrometer or 1,000,000th of a meter in size  
MPO  Metropolitan Planning Organization  
Msl  Mean sea level  
MMT CO2  Million Metric Tons of Carbon Dioxide equivalent emissions  
MSW  Municipal Solid Waste  
NAAQS  National Ambient Air Quality Standard  
NACAA  National Association of Clean Air Agencies  
NESHAPS  National Emission Standards for Hazardous Air Pollutants  
NMOC  Non-Methane Organic Compound  
NON  Notice of Noncompliance  
NOx  Oxides of Nitrogen  
NSPS  New Source Performance Standards  
NSR  New Source Review  
NTA  Notice to Apply for a Permit  
NTC  Notice to Comply  
OEHHA  California Office of Environmental Health Hazard Assessment  
OAL  Office of Administrative Law  
ORVR  Onboard Refueling Vapor Recovery  
Pb  Chemical symbol for lead  
PERP  Portable Equipment Registration Program  
PM  Particulate Matter  
PM 10-2.5  Particulate Matter 10 Microns in Size and smaller, but greater than 2.5 Microns  
PM10  Particulate Matter 10 Microns in Size and smaller  
PM2.5  Particulate Matter 2.5 Microns in Size and smaller  
PSD  Prevention of Significant Deterioration  
RACT  Reasonably Available Control Technology  
RICE  Reciprocating Internal Combustion Engine  
RCRC  Regional Council of Rural Counties  
RRF  Relative Reduction Factor  
RSD  Remote Sensing Device  
SB  Senate Bill  
SDRMA  Special District Risk Management Authority  
SF  Square Foot  
SIC  Standardized Industrial Classification  
SIP  State Implementation Plan  
SLCP  Short-lived Climate Pollutant  
SO2  Chemical symbol for sulfur dioxide  
SSI  Size Selective Inlet (applies to particulate samplers)  
TAC  Technical Advisory Committee of the BCC  
TARMAC  CAPCOA Toxics and Risk Managers Committee  
TEIP  Toxic Emission Inventory Plan  
TEIR  Toxic Emission Inventory Report  
Title 17  California Code of Regulations, Administrative Law adopted by the California Air Resources Board, and referencing in this Board folder the Agricultural burn guidelines  
ug/m3  Micrograms per cubic meter  
USDA  United States Department of Agriculture  
USEPA  United States Environmental Protection Agency  
VEE  Visible Emission Evaluation Certification  
VOC  Volatile Organic Compound  
WUI  Wildland Urban Interface  
YTD  Year to Date