

AMENDED IN ASSEMBLY APRIL 21, 2005

AMENDED IN ASSEMBLY APRIL 5, 2005

AMENDED IN ASSEMBLY MARCH 7, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

Assembly Joint Resolution

No. 8

Introduced by Assembly Member Canciamilla

(Coauthors: Assembly Members Aghazarian, Arambula, Baca, Berg, Bermudez, Blakeslee, Calderon, Chan, Chavez, Chu, Cohn, Coto, Daucher, De La Torre, Dymally, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Harman, Shirley Horton, Houston, Huff, Jones, Karnette, Keene, Klehs, Koretz, Laird, Leno, Leslie, Levine, Lieber, Liu, Matthews, Maze, Mullin, Nakanishi, Nava, Negrete McLeod, Nunez, Parra, Richman, Ridley-Thomas, Ruskin, Saldana, Salinas, Spitzer, Torrico, Tran, Umberg, Vargas, Wolk, Wyland, and Yee)

February 22, 2005

Assembly Joint Resolution No. 8—Relative to marine pollution.

LEGISLATIVE COUNSEL'S DIGEST

AJR 8, as amended, Canciamilla. Marine pollution.

This measure would urge the Congress of the United States to ratify treaty provisions known as Annex VI of MARPOL 73/78, and the United States Environmental Protection Agency to pursue the creation of a North America Sulfur Emission Control Area.

Fiscal committee: no.

- 1 WHEREAS, An international treaty, the Protocol of 1978
- 2 relating to the International Convention for the Prevention of

1 Pollution from Ships, 1973, as amended at London in February
2 1978, is known as the MARPOL 73/78 Convention (hereafter
3 Marpol 73/78). Annex VI of MARPOL 73/78 (hereafter Annex
4 VI) defines and sets standards for the regulation for the
5 prevention of exhaust emissions from ships; and

6 WHEREAS, Having been ratified by 15 nations representing
7 over one half of the world's shipping tonnage, Annex VI will go
8 into effect in May 2005; and

9 WHEREAS, Annex VI will acquire the force of law in the
10 United States only after the Senate concurs in the treaty and the
11 United States deposits its instrument of ratification with the
12 International Maritime Organization, a branch of the United
13 Nations; and

14 WHEREAS, The United States Senate Foreign Relations
15 Committee has delayed for several years the ratification of
16 Annex VI; and

17 WHEREAS, Included within Annex VI is a provision for
18 signatory states to petition the International Maritime
19 Organization to designate areas within their jurisdiction as a
20 Sulphur Emission Control Area or SECA. Once an area is
21 designated as a SECA, a specified cap on sulphur levels in
22 marine fuels for sale or combustion can be stipulated. Currently
23 the Baltic and North Sea have been designated as SECAs and
24 consequently all ships operating in those areas must use heavy
25 fuel with no more than 1.5 percent sulphur content. If using
26 marine diesel fuel, the sulphur content must be 0.2 percent or
27 below; and

28 WHEREAS, The United States Environmental Protection
29 Agency has stated its intent to pursue, in cooperation with
30 Canada and Mexico, a North America SECA and is already in
31 the process of collecting the requisite data necessary to support a
32 petition to the International Maritime Organization; and

33 WHEREAS, The California Air Resources Board estimates
34 that sulphur reduction in marine fuels will reduce particulate
35 matter by approximately 20 percent and additionally provide a
36 benefit in mitigation of NO_x; and

37 WHEREAS, The reduction of sulfur content in fuel also
38 provides for corresponding reductions in emissions of oxides of
39 sulphur (SO_x) and diesel particulate matter (PM); and

1 WHEREAS, Reductions in NO_x, SO_x, and PM promote direct
2 and indirect environmental and public health benefits; and

3 WHEREAS, The creation of a North America Sulfur Emission
4 Control Area will lead to the expanded availability of low sulfur
5 fuel for the international maritime trade, and maintain the
6 competitive standing of California's ports; now, therefore, be it

7 *Resolved by the Assembly and the Senate of the State of*
8 *California, jointly, That the Legislature respectfully*
9 *memorializes the Congress of the United States to ratify Annex*
10 *VI of MARPOL 73/78, and the Environmental Protection Agency*
11 *to pursue the creation of a North America Sulfur Emission*
12 *Control Area; and be it further*

13 *Resolved, That the Chief Clerk of the Assembly transmit*
14 *copies of this resolution to the President and Vice President of*
15 *the United States, to the Speaker of the House of*
16 *Representatives, to each Senator and Representative from*
17 *California in the Congress of the United States, to the United*
18 *States Environmental Protection Agency, to the United States*
19 *Coast Guard, and to the author for appropriate distribution.*

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