

AMENDED IN ASSEMBLY SEPTEMBER 12, 2013

AMENDED IN ASSEMBLY SEPTEMBER 6, 2013

AMENDED IN SENATE APRIL 1, 2013

SENATE BILL

No. 359

Introduced by Senator Corbett

(Principal Coauthors: Assembly Members Eggman and Mullin)

February 20, 2013

An act relating to ~~electric vehicles~~, *vehicular air pollution*, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 359, as amended, Corbett. ~~Electric vehicles~~. *Vehicles: retirement and replacement.*

Existing

(1) *Existing* law establishes the Air Quality Improvement Program that is administered by the State Air Resources Board for the purposes of funding projects related to, among other things, reduction of criteria air pollutants and improvement of air quality. Existing law requires, until January 1, 2016, that a portion of the registration fees for motor vehicles and vessels be deposited into the Air Quality Improvement Fund and, upon appropriation, be expended for the implementation of the program. Pursuant to the Air Quality Improvement Program, the state board has established the Clean Vehicle Rebate Project to promote the production and use of zero-emission vehicles and the Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project to provide vouchers to help California fleets to purchase hybrid and zero-emission trucks and buses.

Existing law establishes the Vehicle Inspection and Repair Fund, which serves as a repository for fees collected by the Department of Consumer Affairs pursuant to the Automotive Repair Act.

This bill would require the ~~Controller, upon the order of the Director of Finance,~~ *Controller* to transfer, as a loan, \$30,000,000 from the Vehicle Inspection and Repair Fund to the Air Quality Improvement Fund. The bill would appropriate to the state board ~~\$30,000,000 from these moneys~~ in the Air Quality Improvement Fund *to be expended only for the Clean Vehicle Rebate Project and the Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project, thereby making an appropriation.*

(2) Existing law establishes the Capital Access Loan Program for small businesses, administered by the California Pollution Control Financing Authority, by providing loans through participating financial institutions to qualifying small businesses, including financial assistance to businesses affected by the In-Use Bus and Truck Rule through the Heavy-Duty Vehicle Air Quality Loan Program.

This bill would require the Controller to transfer, as a loan, \$10,000,000, from the Vehicle Inspection and Repair Fund to the Air Pollution Control Fund. The bill would appropriate to the state board these moneys in the Air Pollution Control Fund to be expended only for the Heavy-Duty Vehicle Air Quality Loan Program, thereby making an appropriation.

(3) Existing law creates the Enhanced Fleet Modernization Subaccount in the High Polluter Removal and Repair Account and makes available, upon appropriation, all money in the account to establish and implement the enhanced fleet modernization program, administered by the Bureau of Automotive Repair in the Department of Consumer Affairs.

This bill would appropriate \$8,000,000 to the Bureau of Automotive Repair from the Enhanced Fleet Modernization Subaccount in the High Polluter Repair or Removal Account to be expended only for the purposes of the enhanced fleet modernization program, thereby making an appropriation.

Vote: majority. Appropriation: yes. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) The sum of ~~thirty~~ *twenty* million dollars
2 ~~(\$30,000,000)~~ *(\$20,000,000)* is hereby appropriated ~~from to the~~
3 *State Air Resources Board from the moneys transferred from the*
4 *Vehicle Inspection and Repair Account to the Air Quality*
5 *Improvement Fund to the State Air Resources Board pursuant to*
6 *subdivision (d) to be expended only for the Clean Vehicle Rebate*
7 ~~Project and Hybrid and Zero-Emission Truck and Bus Voucher~~
8 ~~Incentive Project~~ *Project*, established pursuant to Article 3
9 (commencing with Section 44274) of Chapter 8.9 of Part 5 of
10 Division 26 of the Health and Safety Code.

11 (b) *The sum of ten million dollars (\$10,000,000) is hereby*
12 *appropriated to the State Air Resources Board from the moneys*
13 *transferred from the Vehicle Inspection and Repair Account to the*
14 *Air Quality Improvement Fund pursuant to subdivision (d) to be*
15 *expended only for the Hybrid and Zero-Emission Truck and Bus*
16 *Voucher Incentive Project, established pursuant to Article 3*
17 *(commencing with Section 44274) of Chapter 8.9 of Part 5 of*
18 *Division 26 of the Health and Safety Code.*

19 (c) *The sum of ten million dollars (\$10,000,000) is hereby*
20 *appropriated to the State Air Resources Board from the moneys*
21 *transferred to the Air Pollution Control Fund pursuant to*
22 *subdivision (e) to be expended only for the Heavy-Duty Vehicle*
23 *Air Quality Loan Program, administered through the Capital*
24 *Access Loan Program established pursuant to Article 8*
25 *(commencing with Section 44559) of Chapter 1 of Division 27 of*
26 *the Health and Safety Code.*

27 ~~(b) Upon the order of the Director of Finance, the~~

28 (d) *The sum of thirty million dollars (\$30,000,000) shall be*
29 *transferred by the Controller, Controller as a loan from the Vehicle*
30 *Inspection and Repair Fund to the Air Quality Improvement Fund.*
31 *No later than June 30, 2016, the loan shall be repaid, from a*
32 *non-General Fund source, upon appropriation by the Legislature,*
33 *with interest at the rate earned by the Pooled Money Investment*
34 *Account at the time of the transfer.*

35 (e) *The sum of ten million dollars (\$10,000,000) shall be*
36 *transferred by the Controller as a loan from the Vehicle Inspection*
37 *and Repair Fund to the Air Pollution Control Fund. No later than*
38 *June 30, 2021, the loan shall be repaid from the Air Pollution*

1 *Control Fund with interest at the rate earned by the Pooled Money*
2 *Investment Account at the time of the transfer.*
3 *SEC. 2. The sum of eight million dollars (\$8,000,000) is hereby*
4 *appropriated to the Bureau of Automotive Repair in the*
5 *Department of Consumer Affairs from the Enhanced Fleet*
6 *Modernization Subaccount in the High Polluter Repair or Removal*
7 *Account to be expended only for the purposes of Article 11*
8 *(commencing with Section 44125) of Chapter 5 of Part 5 of*
9 *Division 26 of the Health and Safety Code.*

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