

NO REFINERY MEASURE

Section 38561 of the Health and Safety Code is amended to read:

- (i) On or before January 1, 2018, the state board shall update the scoping plan to achieve the greenhouse gas emissions reductions required pursuant to Section 38566. All state board and air district greenhouse gas rules and regulations shall be consistent with the scoping plan. The state board shall designate the market-based compliance mechanism established pursuant to Section 38562(c) as the rule for petroleum refineries and oil and gas production facilities to achieve their greenhouse gas emissions reductions. Nothing in this section shall limit the state board's authority to regulate emissions not covered by the market-based compliance mechanism as of January 1, 2017, including but not limited to measures governing methane and fugitive emissions at refineries and oil and gas facilities, the advanced clean cars regulations, low carbon fuel standard, regulations addressing short-lived climate pollutants, and implementation of the sustainable freight action plan.

NO LOCAL AIR DISTRICT REGULATION OF GHG EMISSIONS

Section 38594 of the Health and Safety Code is amended to read:

38594. (a) Nothing in this division shall limit or expand the existing authority of any district, as defined in Section 39025, to regulate stationary source or source category emissions other than greenhouse gases, including, but not limited to, the adoption of rules and regulations to reduce criteria pollutants or precursor emissions, and to reduce toxic air contaminant emissions.

(b) The state board shall have the exclusive authority for, and a district shall not adopt or retain in effect, any stationary source or source category rule or regulation that addresses greenhouse gas emissions or establishes a greenhouse gas emission or performance standard if such stationary source or source category is subject to the market-based compliance mechanism established pursuant to Section 38562 (c).