



B 2019 008

EXECUTIVE ORDER

Amending and Extending Executive Orders B 2013 007, B 2012 001, B 2011 002, and B 002 09 regarding the Regional Air Quality Council

Pursuant to the authority vested in the Governor of the State of Colorado and, in particular, pursuant to Article IV, Section 2 of the Colorado Constitution, I, Jared Polis, Governor of the State of Colorado, hereby issue this Executive Order amending and extending Executive Order B 002 09, dated March 25, 2009, Executive Order B 2011 002, dated May 5, 2011, Executive Order B 2012 001, dated January 23, 2012, and Executive Order B 2013 007, dated July 19, 2013 (Prior Executive Orders) regarding the Regional Air Quality Council (Council).

I. Background and Purpose

The Governor of the State of Colorado, pursuant to the federal Clean Air Act, 42 U.S.C. § 7504 and the Colorado Constitution, is authorized to designate a lead agency for air quality planning. The Council is responsible for preparing air quality plans for the greater Denver Metropolitan Area and North Front Range Region (Region) that demonstrate and ensure long-term compliance with federal air quality standards. Over the past 30 years, the Council has played a lead role in developing strategies to improve air quality and coordinating air quality planning initiatives.

II. Mission and Scope

For three decades, the Council has played a central role in designing, building broad consensus around, and implementing effective strategies to improve air quality in Colorado. As a result, Colorado has achieved and maintained compliance with major federal and state air quality standards, including carbon monoxide, particulate matter, and regional visibility. Ensuring continued compliance with these standards is critical to the ongoing function of the Council to protect public health.

With continued growth, Colorado is still not in compliance with federal ozone standards, which seriously threatens the health of vulnerable populations and the overall quality of life in the Region. It is imperative that the Council continue to identify bold, cost-effective strategies and measures that reduce ozone-causing emissions. Ozone reduction is the Council's top priority, and the Council shall work to ensure compliance with federal health and environmental standards as soon as possible.



In addition, the State has adopted goals for emission reductions of greenhouse gases, in order to mitigate the significant public health, ecological, and economic impacts of climate change. Since a significant portion of statewide greenhouse gas emissions are generated within the Region, the Council must also identify bold, cost-effective strategies and measures that reduce greenhouse gas emissions.

Because many emission-reduction measures targeting ozone have the potential for numerous co-benefits, such as improved energy efficiency, reduced traffic and congestion, lower particulate matter emissions, and lower greenhouse gas emissions, the Council must also consider co-benefits in its analyses and deliberations.

The Council shall work with relevant State agencies, the Denver Regional Council of Governments, the North Front Range Metropolitan Planning Organization, municipal and county governments, businesses, industry representatives, advocacy groups, and citizens to achieve these goals. In addition, the Council shall coordinate its assessments and strategy development efforts with other air quality initiatives, including Governor Polis' Roadmap to 100% Renewable Energy by 2040 and Bold Climate Action, the Colorado Climate Plan, the Colorado Electric Vehicle Plan, the Rocky Mountain National Park Nitrogen Deposition Reduction Plan, visibility improvement efforts for the State's national parks and wilderness areas, and other relevant planning documents.

The important work described in this Section II and the Prior Executive Orders is ongoing and has not been completed by the Council. As such, the Prior Executive Orders that describe the Council's mission and scope are hereby reauthorized unless amended by this Executive Order to ensure that the Council completes its work and determines strategies and measures for reducing ozone- and climate change-causing emissions.

III. Amendment

Paragraph 6 of the Prior Executive Orders is hereby deleted and replaced with the following new paragraph 6:

6. Membership and Organization

The Council shall consist of up to 29 representatives, and may include, but is not limited to, the following:

A. Representatives appointed by and serving at the pleasure of the Governor as follows:

1. Up to six representatives that shall have experience and knowledge in the following areas:

- i. General business;

- ii. Transit;
 - iii. Transportation;
 - iv. Land use planning;
 - v. Conservation; or
 - vi. Environmental Science.
2. Six representatives of local governments in the Denver Metropolitan Area;
 3. One representative of local government from Larimer County;
 4. One representative of local government from Weld County;
 5. One representative from the North Front Range Metropolitan Planning Organization;
 6. One representative of the Denver Regional Council of Governments;
 7. One representative of the Regional Transportation District;
 8. One representative of the Region's transportation management agencies;
 9. Four members of the public to represent the public interest, one of which to be appointed by the Governor as chair of the Council;
 10. One representative for stationary sources; and
 11. One representative of motor vehicle-related businesses.
- B. The Executive Director of the Colorado Department of Public Health and Environment, or his or her designee;
- C. The Executive Director of the Colorado Energy Office, or his or her designee;
- D. The Executive Director of the Colorado Department of Local Affairs, or his or her designee;
- E. The Executive Director of the Colorado Department of Transportation, or his or her designee; and

F. The Director of the Air Pollution Control Division, or his or her designee.

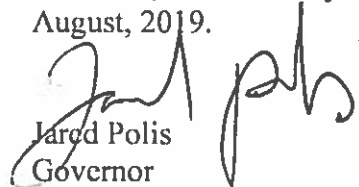
G. Each Council member shall serve a three-year term. In the event of a mid-term vacancy, the appointment shall be for the remainder of that member's unexpired term.

IV. Duration

This Executive Order shall remain in effect unless modified or rescinded by future Executive Order. In all other respects, the Prior Executive Orders shall remain in full force and effect as originally promulgated.



GIVEN under my hand and the
Executive Seal of the State of
Colorado, this 22nd day of
August, 2019.


Jared Polis
Governor