



## **Volkswagen and Audi Settlement Stakeholder Meeting Agenda**

Monday, November 7, 2016  
9:00 am - 11:30 am (CDPHE's Sabin-Cleere Room)

Please register [here](#) to attend and to present verbal comments

### **DESCRIPTION**

Colorado anticipates receiving about \$61 million from an Environmental Mitigation trust established through a partial settlement of lawsuits against Volkswagen and Audi for installing emissions "defeat devices" on certain vehicles in violation of the federal Clean Air Act. The Air Pollution Control Division invites you to a public meeting about Colorado's implementation of the settlement and the state's use of the settlement funds. Comments, questions, and concerns will be considered during the meeting and the Division's ongoing planning.

### **PURPOSE**

- Inform the public about the settlement
- Solicit and listen to stakeholder comments to guide Colorado's implementation of the settlement

### **DESIRED OUTCOMES**

- Understand background and timeline of the settlement
- Understand how the settlement funds may be used to improve air quality
- Receive public comment on how Colorado should implement the settlement and spend the funds

### **AGENDA**

- Introduction
- Summary of settlement - background and status of consent decree
- Timeline
- Colorado's implementation of the settlement
- Process of allocating funds and potential issues
- Questions and answers
- Public comment (advance registration recommended)
- Meeting wrap-up

### **MEETING DETAILS**

Intended Audience: Members of the public and potential recipients of the Volkswagen settlement funds

When: Monday, November 7, 2016

Time: 9:00 am - 11:30 am

Where: Colorado Department of Public Health and Environment

4300 Cherry Creek Drive South, Sabin-Cleere Room (in building A)  
Denver, CO 80246

Adobe Connect Webcast: <https://cdphe.adobeconnect.com/vw/>

We look forward to your participation. Please extend this invitation to your organization and others who may be interested. Space is limited, so please limit attendance to two people from each organization.

For more information, please visit - <https://www.colorado.gov/pacific/cdphe/VW>

You can submit questions or comments to - [cdphe.commentsapcd@state.co.us](mailto:cdphe.commentsapcd@state.co.us)



September 30, 2016

## REQUEST FOR PUBLIC COMMENT REGARDING THE VOLKSWAGEN AND AUDI PARTIAL SETTLEMENT

The Colorado Department of Public Health and Environment (CDPHE) requests public comment on all aspects of Colorado's implementation of the proposed VW and Audi partial settlement. Among other things, the settlement would establish an Environmental Mitigation Trust that allocates about \$61 million to Colorado for certain emission reduction projects. Public organizations, private entities, and individuals may receive funding for eligible projects. CDPHE is the state's lead agency to implement the trust. Depending on when the court approves the settlement and the trust is finalized, CDPHE anticipates that Colorado could begin soliciting project applications in mid-2017 and funds would be available by the end of 2017. More information about the settlement can be found at [www.colorado.gov/CDPHE/VW](http://www.colorado.gov/CDPHE/VW).

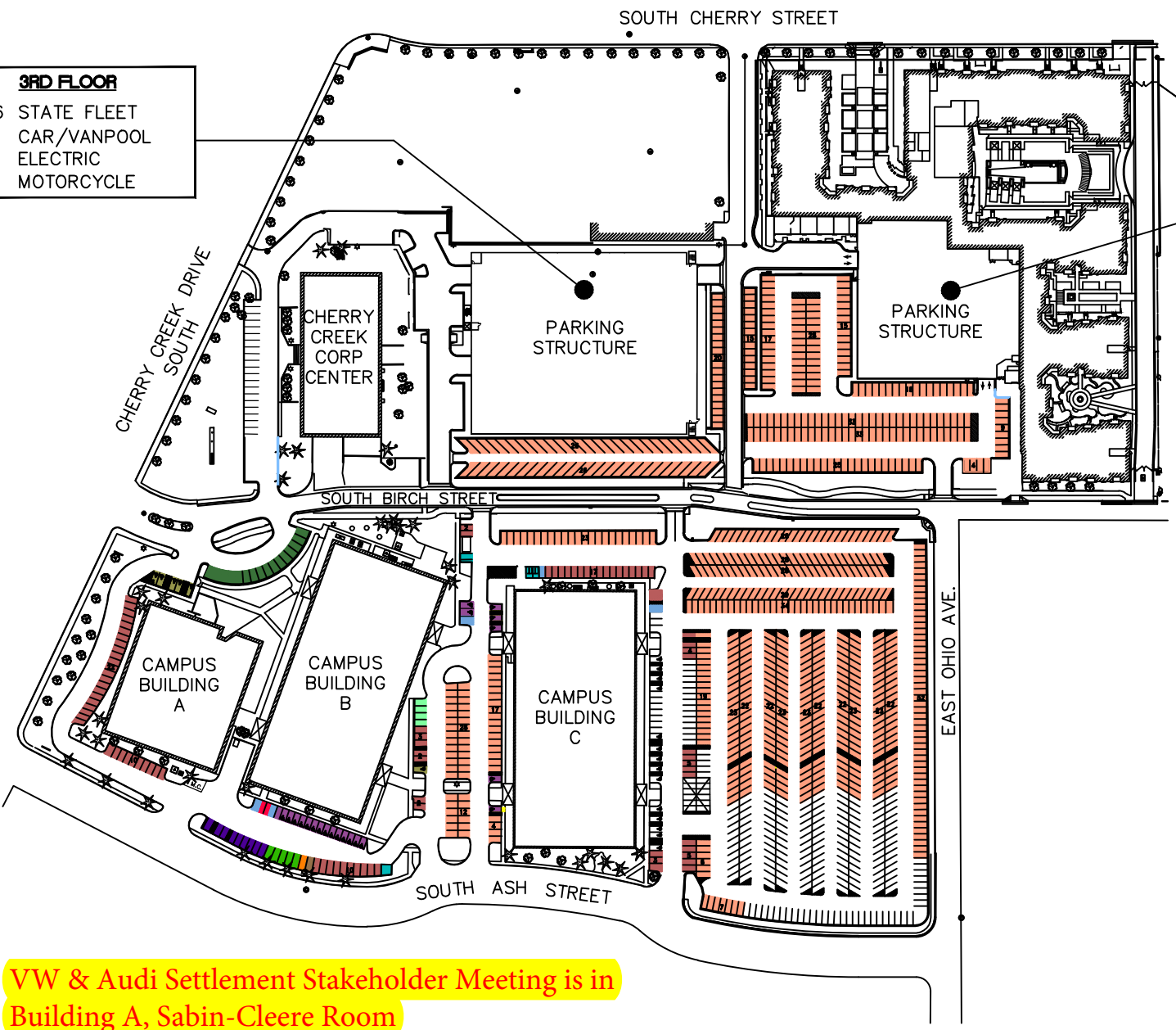
Please submit any comments and information by November 7, 2016 to [cdphe.commentsapcd@state.co.us](mailto:cdphe.commentsapcd@state.co.us) or in person at the November 7, 2016 public meeting. CDPHE particularly seeks comment on the following issues regarding the Environmental Mitigation Trust:

1. How the settlement money should be distributed, spent, and accounted for
2. How to maximize the air quality benefits resulting from the trust
3. Whether projects should be fully funded or partially funded (the trust allows reimbursement of 25%-100% of eligible costs, depending on the project category)
4. What process should Colorado use to solicit, review, and approve or disapprove applications for funds?
5. Whether to set aside funds for particular categories of projects or applicants
6. Whether to give preferences to certain fuels, such as diesel, compressed natural gas, propane, hydrogen fuel cell or battery electric
7. The emission reductions achievable from each eligible mitigation measure
8. The costs and benefits of replacing or repowering vehicles with "Alternate Fueled" or "All-Electric" engine technologies, as defined by Appendix D-2.
9. The percentage of trust funds, if any, that Colorado should devote to Light Duty Zero Emission Vehicle Supply Equipment
10. Whether to expend trust funds on the "DERA Option"
11. How to determine whether a proposed project will benefit areas that have been disproportionately impacted by emissions of nitrogen oxides (NOx) or other pollutants, and information about such impacts in particular areas of Colorado
12. The criteria for evaluating applications for funds. How should Colorado consider the following factors, and what other factors should it consider?
  - a. Reductions in emissions of NOx and other pollutants

- b. Ozone, particulate matter, visibility, climate change, public health and other environmental values
  - c. Project costs and benefits
  - d. The economic impacts of proposed projects
  - e. The geographic distribution of funds
  - f. The division of funds between the categories of eligible projects
  - g. An applicant's status as a government agency, large business, small business, individual person, or other category
  - h. Whether a project applicant is low income, minority, or disadvantaged or operates vehicles in these communities
  - i. Benefits to areas that have been disproportionately impacted by NOx and other pollutants
  - j. The number of affected vehicles registered in the county where the project is proposed or predominantly operated in those counties
  - k. The project's potential to accelerate a broader transition to Alternate Fueled or All-Electric vehicles
13. How should Colorado account for existing programs, such as ALT Fuels Colorado or Charge Ahead Colorado, when implementing the settlement?
14. What are the pros and cons of awarding funds through the processes currently used for ALT Fuels Colorado and Charge Ahead Colorado? What changes, if any, would be needed to adapt the ALT Fuels and Charge Ahead Colorado award processes to the VW settlement?
15. Should Colorado consider the possibility that some projects might occur in the absence of trust funding, or that equipment purchased with trust funds might be quickly sold or moved out of state?
16. CDPHE will conduct public outreach through in-person and online public meetings, presentations to stakeholder groups, Facebook posts, tweets, written comments and traditional media. What additional factors, if any, should CDPHE consider in its public outreach?

**3RD FLOOR**  
 106 STATE FLEET  
 24 CAR/VANPOOL  
 2 ELECTRIC  
 1 MOTORCYCLE

**GARDEN LEVEL + 1ST FLOOR**  
 133 CDPHE EMPLOYEE  
 PARKING SPACES



2		DELIVERY TRUCK
6		ELECTRIC CAR
117		STATE FLEET
958		CDPHE EMPLOYEE
5		15 MINUTE
6		MOTORCYCLE
86		CDPHE VISITOR
16		CDPHE 2 HOUR VISITOR
21		CDPHE EMPLOYEE HANDICAP
6		CDPHE VISITOR HANDICAP
1		DCEED ON CALL
1		DIVISION DIRECTORS
5		CDPHE ASSIGNED
24		CAR/VANPOOL
1175		TOTAL

**VW & Audi Settlement Stakeholder Meeting is in Building A, Sabin-Cleere Room**

**CHERRY CREEK CORPORATE CENTER - CDPHE**

**Parking Lot Plan**

Not to Scale

July 20, 2016

