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MEMORANDUM

To: ESJPA Board of Directors
From: Mary Pitto
Program Manager
Date: October 12, 2010
Re: Air Resource Board Diesel Activities Update
Information Item

In-Use Off-Road Diesel-Fueled Fleet Regulation

The Air Resources Board (ARB) is considering modifications to the In-Use Diesel-Fueled Fleet Truck and Off-Road Vehicle Regulations to account for the current economic condition and subsequent emissions reductions. ARB released the new proposed amendments and began another series of workshops on September 30th.

At the Sacramento workshop, ARB reported that due to the current economic downturn and the drastic reduction in construction activity, the vehicle inventories are higher and the existing emissions levels are lower than originally estimated. While the regulations are still needed to meet the SIP requirements, due to these changes ARB is still able to recommend additional economic relief and flexibility that will reduce costs substantially to the fleets and still achieve the necessary emission reductions to meet the SIP requirements.

For the Off-Road Vehicle Regulation, the ARB staff proposed:

- Delay the regulation start date by two years for each fleet size, March 1, 2012 for large fleets, 2015 for medium fleets, and 2017 for small fleets. (Remember, public fleets in low-population counties are considered small fleets no matter what their combined horsepower is.)
- Combine the NOx and PM Fleet Averages and BACT requirements, lower the annual requirements, and allow fleets to comply through turnover only. This lowers the total horsepower fleets are required to address each year. (Remember, small fleets do not have NOx turnover requirements and only need to address PM reductions.)
- Add a new small fleet category for fleets with under 500 horsepower and provide a different path.
- Remove the existing balloon payment from AB 8 2X changes.
- Raise the low use threshold from 100 to 150 hours
- Give credit for reduced horsepower from 2010-2011.
- Give credits for early compliance.
- Extend the double credit period for 12 months prior to the first compliance date.
- Maintain NOx turnover for a longer period.

Subsequent to this workshop, ARB announced an agreement with the Associated General Contractors of America trade organization to additional changes to the off-road regulation. The changes from the previous proposal would:

- Delay initial implementation for large fleets to 2014, thus eliminating the need for removal of the balloon payment.
- Raise the low use threshold to 200 hours.
- Double credit period extended for large fleets to 2014.

ARB plans to publish the staff report on October 20th and begin the formal comment period. The Board hearing for adoption is scheduled for December 16 & 17 , 2010.

Additional information on the Off Road Rule is available on the ARB website, located at:
<http://www.arb.ca.gov/msprog/ordiesel/ordiesel.htm>

On-Road Heavy-Duty Diesel-Fueled Public and Utility Fleets

There has been no new recent information on the On-Road Heavy-Duty Diesel-Fueled Public and Utility Fleets Regulation (Public Fleet Rule).

Information on the Public Fleet Rule is available on the ARB website, located at:
<http://www.arb.ca.gov/msprog/publicfleets/publicfleets.htm>