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MEMORANDUM

To: ESJPA Board of Directors
From: Mary Pitto, Program Manager
Date: March 10, 2009
Re: Air Resources Board Diesel Activities

In-Use Off-Road Diesel Vehicles

Included in the recently signed California budget, the California legislature approved ABx2 8 (Nestande), which directs ARB to make several changes to the in-use off-road diesel vehicle regulation that will lessen the requirements of the regulation for many large fleets in the early years of the regulation. The primary change will allow a large fleet to achieve its *cumulative* turnover and retrofit requirements for the years 2011 to 2013, by completing 20 percent of its cumulative turnover and retrofit obligations in 2011, an additional 20 percent in 2012, and the balance in 2013.

The additional changes ARB has been directed to include are the following:

1. Fleets who are now using their off-road vehicles less than they did as of July 1, 2007 may take credit for this reduced fleet activity to satisfy turnover and retrofitting requirements in 2010 and 2011.
2. Fleets will be given credit (both PM and NOx) for any vehicle retirements made between March 1, 2006 and March 1, 2010 as long as total fleet horsepower decreased from the previous year.

ARB plans to schedule a workshop sometime in March or early April to discuss how to implement these changes and ways to mitigate for the loss in emission benefits caused by these changes.

The rule and additional information regarding the Off-Road Equipment Rule can be found at: <http://www.arb.ca.gov/msprog/ordiesel/ordiesel.htm>