

State of California
AIR RESOURCES BOARD

Resolution 76-43

December 14, 1976

WHEREAS, Section 39601 of the Health and Safety Code authorizes the Air Resources Board to adopt standards, rules, and regulations necessary for the proper execution of the powers and duties granted to and imposed upon the Board by law;

WHEREAS, Sections 43101 and 43104 of the Health and Safety Code authorize the Board to adopt vehicle emission standards and test procedures in order to control or eliminate air pollution caused by motor vehicles;

WHEREAS, the Board's certification procedures for new motor vehicles currently require a manufacturer to demonstrate that certification vehicle emissions will remain below the standards for at least 50,000 miles;

WHEREAS, recent data gathered by the Board and by the U. S. Environmental Protection Agency indicate that late model vehicles exceed on average the applicable emission standards long before 50,000 miles have been accumulated;

WHEREAS, these same data indicate that many vehicle owners are either not following the manufacturer's recommended maintenance practices or are disabling or defeating the exhaust emission control systems on their vehicles;

WHEREAS, the Board believes that vehicle manufacturers must take reasonable steps to ensure that their vehicles are not easily susceptible to maladjustment or tampering;

WHEREAS, the Board finds that regulations which minimize the susceptibility of emissions-related components to tampering and maladjustment are, commencing with the 1980 model-year for passenger cars and the 1981 model-year for light-duty trucks and medium-duty vehicles, technologically feasible and necessary to carry out the Legislature's mandate that the Board control and reduce air pollution caused by motor vehicles; and

WHEREAS, a public hearing and other administrative proceedings have been held in accordance with the provisions of the Administrative Procedure Act (Government Code, Title 2, Division 3, Part 1, Chapter 4.5);

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby amends its regulations in Section 1960(b), Article 2, Subchapter 1, Chapter 3 of Title 13, California Administrative Code as follows:

1960. Exhaust Emission Standards and Test Procedures - 1980 and Subsequent Model Passenger Cars, Light-Duty Trucks, and Medium-Duty Vehicles.

(b) The test procedures for determining compliance with these standards are set forth in "California Exhaust Emission Standards and Test Procedures for 1980 and Subsequent Model Passenger Cars, Light-Duty Trucks, and Medium-Duty Vehicles," adopted by the Air Resources Board November 23, 1976, amended December 14, 1976.

BE IT FURTHER RESOLVED, that the Board hereby adopts the "California Exhaust Emission Standards and Test Procedures for 1980 and Subsequent Model Passenger Cars, Light-Duty Trucks, and Medium-Duty Vehicles" dated November 23, 1976, amended December 14, 1976.