

State of California  
AIR RESOURCES BOARD

**EXECUTIVE ORDER R-11-013**

*Relating to the Regulatory Adoption of a Particulate Matter Measurement Allowance for California's Heavy-Duty Diesel In-Use Compliance Regulation*

WHEREAS, on June 23, 2011, the Air Resources Board (ARB or Board) conducted a public hearing to consider adoption of the proposed amendments to California's heavy-duty diesel engine (HDDE) test procedures compliance Regulation, as set forth in the Initial Statement of Reasons released to the public on May 4, 2011;

WHEREAS, following the public hearing, the Board adopted Resolution 11-19, in which the Board approved for adoption the proposed amendments and directed the Executive Officer to determine if additional conforming modifications to the regulation are appropriate. The Board further directed that if no additional modifications are appropriate, the Executive Officer shall take final action to adopt the regulation, as set forth in Attachment 1 thereto, and the amendments to the California Exhaust Emission Standards and Test Procedures for 2004 and Subsequent Model Heavy-Duty Diesel Engines and Vehicles, as set forth in Attachment 2, thereto;

WHEREAS, the Executive Officer has determined that no additional conforming modifications are appropriate;

WHEREAS, no written comments were received during the original 45-day notice period or at the Board hearing.

WHEREAS, in accordance with CEQA and ARB's certified regulatory program, ARB prepared an environmental analysis as part of the Staff Report: Initial Statement of Reasons for the proposed regulation; The Staff Report identified no significant adverse environmental effects; and

WHEREAS, no comments were received identifying any significant environmental issues pertaining to this item, and therefore, no approval of such responses is required.

NOW, THEREFORE, IT IS ORDERED, that the recitals and findings contained in Resolution 11-19 are incorporated herein.

IT IS FURTHER ORDERED, the amendments to section 1956.8 of title 13, CCR, as set forth in Attachment 1 hereto, and the incorporated California Exhaust Emission Standards and Test Procedures for 2004 and Subsequent Model Heavy-Duty Diesel Engines Vehicles, as set forth in Attachment 2 hereto, are adopted.

IT IS FURTHER ORDERED that the adopted regulatory text may be further revised with nonsubstantive changes, which will be added to the rulemaking record and indicated as such.

Executed this 12<sup>th</sup> day of October 2011, at Sacramento, California.

/s/

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James N. Goldstene  
Executive Officer

Attachments