

ATTACHMENT C

**DESCRIPTIVE LIST OF REGULATORY TEXT CHANGES PROPOSED
FOR THE HEAVY DUTY VEHICLE ROADSIDE INSPECTION PROGRAM
AND THE HEAVY DUTY VEHICLE FLEET INSPECTION PROGRAM**

Section 2180.1. Definitions

- (a)(1) *Non-policy change.* The words “issued under section 2185 (a)(2)(C)” have been added for further clarification.
- (a)(2) *Non-policy change.* The words “issued under section 2185 (a)(2)(C)” have been added for further clarification.
- (a)(6) *Non-policy change.* The words “or successful completion of an ARB post-repair test or inspection have been deleted since the owner must demonstrate correction of the vehicle as outlined in sections 2186 (a), (b) and (c).
- (a)(25) *Policy change.* Added definition for Scan Tool Evaluation to describe how inspectors will evaluate vehicles for low NOx software.
- (a)(26)-(29) *Non-policy change.* Renumbering remaining definitions to accommodate additional definition.

Section 2181. Responsibilities of the Driver and Inspector During the Inspection Procedure.

- (a)(2) *Policy change.* The original regulations did not expressly require that the citee show proof of driver's license and vehicle registration to an ARB officer/inspector. Specific language to be inserted between (a)(1) and (a)(2), thus making a total of seven items under section 2181 (a).
- (a)(5) *Policy change.* The original regulations did not expressly require that the citee open the vehicle hood.
- (a)(6) *Policy change.* Additional language to support inspections for low NOx software installed in vehicle engines.
- 2181 (a) *Non-policy change.* Renumbering items under section 2181(a) to accommodate additional language.
- (b)(2) *Policy change.* The original regulations did not expressly require that the citee show proof of driver's license and vehicle registration to an ARB officer/inspector. Specific language to be inserted between (2) and (3) (b), thus making a total of four items under section 2181(b).
- (b)(3) *Policy change.* The original regulations did not expressly require that the citee open the vehicle hood.
- 2181 (b) *Non-policy change.* Renumbering items under section 2181(a) to accommodate additional language.

2181(c)(6) *Policy change*. Add language to allow issuing a citation for failure to have low NOx software installed on eligible engines by the required implementation date.

2184. *Policy change*. Insert additional words to include the scan tool evaluation for low NOx software in the list of refusals that trigger an automatic failure.

Section 2185. Civil Penalty Schedule.

(a) *Policy change*. Include ‘the scan tool evaluation’ with the test procedure and the emission controls system inspection as an item subject to failure and penalties.

(a)(1) *Non-policy change*. Insert a heading and accompanying language to clarify differences in violation penalties between a low NOx software installation failure and failure of a snap idle test.

(2) *Non-policy change*. In order to improve the organization of section 2185, the title has been added to subsection (2) for clarification and consistency with section 2185 (a)(1) and the previous contents of (a)(2), (3), and (4) have been consolidated into (a)(2)(A), (B) and (C).

(b)(3), (4)(A), (4)(B), (c), (d), and (e) *Non-policy change*. In order to improve the organization of section 2185, the references have been changed to agree with the renumbering and relettering of the contents of (a)(2)(A), (B) and (C).

Section 2186. Demonstration of Correction and Post-Repair Test or Inspection.

(a) *Non-policy change*. In order to improve the organization of section 2186 a subtitle has been inserted into subsection (a) along with clarifying language, a subtitle was added in section (b), and former subsections (a)(3), (4) and (5) have been reordered into (b)(1), (2) and (3).

(b)(3) *Policy change*. Additional language to support installations of low NOx software in vehicle engines.

(b) *Policy change*. This language is being deleted since the owner must demonstrate correction of the vehicle as outlined in sections (a), (b) and (c) of this section.

(c) *Policy change*. The original regulations did not expressly require that the citee complete and attach a Demonstration of Correction Form to demonstrate that the cited vehicle has been repaired and is now in compliance. This section is now labeled (c).

Section 2192. Vehicle Inspection Responsibilities.

- (a)(9) *Policy change.* Add language to incorporate the low NOx software installation inspection.
- (a) *Non-policy change.* Renumber remaining items in this section to accommodate added language.

Section 2194. Recordkeeping Requirements.

- (a)(2) *Non-policy change.* Language clean-up to reflect current circumstances (i.e. strip chart recorder's are no longer used).
- (b) *Policy change.* Add recordkeeping requirements for the low NOx software installation.