

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER R-07-010

Relating to the Regulatory Amendments to the Airborne Toxic Control Measure
Limiting Onboard Incineration for Cruise Ships and Oceangoing Ships

WHEREAS, on November 16, 2006, the Air Resources Board (the Board or ARB) conducted a public hearing to consider amendments to the Airborne Toxic Control Measure Limiting Onboard Incineration on Cruise Ships and Oceangoing Ships, as set forth in the Initial Statement of Reasons released to the public on September 29, 2006;

WHEREAS, at the conclusion of the public hearing, the Board adopted Resolution 06-38 in which the Board approved amendments to section 93119 of title 17, California Code of Regulations (CCR), set forth in Attachment A thereto, with the Staff's Suggested Modifications set forth in Attachment B thereto;

WHEREAS, Resolution 06-38 directed the Executive Officer to take final action to adopt the regulatory amendments set forth in Attachments A and B to Resolution 06-38, with such other conforming modifications as might be appropriate, after making the modified regulatory language available to the public for a period of at least 15 days, provided that the Executive Officer consider such written comments as might be submitted during this period, make such further modifications as might be appropriate in light of the comments received or as necessary to ensure consistency with the modifications approved by the Board, and present the regulatory amendments to the Board for further consideration if he determined that this was warranted;

WHEREAS, on March 5, 2007, the modified regulations, reflecting the amendments approved by the Board and other changes made to best reflect the intent of the Board at the hearing and to respond to comments, were made available for public comment for a period of at least 15 days, with the changes to the originally proposed text clearly indicated, in accordance with the provisions of title 1, California Code of Regulations, section 44;

WHEREAS, no written comments were received during the 15-day comment period.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 06-38 are incorporated by reference herein.

IT IS FURTHER ORDERED that amendments to section 93119, title 17, CCR, are adopted as set forth in Attachment 1 hereto.

Executed this 11 day of September, 2007, at Sacramento, California.

/s/

Tom Cackette
Acting Executive Officer

Attachment