

CALIFORNIA AIR RESOURCES BOARD

NOTICE OF DECISION NOT TO PROCEED

NOTICE OF PUBLIC HEARING TO CONSIDER ADOPTION OF EMISSION STANDARDS AND TEST PROCEDURES FOR NEW 2007 AND LATER OFF-ROAD LARGE SPARK-IGNITION (LSI) ENGINES AND FLEET REQUIREMENTS FOR USERS OF OFF-ROAD LSI ENGINES

By notice dated April 26, 2005, and published in the May 6, 2005, California Regulatory Notice Register, Register 2005, No. 18-Z, the Air Resources Board (the Board or ARB) announced it would conduct a public hearing to consider the adoption of new emission standards for 2007 and later off-road large spark-ignition (LSI) engines, requirements for fleet users of such equipment, and verification procedures for retrofit control systems.

PLEASE BE ADVISED that the proposed rulemaking has been withdrawn. A new rulemaking for LSI will be undertaken in the near future, but a hearing date has yet to be determined. A new notice will be published at least 45 days in advance of the future public hearing. The new rulemaking will include revised fleet requirements and standards and test procedures, the latter based on the federal regulations finalized in July 2005, but likely modified to incorporate ARB elements. Comments submitted in response to the April 26, 2005, notice will not be considered as part of the official future rulemaking; however, these comments are being considered in the development of the future rulemaking.

Pursuant to Government Code section 11347, publication of this Notice of Decision Not to Proceed hereby terminates the rulemaking action originally noticed on May 6, 2005, in the California Regulatory Notice Register.

CALIFORNIA AIR RESOURCES BOARD

/s/

Catherine Witherspoon
Executive Officer

Date: December 8, 2005