

State of California
AIR RESOURCES BOARD

Executive Order G-95-018

WHEREAS, on June 9, 1994, the Air Resources Board (the Board) conducted a public hearing to consider the adoption of amendments to the California Phase 2 reformulated gasoline (Phase 2 RFG) regulations which allow the use of a predictive model to evaluate and approve alternative Phase 2 RFG formulations, and which modify several sections of the Phase 2 RFG regulations to facilitate their implementation;

WHEREAS, following the public hearing on June 9, 1994, the Board adopted Resolution 94-38, in which the Board approved the amendments to sections 2260, 2261, 2262.2, 2262.3, 2262.4, 2262.5, 2262.6, 2262.7, 2264 and 2270, and the adoption of sections 2264.2 and 2265, in Title 13, California Code of Regulations, as set forth in Attachment A thereto, and approved the adoption of the "California Procedures for Evaluating Alternative Specifications for Phase 2 Reformulated Gasoline Using the California Predictive Model," as set forth in Attachment B thereto, with the modifications to the above amendments and incorporated document described in Attachment C thereto;

WHEREAS, Resolution 94-38 directed the Executive Officer (a) to incorporate into the approved amendments and incorporated document the modifications approved therein with other conforming modifications he finds to be appropriate, (b) to make the modified text available to the public for a supplemental written comment period of 15 days, and then (c) either to adopt the modified amendments with such additional modifications as may be appropriate in light of supplemental comments received, or to present the regulations to the Board for further consideration if he determines that this is warranted;

WHEREAS, the modified text of the amendments to sections 2260 through 2270 (including the adoption of sections 2264.2, 2264.4, and 2265) of Title 13, California Code of Regulations, and the modified text of the "California Procedures for Evaluating Alternative Specifications for Phase 2 Reformulated Gasoline Using the California Predictive Model," with additional conforming revisions, and with the changes to the originally proposed texts clearly indicated, were made available to the public for a 15-day supplemental comment period ending March 21, 1995;

WHEREAS, five comment letters were received during the 15-day comment period, and the comments have been considered by the Executive Officer;

WHEREAS, Attachment A hereto contains the regulatory amendments and new sections that were made available for the 15-day supplemental comment period, with appropriate additional nonsubstantial modifications incorporated; and

WHEREAS, Attachment B hereto contains the text of the "California Procedures for Evaluating Alternative Specifications for Phase 2 Reformulated Gasoline Using the California Predictive Model" that was made available for the 15-day supplemental comment period, with appropriate additional nonsubstantial modifications.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 94-38 are incorporated herein.

IT IS FURTHER ORDERED, in accordance with Resolution 94-38 and Health and Safety Code sections 39515 and 39516, that the amendments to Title 13, California Code of Regulations, sections 2260, 2261, 2262.2, 2262.3, 2262.4, 2262.5, 2262.6, 2262.7, 2264 and 2270, and new sections 2264.2, 2264.4 and 2265, are hereby adopted as set forth in Attachment A hereto, and the "California Procedures for Evaluating Alternative Specifications for Phase 2 Reformulated Gasoline Using the California Predictive Model," is hereby adopted as set forth in Attachment B hereto.

Executed this 20th day of April, 1995, at Sacramento, California.

Michael N. Scheidt
for James D. Boyd
Executive Officer