

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER R-08-015

Relating to Public Hearing to Consider the 2008 Amendments to the California
Zero-Emission Vehicle Regulations

WHEREAS, on March 27, 2008, the Air Resources Board (ARB or Board) conducted a public hearing to consider proposed amendments to the California Zero-Emission Vehicle (ZEV) regulations, as set forth in the Initial Statement of Reasons released to the public on February 8, 2008;

WHEREAS, following the public hearing on March 27, 2008, the Board adopted Resolution 08-24 in which the Board approved the adoption and the amendment of the following sections of the California Code of Regulations, title 13, and the documents incorporated by reference therein (as named, renamed, or renumbered): section 1900, "Definitions;" section 1962, "Zero Emission Vehicle Standards for 2005 and through 2008 Model Year Passenger Cars, Light-Duty Trucks, and Medium-Duty Vehicles" and its incorporated test procedures "California Exhaust Emission Standards and Test Procedures for 2005 through 2008 Model Zero Emission Vehicles, and 2001 and Subsequent Model Hybrid Electric Vehicles, in the Passenger Car, Light-Duty Truck and Medium-Duty Vehicle Classes;" section 1962.1, "Zero Emission Vehicle Standards for 2009 and Subsequent Model Year Passenger Cars, Light-Duty Trucks, and Medium-Duty Vehicles," and its incorporated test procedures "California Exhaust Emission Standards and Test Procedures for 2009 and Subsequent Model Zero Emission Vehicles, and 2001 and Subsequent Model Hybrid Electric Vehicles, in the Passenger Car, Light-Duty Truck and Medium-Duty Vehicle Classes;" and section 1962.2 "Electric Vehicle Charging Requirements;"

WHEREAS, Resolution 08-24 directed the Executive Officer to take final action to adopt the regulations as presented in Attachments A and B to Resolution 08-24, 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 considered 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 presented the regulatory amendments to the Board for further consideration if he determined that this was warranted;

WHEREAS, during two supplemental notice periods from July 25, 2008 to August 15, 2008 and from October 3, 2008 to October 20, 2008, the modified regulations, attached hereto in Attachments 1 and 2, 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 periods 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; and

WHEREAS, written comments and testimony received at the public hearing and during the 45-day and 15-day comment periods have been considered by the Executive Officer; and

WHEREAS the responses to comments on the environmental issues associated with the regulatory action, which are contained in the Final Statement of Reasons for this regulatory action, have been approved by the Executive Officer as provided in California Code of Regulations, title 17, section 60007;

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 08-24 are incorporated by reference herein.

IT IS FURTHER ORDERED that the following regulations in the California Code of Regulations, title 13, are amended and adopted as set forth in Attachment 3 hereto: section 1900, "Definitions;" section 1962, "Zero Emission Vehicle Standards for 2005 and through 2008 Model Year Passenger Cars, Light-Duty Trucks, and Medium-Duty Vehicles" and its incorporated test procedures "California Exhaust Emission Standards and Test Procedures for 2005 through 2008 Model Zero Emission Vehicles, and 2001 and Subsequent Model Hybrid Electric Vehicles, in the Passenger Car, Light-Duty Truck and Medium-Duty Vehicle Classes;" section 1962.1, "Zero Emission Vehicle Standards for 2009 and Subsequent Model Year Passenger Cars, Light-Duty Trucks, and Medium-Duty Vehicles," and its incorporated test procedures "California Exhaust Emission Standards and Test Procedures for 2009 and Subsequent Model Zero Emission Vehicles, and 2001 and Subsequent Model Hybrid Electric Vehicles, in the Passenger Car, Light-Duty Truck and Medium-Duty Vehicle Classes;" and section 1962.2, "Electric Vehicle Charging Requirements."

Executed this 17th day of December, 2008, at Sacramento, California.

/s/

James N. Goldstene
Executive Officer

Attachments