

Attachment B

Staff's Suggested Modifications to the Proposed Regulation Order

FOR CONSIDERATION BY THE AIR RESOURCES BOARD
AT THE PUBLIC HEARING ON THE
PROPOSED AIRBORNE TOXIC CONTROL MEASURE
TO LIMIT SCHOOL BUS IDLING AND IDLING AT SCHOOLS

PRESENTED AT THE DECEMBER 12, 2002 BOARD HEARING

The ARB staff is proposing the following changes to the Proposed Airborne Toxic Control Measure (ATCM) to Limit School Bus Idling and Idling at Schools, identified as Attachment A to Resolution 02-33:

- A. Staff propose that the Board direct Staff to modify the regulatory text in Appendix A to clarify that the Proposed ATCM does not affect private passenger vehicles. The Proposed ATCM would apply only to school buses, school pupil activity buses, general public paratransit vehicles, youth buses, transit buses, and heavy-duty vehicles not used solely as private passenger vehicles.
- B. Staff propose that the Board direct Staff to modify the regulatory text in Appendix A to clarify that the exemption for idling to operate defrosters, heaters, air conditioners, or other equipment is to ensure the safety or health of the driver or passengers, or as otherwise required by federal motor carrier safety regulations.
- C. Staff propose that the Board direct Staff to modify the regulatory text in Appendix A to recognize that the California Highway Patrol are a subset of peace officers and need not be separately referenced and, in addition, to recognize that there are designees of peace officers who are authorized to enforce certain laws as peace officers. This proposed modification may require separate lists of those who can enforce driver's versus motor carrier's requirements.
- D. Staff propose that the Board direct Staff to modify section (d)(5) of the regulatory text in Appendix A to add refuse pick-up as an example of an exemption for idling necessary to accomplish work for which the vehicle was designed.