State of California AIR RESOURCES BOARD

Executive Order R-05-005

Relating to the Amendments to the Airborne Toxic Control Measure For Stationary Compression Ignition Engines Title 17, California Code of Regulations, Section 93115

WHEREAS, on May 26, 2005, the Air Resources Board (ARB or Board) conducted a public hearing to consider the adoption of amendments to the Airborne Toxic Control Measure for Stationary Compression Ignition Engines, as set forth in the Initial Statement of Reasons and Staff Report released to the public on April 8, 2005;

WHEREAS, following the public hearing on May 26, 2005, the Board adopted Resolution 05-33, in which the Board approved amendments to section 93115, title 17, California Code of Regulations (CCR), as set forth in Attachment A and modified by Attachment B thereto;

WHEREAS, Resolution 05-33 directed the Executive Officer to take final action to adopt the regulations set forth in Attachment A and Attachment B to Resolution 05-33, with such other conforming modifications as may be appropriate, to make the modified regulatory language and any additional supporting documents and information available to the public for a period of at least 15 days, to consider such written comments as may be submitted during this period, and to make such modifications as may be appropriate in light of the comments received, or to present the regulations to the Board for further consideration if she determines that this is warranted;

WHEREAS, on June 21, 2005, 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, 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 05-33 are incorporated by reference herein.

IT IS FURTHER ORDERED that section 93115, title 17, CCR, is amended as set forth in Attachment 1 hereto.

Executed this	day of July, 2005, at	Sacramento, California.
		/s/

Catherine Witherspoon
Executive Officer