



California
Air Resources Board
Compliance Division

Advisory

to: MOTOR FUEL PRODUCERS,
IMPORTERS, DISTRIBUTORS,
AND RETAILERS

Number 76

December 2, 1991

Sections 2251.5, 2253.4, and 2257, have been added to the California Code of Regulations. Selected paragraphs from the texts of these new sections are reproduced below. Compliance with these new regulations is required starting January 1, 1992. Because the regulations affect members of the motor vehicle fuel manufacturing, distribution, and marketing industry, this advisory has been prepared to notify you of their basic provisions.

Section 2251.5 Reid Vapor Pressure of Gasoline. (a) Regulatory Standards.

(1) Basic Regulatory Standard.

(A) Starting January 1, 1992, within each of the air basins during the regulatory period set forth in section (a)(1)(B), no person shall sell, offer for sale, dispense, supply, offer for supply, or transport California gasoline which has a Reid vapor pressure exceeding 7.80 pounds per square inch.

Basic Regulatory Control Periods.

- April 1 through October 31:**
South Coast Air Basin and Ventura County
San Diego Air Basin
Southeast Desert Air Basin
- (ii) May 1 through September 30:**
Great Basin Valley Air Basin
- May 1 through October 31:**
San Francisco Bay Area Air Basin
San Joaquin Valley Air Basin
Sacramento Valley Air Basin
Mountain Counties Air Basin
Lake Tahoe Air Basin
- June 1 through September 30:**
North Coast Air Basin
Lake County Air Basin
Northeast Plateau Air Basin
- (v) June 1 through October 31:**
North Central Coast Air Basin
South Central Coast Air Basin (Excluding Ventura County)

(2) Additional Regulatory Standards for Gasoline Sold, Supplied or Transferred from a Production or Import Facility.

(A) Starting January 1, 1992, no producer or importer shall sell, offer for sale, supply, or offer to supply from its California production facility or California import facility in an air basin during the regulatory period specified in section (a)(2)(B), California gasoline which has a Reid vapor pressure exceeding 7.80 pounds per square inch. Starting January 1, 1992, no person shall transport directly from a California production facility or California import facility in an air basin during the regulatory period set forth in section (a)(2)(B), California gasoline which has a Reid vapor pressure exceeding 7.80 pounds per square inch.

(B) Additional Regulatory Control Periods.

(This section repeats the Air Basin listing as in (a)(1)(B) above with control periods for each basin being the month before the start of the Basic Regulatory Control Period.)

Section 2253.4 Lead in Gasoline. (a) Regulatory Standard.

(1) Between January 1, 1992 and December 31, 1993, no person shall sell, offer for sale, supply, or offer for supply California gasoline which has been produced with the use of any lead additive, or which contains more than 0.050 gram of lead per gallon, except as provided in subsection (d).

(2) Between January 1, 1992 and December 31, 1993, no person shall sell, offer for sale, supply, or offer for supply California gasoline represented as unleaded which has been produced with the use of any lead additive, or which contains more than 0.050 gram of lead per gallon or more than 0.005 gram of phosphorus per gallon.

(3) Starting January 1, 1994, no person shall sell, offer for sale, supply, or offer for supply any California gasoline: [A] which is not represented as unleaded, or [B] which has been produced with the use of any lead additive, or [C] which contains more than 0.050 gram of lead per gallon or more than 0.005 gram of phosphorus per gallon, except as provided in subsection (d).

(4) Starting January 1, 1992, no person shall transfer a consumer gasoline additive containing lead into the fuel tank of a motor vehicle, other than an exempt off-road motor vehicle.

(5) Starting January 1, 1992, no person shall sell or offer for sale a consumer gasoline additive containing lead unless the additive container bears a conspicuous legend that use of the additive in passenger cars and other on-road vehicles is unlawful and can result in substantial penalties, and unless the marketing of the additive is directed exclusively towards use in exempt off-road motor vehicles and nonvehicular sources.

Section 2257 Required Additives in Gasoline. (a) Regulatory Standard.

(1) On or after January 1, 1992, no person shall sell, offer for sale, supply, or offer for supply any California gasoline unless at the time of the transaction: [i] the producer, importer, or distributor of the gasoline has been issued a currently effective certification pursuant to subsection (c), and [ii] the gasoline contains at least the minimum concentration of the additive or additives identified in final application for certification.

(2) Subsection (a)(1) shall not apply to transactions where the person selling, supplying, or offering the gasoline demonstrates that: [i] the gasoline has not yet been sold, offered, or supplied from the final distribution facility, and either [ii] the person has taken reasonably prudent precautions to assure that he or she will bring the gasoline into satisfaction with the requirements of subsection (a)(1) before it is sold, supplied or offered from the final distribution facility, or [iii] at or before the time of the transaction the person has obtained a written statement from the purchaser, recipient, or offeree of the gasoline stating that he or she is a distributor who has been issued a currently effective certification pursuant to subsection (c), and will cause the gasoline to satisfy the requirements of subsection (a)(1) before it is sold, supplied or offered from the final distribution facility.

(3) For the purposes of subsection (a)(1), each sale of gasoline at retail for use in a motor vehicle, and each supply of gasoline into a motor vehicle fuel tank, shall also be deemed a sale or supply by any person who previously sold or supplied such gasoline in violation of subsection (a)(1).

If you have additional questions regarding certification requirements, definitions, exceptions, sampling and test methods, or required recordkeeping, please contact:

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