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Agency Secretary

# Air Resources Board

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Arnold Schwarzenegger  
Governor

June 2, 2005

Mailout: MSO #2005-03

TO: Heavy-Duty Truck Manufacturers  
Owners and Operators of Commercial Vehicles  
All Other Interested Parties

SUBJECT: PUBLIC WORKSHOP REGARDING PROPOSED AMENDMENTS TO  
THE HEAVY - DUTY VEHICLE SMOKE INSPECTION PROGRAM TO  
ENSURE THAT VEHICLES OPERATING IN CALIFORNIA MEET U.S.  
EMISSION STANDARDS

**Background:** The Air Resources Board (ARB or Board) in consultation with the California Highway Patrol has been directed by Assembly Bill 1009 (AB 1009, Pavely–2004) to develop protocols to ensure that heavy-duty vehicles operating in California are equipped with engines that are at least as stringent as U.S. Environmental Protection Agency (U.S. EPA) emissions standards at the time of manufacture.

In order to fulfill this requirement, the ARB staff has drafted proposed amendments to ARB's existing Heavy-Duty Vehicle Inspection Program (HDVIP) to address the requirements of AB 1009. The proposed amendments are attached to this notice for the purpose of soliciting feedback from the regulated industry and all other interested parties. Comments received will be considered and incorporated as appropriate into the final regulatory proposal that will be presented for Board consideration at its September 15, 2005, public hearing. The staff of the Air Resources Board recently held a public workshop on May 16, 2005; however, in order to ensure that affected stakeholders have adequate opportunity to provide comments, a second workshop is being scheduled.

**Workshop:** Air Resources Board staff will hold a public workshop to discuss the proposed amendments to the HDVIP at the following time and location:

Date: Friday, June 17, 2005  
Time: 10:00 a.m. to 12:00 noon  
Location: Comfort Suites Otay Mesa, Room 1  
2351 Otay Center Drive  
San Diego, CA 92154

Please note that you may receive additional notices for this workshop.

*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Website: <http://www.arb.ca.gov>.*

California Environmental Protection Agency

Heavy-Duty Truck Manufacturers  
Owners and Operators of Commercial Vehicles  
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**Summary of Proposed Amendments:** Attached to this mailout is the draft regulatory text for the proposed amendments to the HDVIP. The proposed amendments to the regulation include:

- A prohibition on commercial heavy-duty vehicles operating in California that are not equipped with engines that are at least as stringent as U.S. EPA engine certification requirements at the time of manufacture.
- Added definitions for commercial heavy-duty vehicles, federal emissions standards, notice of correction, and further detail regarding tampering with respect to an engine's emissions control label.
- Changes in the handling of missing/tampered engine emissions control labels.
- Changes to the civil penalty schedule and demonstration of correction protocols for missing/tampered emissions control labels.
- Enhancements to vehicle emissions control equipment inspection protocols.

**Comments:** Staff encourages comments regarding these proposed amendments and would appreciate receiving all comments at this meeting. However, written comments may be submitted until June 30, 2005. Timely submittal of comments allows staff time to fully address concerns before the proposed regulations are submitted to the Board for consideration later this year. Please send your comments to [tflower@arb.ca.gov](mailto:tflower@arb.ca.gov), or by mail, attention Mr. Tullie Flower, California Air Resources Board, P.O. Box 2815, Sacramento, California, 95814.

In addition, if you would like to receive notices regarding meetings and updates related to this regulatory effort, please subscribe to ARB's list serve located at the following website: <http://www.arb.ca.gov/listserv/bip.htm>

If you have special accommodations or language needs, or have any questions or comments regarding the workshop, please contact Mr. Tullie Flower at (916) 322-5848 or at [tflower@arb.ca.gov](mailto:tflower@arb.ca.gov). Speech-to-speech/TTY/TDD users may dial 7-1-1 for the California Relay Services information.

Sincerely

/s/

Allen Lyons, Chief  
Mobile Source Operations Division  
Attachment