

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER G-02-028

Relating to Public Hearing to Consider Adoption of Emission Standards and Test Procedures for New 2003 and Later Spark-Ignition Inboard and Sterndrive Marine Engines

WHEREAS, on July 26, 2001, the Air Resources Board (ARB or Board) conducted a public hearing to consider proposed adoption of amendments to the Emission Standards and Test Procedures for New 2003 and Later Spark-Ignition Inboard and Sterndrive Marine Engines;

WHEREAS, following the public hearing on July 26, 2001, the Board adopted Resolution 01-23, in which the Board approved amendments to title 13, California Code of Regulations, and the documents incorporated by reference therein: sections 2111, 2112, Appendix A to Article 2.1, 2139, 2140, 2147, 2440, 2441, 2442, 2443.1, 2443.2, 2443.3, 2444.1, 2445.1, 2445.2, 2446, and "California Exhaust Emission Standards and Test Procedures for 2001 and Later Spark-Ignition Marine Engines," which is incorporated by reference in section 2441, and the adoption of section 2444.2, all as set forth in Attachment A thereto, with the modifications set forth in Attachment B thereto;

WHEREAS, in Resolution 01-23, the Board directed the Executive Officer to incorporate into the approved adoption the modifications described above, with such other conforming modifications as may be appropriate, and then to adopt the modified amendments, after making the modified regulatory language available for public comment for a period of 15 days, provided that the Executive Officer shall consider such written comments regarding the modified text as may be submitted during this period, shall make modifications as may be appropriate in light of the comments received, and shall present the regulations to the Board for further consideration if he determines that this is warranted;

WHEREAS, on January 3, 2002, 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 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, a number of written comments were received during the 15-day comment period and those comments have been considered by the Executive Officer; and

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 01-23 are incorporated by reference herein.

IT IS FURTHER ORDERED in accordance with Resolution 01-23, that sections 2111, 2112, Appendix A to Article 2.1, 2139, 2140, 2147, 2440, 2441, 2442, 2443.1, 2443.2, 2443.3, 2444.1, 2445.1, 2445.2, 2446, and "California Exhaust Emission Standards and Test Procedures for 2001 and Later Spark-Ignition Marine Engines," which is incorporated by reference in section 2441, and the adoption of section 2444.2, title 13, California Code of Regulations are amended as set forth in Attachment 1 hereto.

Executed this _____ day of June, 2002, at Sacramento, California.

//s//

Michael P. Kenny
Executive Officer

Attachment