

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER R-07-004

Amendments to the California Regulations for New 1997 and Later Off-Highway Recreational Vehicles and Engines

WHEREAS, on July 20, 2006, the Air Resources Board (the Board or ARB) conducted a public hearing to consider amendments to the California regulations for new 1997 and later off-highway recreational vehicles and engines, as set forth in the Initial Statement of Reasons released to the public on June 2, 2006;

WHEREAS, following the public hearing on, the Board adopted Resolution 06-23 in which the Board approved amendments to title 13, California Code of Regulations (CCR), division 3, chapter 9, article 3, "Off-Highway Recreational Vehicles and Engines," sections 2411, 2412, 2413, and 2415, as set forth in A thereto, and to the incorporated "California Exhaust Emissions Standards and Test Procedures for 1997 and Later Off-Highway Recreational Vehicles and Engines," as set forth in Attachment B thereto, with the modifications described in Attachment C thereto;

WHEREAS, Resolution 06-23 directed the Executive Officer to take final action to adopt the regulatory amendments set forth in Attachments A and B to Resolution 06-23, with such other conforming modifications as might be appropriate, after making the modified regulatory language available to the public for a period of at least 15 days, provided that the Executive Officer considered such written comments as might be submitted during this period, make such further modifications as might be appropriate in light of the comments received or as necessary to ensure consistency with the modifications approved by the Board, and presented the regulatory amendments to the Board for further consideration if she determined that this was warranted;

WHEREAS, on March 29, 2007, 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 and to respond to comments, 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, written comments were received during the first 15-day comment period and those comments have been considered by the Executive Officer.

WHEREAS, on May 2, 2007, additional modifications were prepared in response to the comments received during the first 15-day comment period, and were made available for public comment for a period of at least 15 days, with the changes to the previously proposed text clearly indicated, in accordance with the provisions of title 1, California Code of Regulations, section 44;

