State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER I-11-039

Relating to Independent Contractor Approval under
California Code of Regulations, Title 17, Section 91207

ERM - West, Incorporated

WHEREAS, the Air Resources Board (ARB), pursuant to California Health and Safety Code (CH&SC), section 41512, has established the procedures contained in California Code of Regulations (CCR), title 17, sections 91200-91220, to allow the use of independent testers for compliance tests required by ARB;

WHEREAS, it has been determined that ERM - West, Incorporated meets the requirements of ARB for conducting ARB Test Methods 1, 2, 3, 4, 5, 6, 8, 100 (CO, CO_2, NO_X, O_2), and Visible Emissions Evaluation (VEE) pursuant to CCR, title 17, sections 91200-91220, when the following conditions are met:

1. ERM - West, Incorporated permanently marks or engraves an identification number on the body of each of its pitot tubes;

2. ERM - West, Incorporated uses a filter holder, and filter support as required by section 2.1.5 of ARB Test Method 5;

3. ERM - West, Incorporated uses indicating anhydrous Calcium Sulfate as a desiccant;

4. ERM - West, Incorporated acquires and uses Sulfuric Acid as required by section 3.3.5 of ARB Test Method 6;

5. ERM - West, Incorporated acquires and uses a 5-mL and a 50-mL burette for ARB Test Method 6, and ARB Test Method 8;

6. ERM - West, Incorporated uses a filter holder, and filter support as required by section 2.1.5 of ARB Test Method 8;

7. ERM - West, Incorporated acquires and uses polyethylene storage bottles as required by section 2.2 of ARB Test Method 8;

8. ERM - West, Incorporated acquires and uses Sulfuric Acid as required by section 3.3.5 of ARB Test Method 8;

9. ERM - West, Incorporated includes the following information on all strip charts and/or emissions data sheets: pollutant of interest, source, analyzer range, date and time, zero offsets, and the name of the person operating the instruments;

10. The person performing VEE passed ARB's Compliance Training Course #100: Fundamentals of Enforcement (FOE or Smoke School) and is currently certified to conduct VEE. Any recertification for VEE, following the initial passage of ARB's FOE, must be by a certifying body recognized by ARB at the time VEE is performed; and

WHEREAS, ARB's Executive Officer, pursuant to CH&SC, section 39516, issued Executive Order G-02-008, delegating to the Chief of ARB's Monitoring and Laboratory Division the authority to approve independent testers in accordance with CCR, title 17, sections 91200-91220.

NOW, THEREFORE, I, Alberto Ayala, Chief of ARB's Monitoring and Laboratory Division, order that ERM - West, Incorporated is granted an approval from the date of execution of this order until June 30, 2012, to conduct the tests listed above, subject to compliance with CCR, title 17, sections 91200-91220.

BE IT FURTHER ORDERED that during the approved period the Executive Officer or his authorized representative may field audit one or more tests conducted pursuant to this order for each type of testing listed above.

Executed at Sacramento, California, this 26th day of August 2011.

Alberto Ayala, Ph.D., M.S.E.
Chief, Monitoring and Laboratory Division