



Enforcement Division

Advisory

**TO: OPERATORS OF TRANSPORT REFRIGERATION
UNITS (TRUs) AND TRU GENERATOR SETS,
AND FACILITIES WHERE TRUs OPERATE**

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FACILITY REPORTS DUE FOR FACILITIES WHERE TRANSPORT REFRIGERATION UNITS OPERATE

Transport Refrigeration Units (TRUs) are refrigeration systems powered by diesel internal combustion engines designed to refrigerate or heat perishable products that are transported in various containers, including semi-trailers, truck vans, shipping containers, and rail cars. Although TRU engines are relatively small, ranging from 9 to 36 horsepower, significant numbers of these engines congregate at distribution centers, truck stops, and other facilities, resulting in the potential for health risks to those that live and work nearby. Since diesel particulate matter has been identified as a toxic air contaminant, the ARB adopted an Airborne Toxic Control Measure (ATCM) for TRUs and TRU generator sets on February 26, 2004. You are subject to this regulation if your facility exhibits the following:

- ✓ **Do transport refrigeration units (TRU) operate at your facility?**
- ✓ **Does the facility have 20 or more loading dock spaces serving refrigerated storage areas?**
- ✓ **Are perishable goods loaded or unloaded for distribution on trucks, trailers, shipping containers, or railcars?**
- ✓ **Are any TRUs owned, leased or "contracted for" by the facility?**
- ✓ **Are any of the TRUs under "facility control?" (see definition of facility control below)**

If the answer is "Yes" to all of these questions, then a facility report was due to the California Air Resources Board (ARB) on or before January 31, 2006. Facility reports are required under the TRU Airborne Toxic Control Measure (ATCM) that was adopted on February 26, 2004 (13 CCR §2477). If you have not submitted all of the required information, you should contact ARB immediately and begin the compliance process. A toll-free help line is available at 1-888-878-2826 (1-888-TRU-ATCM).

ARB will begin enforcement action against those facilities that failed to report. Enforcement action may result in a Notice of Violation or Notice to Comply, depending upon facility circumstances. The ATCM provides for fines of up to \$10,000 per day for violating facilities.

"Facility Control" (of TRUs or TRU Gen-Sets) means:

- a) The TRUs or TRU gen-sets located at the facility that are owned or leased by the facility, its parent company, affiliate, or a subsidiary, or under contract for the purpose of providing carrier service to the facility, and

- b) The TRUs' or TRU gen-sets' arrival, departure, loading, unloading, shipping and/or receiving of cargo is determined by the facility, parent company, affiliate, or subsidiary (e.g. scheduled receiving, dispatched shipments).

For more information:

To obtain a copy of the regulation and related compliance assistance documents that explains the facility report requirements, such as “How Do I Comply?” and “Frequently Asked Questions and Guidelines for Compliance,” visit our web site at <http://www.arb.ca.gov/diesel/tru.htm>. Additional questions may be addressed Mr. Rod Hill of the Stationary Source Division at (916) 327-5636. If you have questions about an enforcement action please contact Ms. Michelle Burns of the Heavy Duty Diesel Enforcement Section Southern Unit at (626) 350-6490.

If you require special accommodation or language needs, please call 1-888-878-2826 or email tru@arb.ca.gov. TTY/TDD/Speech users may dial 711 for a California Relay Service.