



# Advisory

## PORTABLE EQUIPMENT REGISTRATION PROGRAM COMPLIANCE

Number 348

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## PORTABLE EQUIPMENT REGISTRATION PROGRAM COMPLIANCE ADVISORY

The Portable Equipment Registration Program (PERP) was established by California regulation and became effective on September 17, 1997. PERP is a voluntary program that provides an alternative to obtaining individual air pollution control and air quality management district permits for operation in multiple districts throughout the State. Beginning January 1, 2006, new requirements in the PERP regulation took effect that limit the registration of portable engines to Tier 2 certified for engines rated less than 175 and greater than 750 brake horsepower (bhp) and Tier 3 certified for engines rated at 175 to 750 bhp.

ARB staff recently became aware that some manufacturers and distributors required longer lead times for delivery of certain engines than was originally anticipated. Recognizing this issue, ARB staff is proposing to amend the Statewide Regulation to temporarily allow these engines to be registered in PERP providing all of the following are met:

1. Engines rated at 175 to 750 brake horsepower must be certified to Tier 2 nonroad engine emission standards;
2. Engines rated at greater than 750 brake horsepower must be certified to Tier 1 nonroad engine emission standards;
3. The engine is in a new piece of equipment that was sold to the ultimate user between July 1, 2005, and December 31, 2005;
4. A complete PERP application, including all forms and associated fees are received by the Executive Officer no later than November 1, 2006;
5. The application contains valid documentation of the date of sale, including, but not limited to, the date shown on the front of the cashed check, the date of the financial transaction, or the date shown on the engine purchase agreement between the ultimate user or engine packager, and the engine manufacturer or dealer/distributor.

This provision is intended to allow the registration of a limited number of new engines that, because of unexpectedly long lead times to order, manufacture, and deliver equipment, are no longer eligible for registration in PERP. This provision does not exempt any owner or operator of portable equipment from the responsibility to obtain an air pollution control/air quality management district permit or PERP registration.

This proposed amendment will be placed before the Air Resources Board (Board) for approval at its regularly scheduled meeting on June 22, 2006. In the interim, ARB staff will accept applications and issue registrations that meet the requirements of the PERP regulation and the criteria listed above. If the

Board does not approve the proposed amendment, any registrations issued under this advisory will be void and any applications not acted upon by ARB staff will be returned without further action.

If you have any questions regarding this advisory, please call the PERP Hotline at (916) 324-5869 or visit our website at [www.arb.ca.gov/portable/perp/perp.htm](http://www.arb.ca.gov/portable/perp/perp.htm). For a copy of the regulation, please contact ARB's Public Information Office at 1-800-END-SMOG. You may also view this advisory and all other Enforcement Advisories at <http://www.arb.ca.gov/enf/advs/advs.htm>.

If you have a disability-related accommodation need, please go to <http://www.arb.ca.gov/html/ada/ada.htm> for assistance or contact the ADA Coordinator at (916) 324-5049. If you are a person who needs assistance in a language other than English, please contact the Bilingual Coordinator at (916) 324-5049.

For additional information, you may call Mr. Mike Guzzetta at (916) 322-6025, Mr. Dave Brown at (916) 324-1129, or Ms. Carol Carlson at (916) 445-1365.