



April 25, 2023

Chairperson Liane M. Randolph and Members of the Board
California Air Resources Board
1001 "I" Street Sacramento CA 95814

arbboard@arb.ca.gov
<https://ww2.arb.ca.gov/applications/public-comments>

Coalition Members

RE: COMMENTS OF 15-DAY CHANGES TO OFF-ROAD REGULATION

Dear Chair Randolph and Members of the Board:

The Construction Industry Air Quality Coalition submits the following comments to the 15-Day notice published on the Off-Road Regulation changes adopted by the Board at their November 17th meeting.

By reference we want to incorporate the comments made previously by CIAQC and our sister organizations the **Associated General Contractors**, the **Southern California Contractors Association**, **Associated General Contractors of San Diego** and the **California Caterpillar Dealers**.

The renewable fuel mandate needs modification. For rental fleets it will be problematic to comply when the owner of the equipment is not in control of the usage or even the whereabouts of the equipment. Draining the tanks is impractical when the equipment is returned with non-renewable fuel. That can occur when equipment is dispatched to areas where fuel is not available or will not perform properly due to temperature conditions.

The renewable fuel mandate for 1/1/2024 needs to be extended. Adding 200,000 vehicles to the marketplace will strain the current supply chain and likely drive-up prices. In addition, many fleets have existing fuel contracts that may run for a year or longer. Securing a reliable supply for fleets that operate from multiple locations will be difficult at best.

The Tier 4 Interim ban should be eliminated. The current regulation calls for fleets to meet a fleet average equivalent to Tier 4 interim NOx standards. Banning the purchase of Tier 4 interim equipment eliminates the best opportunity for fleets to comply.

The Tier 3 2024 ban needs to be extended. By the time the OAL has approved the rule and EPA has granted a waiver, the 2024 date will have passed. It should be moved to 1/1/2025.

We appreciate your consideration of these minor adjustments to the rule.

Sincerely,

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Associated General Contractors
America-San Diego Chapter, Inc.



Building Industry Association
of Southern California



California Construction Trucking
Association



Engineering
Contractors Association



United Contractors



Southern California
Contractors Association