

STATE OF CALIFORNIA - BUSINESS, TRANSPORTATION AND HOUSING AGENCY

ARNOLD SCHWARZENEGGER Governor

DEPARTMENT OF TRANSPORTATION

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MOBILE SOURCE CONTROL DIVISION

January 4, 2008

James Goldstene
Executive Officer
Air Resources Board
1001 I Street
Sacramento, CA 95814

Subject: Comments Regarding the Modified Text and Additional Documents and Information for the Air Resources Board Adopted Regulation For In-Use, Off-Road Diesel Vehicles

Dear Mr. Goldstene:

On behalf of Director Will Kempton, thank you for the opportunity to comment on the modified text for the adopted In-Use, Off-Road Diesel Vehicle regulation. The California Department of Transportation (Caltrans) is supportive of what the Air Resources Board (ARB) is doing to improve the quality of life for all Californians.

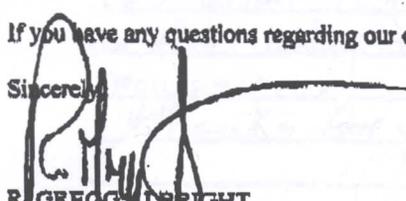
Caltrans is very pleased with the modification to the definition of small fleets. As requested by Caltrans and the Business, Transportation and Housing Agency, the definition of small fleets was increased from 1,500 horsepower (hp) to include fleets with a total maximum power of up to 2,500 hp. Caltrans anticipates this modification will help decrease the impact to the small businesses that are required to implement the regulation. This modification also expands the "small fleets" definition to include all non-profit training centers.

We are also encouraged with another critical modification, which requires you to provide ARB with periodic updates on the progress of the regulation. We support this action as it provides a vehicle to monitor the effectiveness of the regulation and affords an opportunity to modify the program if necessary, especially if there is a low inventory of available equipment with Tier 4 engines.

We will continue communicating with ARB staff on regulation implementation issues that are out of the context of the modifications identified for this commenting process. These issues include the barriers government agencies face when attempting to make timely purchases of compliant construction vehicles.

If you have any questions regarding our comments, please contact Mitchell Baker of my staff at (916) 654-7125.

Sincerely,


R. GREGG ALBRIGHT
Deputy Director
Planning and Modal Divisions
California Department of Transportation

c: Will Kempton, Director

"Caltrans improves mobility across California"