



Oregon

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Department of Environmental Quality

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Clerk of the Board
Air Resources Board
1001 I Street
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VIA: <http://www.arb.ca.gov/lispub/comm/bclist.php>

Subject: 2012 Amendments to the California Zero Emission Vehicle Regulation

To the Board:

We welcome this opportunity to provide comments on the Zero Emission Vehicle rules adopted by the Air Resources Board January 27, 2012. In addition to our previously expressed support of the concept of the Optional Section 177 State Compliance Path, Oregon Department of Environmental Quality offers our support for the rule language proposed in this 15-day comment period.

We would like to call specific attention to newly added reporting requirements that we consider to be critical to the effective implementation of the new compliance option. The pool-related reporting requirements are needed because they provide critical information about "Section 177 State" compliance overall—information that would not otherwise be available. This representation is necessary to enable individual states to assess compliance and pursue enforcement actions as appropriate. Without this, an underperforming manufacturer could assert it complies by virtue of vehicles placed elsewhere, but without having to provide evidence.

Similarly, in the event a manufacturer fails to meet all requirements of the Optional Compliance Path, it is necessary for that manufacturer to be subject to the provisions of the base path in all states. Without such provisions, a noncomplying manufacturer could manipulate its compliance profile to its advantage and significantly hamper the ability of states to enforce their rules.

Again, Oregon recognizes the substantial contribution this Zero Emission Vehicle rule proposal makes to the reductions of greenhouse gases and other pollutants and we thank the Board for its accomplishment.

Sincerely,

Andrew Ginsburg
Air Quality Administrator
Oregon Department of Environmental Quality

