



Air Resources Board



Matthew Rodriguez
Secretary for
Environmental Protection

Mary D. Nichols, Chair
1001 I Street • P.O. Box 2815
Sacramento, California 95812 • www.arb.ca.gov

Edmund G. Brown Jr.
Governor

August 14, 2015

Mr. Jared Blumenfeld
Regional Administrator
Region 9
U.S. Environmental Protection Agency
75 Hawthorne Street
San Francisco, California 94105

Dear Mr. Blumenfeld:

The Air Resources Board (ARB or Board) is submitting the enclosed regulations covered by Clean Air Act Section 209 waivers and authorization to the U.S. Environmental Protection Agency (U.S. EPA) for inclusion into the California State Implementation Plan (SIP).

On May 20, 2015, in *Committee For a Better Arvin, et al. v. U.S. EPA, et al.* (No. 11-73924), the Ninth Circuit U.S. Court of Appeals ruled that U.S. EPA had erred in approving California SIPs that relied on emission reductions from waiver and authorization measures without specifically including those measures in the SIP. Consequently, to facilitate U.S. EPA approval of California's pending and future SIP submittals, California is submitting, regulations for which U.S. EPA has approved waivers and authorizations measures upon which it relies into the SIP. The Board approved submittal of these measures at its July 23, 2015 hearing. No comments were received.

This submittal consists of one hard copy and one exact duplicate electronic copy on compact discs of the following items.

- I. Public Hearing Notice for the ARB Board Hearing on July 23, 2015 and public notice evidence.
- II. ARB Resolution 15-40 directing ARB staff to submit waiver and authorization measures as a revision to the California SIP.

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website: <http://www.arb.ca.gov>.

California Environmental Protection Agency

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- III. A list of the measures with approved waiver and authorizations that includes the relevant sections of the California Code of Regulations and federal register notice and related docket numbers.
- IV. Final Regulation Orders, Test Procedures, and documents incorporated by reference for each measure.
- V. ARB Staff Report, *Submission of Waiver and Authorization Measures into the California SIP*, dated June 19, 2015.
- VI. Comment Log demonstrating that no comments were submitted.
- VII. SIP Completeness Checklist.

U.S. EPA staff requested that ARB include information documenting adequate funding and resources to enforce the waiver and authorization measures. Each year, the California State Legislature approves ARB's funding and staff resources for carrying out Clean Air Act-related programs. Over the last several years, a large portion of ARB's budget has gone toward meeting Clean Air Act mandates. The majority of this funding comprises dedicated fees collected from regulated emission sources and other sources such as vehicle registration fees and vehicles license plate fees. These funds can only be used for air pollution control activities. For the 2014-2015 budget, ARB had over 700 positions and almost \$500 million dedicated to the mobile source program developing and enforcing regulations.

ARB is committed to working with U.S. EPA staff to provide any additional clarifying information needed. If you have any questions, please call Mr. Kurt Karperos, Deputy Executive Officer, at (916) 322-2739, or have your staff contact Ms. Karen Magliano, Chief, Air Quality Planning and Science Division, at (916) 322-5350.

Sincerely,



Richard W. Corey
Executive Officer

Enclosure

cc: See next page.

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cc: (w/o enclosures)

Elizabeth Adams
Acting Director
Region 9, Air Division
U.S. Environmental Protection Agency
75 Hawthorne Street
San Francisco, California 94105

Mr. Kurt Karperos
Deputy Executive Officer
Executive Office

Ms. Karen Magliano, Chief
Air Quality Planning and Science Division