

FINAL REGULATION ORDER

EMISSION LIMITS AND REQUIREMENTS FOR AUXILIARY DIESEL ENGINES AND DIESEL-ELECTRIC ENGINES OPERATED ON OCEAN-GOING VESSELS WITHIN CALIFORNIA WATERS AND 24 NAUTICAL MILES OF THE CALIFORNIA BASELINE

Amend section 2299.1, title 13, California Code of Regulations (CCR), to read as follows:

[Note: The amendments are shown in underline to indicate additions and strikeout to indicate deletions. Portions of the regulation not being amended are indicated by an ellipsis (*****).]

13 CCR, section 2299.1. Emission Limits and Requirements for Auxiliary Diesel Engines and Diesel-Electric Engines Operated on Ocean-going Vessels within California Waters and 24 Nautical Miles of the California Baseline.

[NOTE: This section is not presently being enforced by the Air Resources Board because of a court injunction against enforcement of this section. See *Pacific Merchant Shipping Ass'n v. Goldstene* (9th Cir. 2008) 517 F.3d 1108. Consistent with the court's ruling, this section will only be enforced if the Air Resources Board obtains authorization to do so from the United States Environmental Protection Agency.]

NOTE: Authority cited: Sections 39600, 39601, 41511, 43013, and 43018, Health and Safety Code. Reference: Sections 39000, 39001, 39515, 39516, 41510, 41511, 43013, 43016, and 43018, Health and Safety Code; and *Western Oil and Gas Ass'n v. Orange County Air Pollution Control District*, 14 Cal.3rd 411, 121 Cal.Rptr. 249 (1975).