REQUEST FOR EARLY EFFECTIVE DATE
AND EXPEDITED EMERGENCY REVIEW

Regulation for AB 118 Enhanced Fleet Modernization Program (Car Scrap)

Pursuant to Government Code section 11343.4(c), the Air Resources Board (ARB) requests that the adoption of sections 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, and 2630, title 13, chapter 13, article 2, California Code of Regulations (CCR), become effective upon filing with the Secretary of State. Good cause for this request exists because these regulations are necessary to implement a program together with the Bureau of Automotive Repair (BAR). BAR promulgated emergency regulations, which have been approved by the Office of Administrative Law. The effective date of BAR's regulations depends on the effective date of ARB's regulations. The authorizing legislation (Health and Safety Code section 44125) directed that the program be implemented by January 1, 2010.

There is no adverse impact from the early effective date; the early effective date is beneficial, since it allows ARB and BAR to start removing high-polluting vehicles from use. The program to be implemented by these regulations will provide incentives to owners of high-polluting vehicles to sell the vehicles for scrap. This removes the pollution from these vehicles from California's air faster. ARB requests that these regulations become effective upon filing with the Secretary of State.

Date: August 5, 2010

/s/
Victoria E. Davis
Senior Staff Counsel