

ATTACHMENT B

PUBLIC MEETING TO CONSIDER PROPOSED AMENDMENTS TO THE AIRBORNE TOXIC CONTROL MEASURE FOR IN-USE DIESEL-FUELED TRANSPORT REFRIGERATION UNITS (TRU) AND TRU GENERATOR SETS, AND FACILITIES WHERE TRUs OPERATE

Staff's Suggested Modifications to the Original Proposal

TO BE PRESENTED AT THE OCTOBER 20, 2011 HEARING OF THE AIR RESOURCES BOARD

Shown below are the staff's suggested modifications to the originally proposed amendments to the regulatory text set forth in Appendix A to the Staff Report: Initial Statement of Reasons, which was released August 31, 2011, and in Attachment C to Resolution 11-35. Only those portions containing the suggested modifications are included. All proposed modifications will be made available to the public for a fifteen-day comment period prior to final adoption.

Section 2477.13 Requirements for TRU and TRU Generator Set Original Equipment Manufacturers

It was suggested that ARB allow TRU and TRU generator set (gen set) original equipment manufacturers (OEMs) that install flexibility engines in TRUs or TRU gen sets to provide a written disclosure document with the unit with instructions to the dealer that installs the TRU to notify the ultimate purchaser and provide the OEM's written disclosure to the end-user that the unit is equipped with a flexibility engine at point of sale. Staff agrees and will modify the amended language.

It was also suggested that ARB allow the OEM an alternative to providing a registration information document with each unit, and instead, allow them to provide an on-line look-up for the owner to get this information. Staff will modify the amended language to allow for alternatives to the registration information documentation.

Section 2477.14 Requirements for TRU, TRU Gen Set, and TRU-Equipped Truck and Trailer Dealers

It was suggested the regulation should also require TRU, TRU gen set, and TRU-equipped truck and trailer dealers to follow the OEM's instructions to notify the end-user and pass the disclosure document for flexibility engines to the end-user. Staff agrees and will modify the amended language.