REQUEST FOR AN EARLY EFFECTIVE DATE
Pursuant To Government Code Section 11343.4(b)(3)

The Air Resources Board (ARB or Board) requests, pursuant to Government Code section 11343.4(b)(3), that the Office of Administrative Law (OAL) prescribe an "earlier effective date" for the Proposed Amendments to Alternative Fuel Conversion Certification Procedures that was adopted on August 8, 2014. ARB believes the following demonstrates "good cause" for OAL to prescribe an earlier effective date – i.e., an effective date to coincide with the filing of the regulations with the Secretary of State.

DEMONSTRATION OF GOOD CAUSE

In this rulemaking, the Board adopted amendments to existing requirements applicable to the certification of alternative fuel conversion systems for on-road vehicles and engines. The amendments largely align the Board's requirements with existing U.S. Environmental Protection Agency (U.S. EPA) requirements for certifying alternative fuel conversion systems which establish streamlined certification procedures and provide small volume conversion system manufacturers additional testing flexibilities. The U.S. EPA adopted the federal requirements in 2011, and the Board largely adopted the amendments after stakeholders urged it to align California's requirements with the federal requirements. The amendments will allow conversion system manufacturers to reduce the costs and time required to obtain approval to sell alternative fuel conversion systems for on-road vehicles and engines by enabling them to use the data that they must provide U.S. EPA to also obtain approval under the amendments, and the early effective date is needed to implement the amendments as soon as possible, which will benefit manufacturers by allowing them to reduce the costs and approval times associated with existing requirements, and will additionally benefit those Californians who elect to convert gasoline- and diesel fueled vehicles and engines to operate on alternative fuels such as compressed natural gas (CNG) and liquefied petroleum gas (LPG).

For the reasons set forth above, ARB believes there is good cause for OAL to prescribe an earlier effective date and hereby requests that OAL approve an earlier effective date, coinciding with OAL's submittal of its approval of this rulemaking action to the Secretary of State pursuant to Government Code section 11343.4(b)(3).

Date: August 8, 2014

Alex Wang

Alex Wang, Senior Staff Counsel