State of California
AIR RESOURCES BOARD

Executive Order R-14-002

Relating to the Regulation to Control Evaporative Emissions from Off-Highway Recreational Vehicles

WHEREAS, on July 25, 2013, the Air Resources Board (ARB or Board) conducted a public hearing to consider for approval the adoption of the regulatory proposal to determine and control evaporative emissions from off-highway recreational vehicles, as set forth in the Initial State of Reasons released to the public on June 5, 2013;

WHEREAS, the environmental analysis included in the Initial Statement of Reasons, prepared in accordance with ARB's certified regulatory program and the policy and substantive requirements of CEQA, concluded that the amendments will not result in any significant adverse impacts on the environment;

WHEREAS, following the public hearing, the Board adopted Resolution13-33, in which the Board approved for adoption sections 2416, 2417, 2418, 2419, 2419.1, 2419.2, 2419.3, and 2419.4, title 13, California Code of Regulations (CCR), and the incorporated TP-933 "Test Procedure for Determining Evaporative Emissions from Off-Highway Recreational Vehicles" as set forth in Attachment A and B thereto, with the modifications set forth in Attachment C thereto;

WHEREAS, Resolution 13-33, directed the Executive Officer to determine if additional conforming modifications to the regulation and additional supporting documents and information were appropriate and take final action to adopt the modified regulation after making the modified regulatory language and any additional supporting documents and information available to the public for a period of 15 days, consider such written comments as may be submitted during this period, make such further modifications as may be appropriate in light of the comments received, or return the regulatory amendments to the Board for further consideration if warranted;

WHEREAS, on January 14, 2014, the approved regulation, with the changes to the originally proposed text clearly indicated, and an additional document added to the record have been made available for public comment for a period of 15 days in accordance with the provisions of title 1, California Code of Regulations, section 44;

WHEREAS, on April 28, 2014, additional modifications were made available for a second public comment period of 15 days in accordance with the provisions of title 1, California Code of Regulations, section 44;

WHEREAS, a number of written comments were received during the initial 45-day comment period and supplemental 15-day comment periods, and those comments have been considered by the Executive Officer.

WHEREAS, Resolution 13-33, further directed the Executive Officer to consider and approve the written responses to any comments raising environmental issues in accordance with CCR, title 17, section 60007 prior to taking final action to adopt the regulatory amendments; and

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 13-33 are incorporated herein.

IT IS FURTHER ORDERED, the written responses prepared for comments received are hereby approved, including the written responses to any environmental issues raised as required by CCR, title 16, section 60007.

IT IS FURTHER ORDERED that sections 2416, 2417, 2418, 2419, 2419.1, 2419.2, 2419.3, and 2419.4, title 13, California Code of Regulations, and the incorporated TP-933, are adopted as set forth in Attachments 1 and 2 to this Order.

IT IS FURTHER ORDERED that the adopted regulatory text may be further revised with nonsubstantial or grammatical changes, which will be added to the rulemaking record and indicated as such.

Executed this 6th day of June 2014, at Sacramento, California.

FILED
JUN 06 2014
Resources Agency of California

Richard W. Corey
Executive Officer

Attachments