

State of California  
Environment Protection Agency  
AIR RESOURCES BOARD

## Notice of Exemption

**Project Title:** California Evaluation Procedure for New Aftermarket Diesel Particulate Filters Intended as Modified Parts for 2007 Through 2009 Model Year On-Road Heavy-Duty Diesel Engines

**Project Location:** Statewide

**Public Meeting Date:** April 22, 2016; Agenda Item 16-4-2

**Project Description:** The regulatory amendment establishes a path for approval and sale of aftermarket Diesel Particulate Filters (DPFs) for on-road heavy-duty diesel engines model year 2007 through 2009. This amends the aftermarket regulation (Title 13, CCR, Section 2222) to:

1. Allow the approval and sale in California of these aftermarket DPFs as modified parts, if they meet the exemption criteria of Vehicle Code section 27156;
2. Incorporate by reference, "Evaluation Procedures for New Aftermarket Diesel Particulate Filters Intended as Modified Parts For 2007 Through 2009 Model Year Heavy-Duty Diesel Engines," by which the ARB will evaluate these aftermarket, non-OEM DPFs to determine if they meet those criteria; and
3. Clarify the terms under which a modified DPF may be sold.

This notice is to advise that the California Air Resources Board (ARB or Board), as the lead agency, approved the above action on April 22, 2016.

ARB has determined that this regulation is exempt from CEQA under the "general rule" or "common sense" exemption (14 CCR 15061(b)(3)). The common sense exemption states a project is exempt from CEQA if "the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA." Based on ARB's review it can be seen with certainty that there is no possibility that the regulation would result in a significant adverse impact on the environment; therefore, this activity is exempt from CEQA. A brief explanation of the basis for reaching this conclusion is included in Chapter V of the Staff Report.

The Staff Report and all other related documents are available for public inspection on the ARB webpage at: <http://www.arb.ca.gov/regact/2016/aftermarket2016/aftermarket2016.htm>

These documents may also be examined at:

California Air Resources Board  
Attn: Board Administration and Regulatory Coordination Unit  
1001 I Street  
Sacramento, CA 95814

**FILED**

OCT 04 2016

Certified: *Patricia Zamboni*  
ARB CEQA Unit

Resources Agency of California

Date: 10/4/2016