

State of California
AIR RESOURCES BOARD

Executive Order R-18-14

Relating to Prohibitions on Use of Certain Hydrofluorocarbons in Stationary Refrigeration and Foam End Uses

WHEREAS, on March 23, 2018, the California Air Resources Board (CARB or Board) conducted a public hearing to consider the proposed regulation "Prohibitions on Use of Certain Hydrofluorocarbons in Stationary Refrigeration and Foam End-Uses," as set forth in Appendix A to the Initial Statement of Reasons released to the public on January 30, 2018;

WHEREAS, the environmental analysis prepared under CARB's regulatory program certified under Public Resources Code section 21080.5 of the California Environmental Quality Act (CEQA; California Code of Regulations, title 14, section 15251(d)) in the Staff Report concluded that the amendments are exempt from CEQA under California Code of Regulations, title 14, section 15308 because substantial evidence in the record shows that it will enhance the environment by better protecting the public from health impacts associated with climate change, the regulatory process involves procedures for protection of the environment, and the proposal will not result in any significant adverse environmental impacts;

WHEREAS, following the public hearing, the Board adopted Resolution 18-14 in which the Board approved for adoption, sections 95371, 95372, 95373, 95374, 95375, 95376, and 95377, and amendments to subarticles 4 and 5 of title 17 in the California Code of Regulations, as set forth in Attachment A;

WHEREAS, Resolution 18-14 directed the Executive Officer to make any additional conforming modifications deemed appropriate, with any additional supporting documents and information, available for public comment for a period of at least 15 days. The Executive Officer was directed to consider written comments submitted during the public review period and make any additional appropriate conforming modifications available for public comment for at least 15 days, and to take final action to adopt the regulation after addressing all appropriate modifications or present the regulation to the Board for further consideration if warranted;

WHEREAS, modified regulatory language and supporting documentation were circulated for a 15-day public comment period, with the changes to the originally proposed text clearly indicated, according to provisions of California Code of Regulations, title 1, section 44 and Government Code section 11340.85, from June 15, 2018 to July 2, 2018;

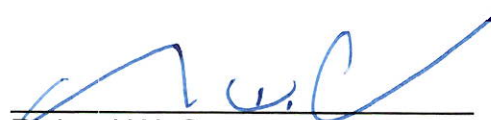
WHEREAS, a number of written comments were received during the initial 45-day comment period and supplemental 15-day comment period, and those comments were considered by the Executive Officer;

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 18-14 are incorporated herein.

IT IS FURTHER ORDERED that sections 95371, 95372, 95373, 95374, 95375, 95376, and 95377, and amendments to subarticles 4 and 5 of title 17 in the California Code of Regulations, are adopted as set forth in Attachment 1 to this Order.

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

Executed this 8th day of October at Sacramento, California.


Richard W. Corey
Executive Officer

Attachment(s)

Attachment 1: Final Regulation Order: Prohibitions on Use of Certain Hydrofluorocarbons in Stationary Refrigeration and Foam End-Uses, title 17, California Code of Regulations, subarticle 5, sections 95371, 95372, 95373, 95374, 95375, 95376, and 95377