

State of California
California Environmental Protection Agency
AIR RESOURCES BOARD

**Supplement to the
Final Statement of Reasons for Rulemaking**

AMENDMENTS TO THE STATIONARY DIESEL IN-USE AGRICULTURAL ENGINES

Public Hearing Date: November 16, 2006
Agenda Item No.: 06-10-5

This Supplement to the Final Statement of Reasons (FSOR) describes, and provides reasoning for the nonsubstantive changes that the Air Resources Board (ARB or Board) has made to the Stationary Diesel In-use Agricultural Engines Regulation. All of these corrections were made in response to concerns raised by the Office of Administrative Law. The ARB is submitting this supplement to the FSOR for insertion in Office of Administrative Law (OAL) File Number 07-0806-04S.

ARB has made some minor nonsubstantial changes for punctuation, grammar, and purposes of clarity. In addition, ARB provided a revised final regulation order with additional nonsubstantive changes for OAL to replace with the rulemaking package filed on August 6, 2007. The changes made do not materially alter any requirement, right responsibility, condition, prescription, or other regulatory element of any California Code of Regulations (CCR) provisions. These changes are set forth below.

- § 93115 through 93115.15, title 17, CCR ~ ARB corrected the Authority and Reference citations throughout by removing the originally proposed sections 39650 and 39665 for Authority and 39665 for Reference.
- § 93115.3(n) and 93115.6(a)(4)(A)1.b., title 17, CCR ~ Notwithstanding the foregoing discussion, ARB appreciates the public's desire to comment, even when the issue is incorporating updating material on references previously incorporated. Accordingly, ARB has omitted the following language of concern from the regulation: "or the most current edition approved by the Executive Officer".
- § 93115.3, title 17, CCR ~ replaced text that was inadvertently omitted for consistency with the CCR.
- § 93115.4(a)(63), title 17, CCR ~ Non-substantive edit made. Removed "et seq."
- § 93115.4(a)(79), title 17, CCR ~ Made corrections to illustrations for consistency with the CCR.

- § 93115.8.(c)(2)10., title 17, CCR ~ Non-substantive edit made. Corrected section reference from 2413 to 2423.