



Enforcement Division

# Advisory

To: Cargo Handling Equipment  
Owners and Operators at Ports  
and Intermodal Rail Yards.

Number 366

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## IMPORTANT DATE FOR CARGO HANDLING EQUIPMENT REGULATORY COMPLIANCE

The purpose of this advisory is to remind owners and operators of cargo handling equipment at ports and intermodal rail yards who are planning on purchasing new equipment in order to comply with the December 31, 2007 compliance date for applicable equipment, to make their purchases by June 30, 2007, in order to maintain compliance in the event the equipment does not arrive by the end of the year. Subsection (f)(4) of §2479, title 13, California Code of Regulations: [Compliance Extension for Equipment Manufacturer Delays](#), allows for a compliance extension if the new equipment has not been received by the required compliance date due to manufacturing delays, as long as the following conditions are met:

- “(A) The equipment was purchased, or the owner or operator and seller had entered into contractual agreement for the purchase, at least six months prior to the required compliance date as specified in subsection (e); and
- (B) Proof of purchase, such as a purchase order or signed contract for the sale, including engine specifications for each applicable equipment, must be maintained by the owner or operator and provided to an agent or employee of ARB upon request.”

The December 31, 2007 compliance date applies to owners and operators of the following model year groups:

1. pre-2003 model year off-road engine yard trucks without verified diesel emission control strategies (VDECS) installed prior to December 31, 2006;
2. pre-2000 model year on-road engine yard trucks without VDECS installed prior to December 31, 2006; and
3. pre-1988 engine model year non-yard truck equipment.

For owners of three or more yard trucks, the greater of three yard trucks or 50 percent of the model year group in number 1 above, and the greater of three yard trucks or 25 percent of the model year group in number 2 above, must comply by December 31, 2007. For owners of three or more non-yard truck equipment, the greater of three pieces of equipment or 25 percent of the model year group in number 3 above must comply by December 31, 2007.

If you would like additional information regarding the enforcement of mobile cargo handling equipment, please contact Mr. H. Cuauhtémoc Pelayo at 626.575.6779 or via e-mail at [hpelayo@arb.ca.gov](mailto:hpelayo@arb.ca.gov). For information regarding this advisory or the regulation, please visit our web site at <http://www.arb.ca.gov/cargo> or contact Ms. Lisa Williams at 916.327.1498 or via e-mail at [lwilliam@arb.ca.gov](mailto:lwilliam@arb.ca.gov).