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Secretary for  
Environmental Protection

# Air Resources Board

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Arnold Schwarzenegger  
Governor

October 26, 2006

Mail-Out #MSC 06-17

TO: All Interested Parties

SUBJECT: DEADLINE FOR INSTALLATION OF DIESEL EMISSION CONTROL SYSTEMS THAT DO NOT COMPLY WITH THE NITROGEN DIOXIDE EMISSION LIMIT

All diesel emission control systems (DECS) used to satisfy the requirements of Air Resources Board (ARB) in-use fleet rules must be verified under the DECS verification procedure (Verification Procedure, Warranty and In-Use Compliance Requirements for In-Use Strategies to Control Emissions from Diesel Engines, Title 13, California Code of Regulations, sections 2700-2710). Effective January 1, 2007, only DECS that comply with the nitrogen dioxide (NO<sub>2</sub>) emission limit in the verification procedure will be considered verified. A list of DECS that currently meet the NO<sub>2</sub> emission limit is provided in Mail-Out #MSC 06-16.

Verified DECS that do not comply with the NO<sub>2</sub> emission limit and are installed prior to January 1, 2007, may remain in service and continue to be candidate compliance options for the fleet rules. However, please be aware that as of January 1, 2007, DECS that do not comply with the NO<sub>2</sub> emission limit may not be installed or sold as verified. Be advised that DECS which are no longer verified and are installed on or after January 1, 2007, will not satisfy the requirements for the installation of Best Available Control Technology as required under ARB's various fleet rules.

ARB recognizes that completion of a contract to install DECS can require a significant amount of time and experience unforeseen delays. To facilitate the completion of contracts executed well in advance of the January 1, 2007 installation deadline, ARB will institute a two month grace period for compliance with the fleet rules. Installation of DECS that do not comply with the NO<sub>2</sub> emissions limit may continue through February 28, 2007, provided the sales contract was executed no later than the date of this advisory. Effective immediately, all existing contracts are granted the grace period for installations. This decision does not supersede any other requirements of the fleet rules, or any other applicable regulations.

*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website: <http://www.arb.ca.gov>.*

California Environmental Protection Agency

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Please note that the continued sale within California of any DECS that are no longer verified as of January 1, 2007, requires an exemption granted by ARB from California's anti-tampering law (section 27156 of the Vehicle Code), which prohibits modifications that increase emissions from motor vehicles.

If you have questions concerning the content of this advisory, please contact my staff, Ms. Shawn Daley, Manager, at (626) 575-6972, or by email at [sdaley@arb.ca.gov](mailto:sdaley@arb.ca.gov), or Ms. Kathleen Mead, Manager, at (916) 324-9550, or by email at [kmead@arb.ca.gov](mailto:kmead@arb.ca.gov).

Sincerely,

/s/

Robert H. Cross, Chief  
Mobile Source Control Division

cc: Ms. Shawn Daley, Manager  
Retrofit Assessment Section

Ms. Kathleen Mead, Manager  
Retrofit Implementation Section