

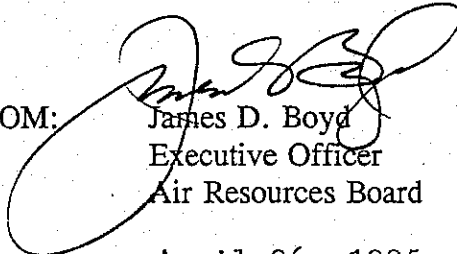
AIR RESOURCES BOARD

3020 L STREET
P.O. BOX 2815
SACRAMENTO, CA 95812



MEMORANDUM

TO: John D. Smith, Director
Office of Administrative Law
555 Capital Mall, Suite 1290
Sacramento, CA 95814

FROM: 
James D. Boyd
Executive Officer
Air Resources Board

DATE: April 26, 1995

SUBJECT: Submission of Amendments to Title 13, California Code of Regulations, Sections 1968.1 and 2030-2031 and Documents Incorporated Therein -- Request for Expedited Review and Early Effective Date

The Air Resources Board (ARB) hereby submits its rulemaking file amending Title 13, California Code of Regulations, sections 1968.1 and 2030-2031 and the documents incorporated therein. The rulemaking affects the ARB regulations requiring the installation of on-board diagnostic (OBD) monitoring systems on new motor vehicles.

The ARB respectfully requests that the Office of Administrative Law expeditiously review this rulemaking package and approve an early effective date pursuant to Government Code section 11343.4. Good cause exists for this request.

The amendments affect certification requirements for 1996 model year vehicles, and the certification process will be commencing shortly. Manufacturers will be confronted with unnecessary burdens if the California and federal standards are inconsistent. Thus, prior to the commencement of such certification efforts, manufacturers would like to see the U.S. Environmental Protection Agency (U.S. EPA) modify federal OBD certification requirements to be consistent with the several of the ARB adopted amendments. As indicated in the attached letter from the American Automobile Manufacturers Association, the representative of the Ford, Chrysler, and General Motors corporations, the U.S. EPA has indicated a

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willingness to modify the federal regulations to reflect certain of the ARB amendments which will allow for consistent certification. However, before the U.S. EPA can entertain such modifications, the ARB OBD regulations must be approved and effective.

All affected parties have been consulted in the development of these regulations and the amendments thereto and have been active participants in the rulemaking process. The ARB will notify affected industry and all other parties of the effective date of the regulations as soon as it is known.

Thank you for your attention to this matter. If you have any questions regarding this submittal, please contact ARB Senior Staff Counsel Michael Terris at 322-3283.

Attachment



American Automobile Manufacturers Association

1401 H Street, N.W., Suite 900 • Washington, D.C. 20005
Tel. No. 202-326-5500 • Fax No. 202-326-5567

Andrew H. Card, Jr.
President and Chief Executive Officer

February 15, 1995

Mr. Steve Albu
9528 Telstar Avenue
El Monte, CA 91731

Dear Mr. Albu:

SUBJECT: Request for Expedited Implementation

As are know, the U.S. Environmental Protection Agency (EPA) has indicated a willingness to accept changes to the OBD II regulations for federal certification purposes. These changes were adopted by the California Air Resources Board (CARB) on December 8, 1994, and are outlined in CARB Mail-Out # 95-03. However, EPA is prevented from accepting these changes for federal vehicles before they are formally implemented in California. With 1996 certification deadlines rapidly approaching, manufacturers are concerned that they may be forced to accept conditional federal certification if the CARB regulatory changes are not implemented quickly so that EPA may reference them in a direct final rule.

In order to avoid the burden to manufacturers associated with conditional certification, the American Automobile Manufacturers Association (AAMA) requests that, to the extent possible, CARB expedite its regulatory process to finalize the changes outlined in Mail-Out # 95-03. We appreciate any assistance you may be able to provide in this matter.

Sincerely,

Gerald A. Esper
Director,
Vehicle Environment Department

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