

State of California
AIR RESOURCES BOARD

Executive Order R-13-006

Relating to the Rulemaking to Consider Amendments to the Gasoline and Diesel Fuel Test Methods

WHEREAS, on January 25, 2013, the Air Resources Board (ARB or Board) conducted a public hearing to consider for approval the proposed amendments to the current regulations for Gasoline and Diesel Fuel Test Methods, as set forth in the Initial Statement of Reasons released to the public on December 5, 2012;

WHEREAS, the environmental analysis included in the Initial Statement of Reasons, prepared in accordance with ARB's certified regulatory program and the policy and substantive requirements of the California Environmental Quality Act, concluded that the amendments will not result in any significant adverse impacts on the environment;

WHEREAS, following the public hearing, the Board adopted Resolution 13-4, in which the Board approved for adoption the proposed amendments to title 13, California Code of Regulations (CCR), sections 2262.9, 2263, and 2282, and the following ASTM documents incorporated by reference therein,

- ASTM (2009), Standard Test Method for Determination of MTBE, ETBE, TAME, DIPE, tertiary-Amyl Alcohol and C₁ to C₄ Alcohols in Gasoline by Gas Chromatography, in *Annual Book of ASTM Standards*, Method D4815-09, ASTM International, West Conshohocken, Pennsylvania, 2009.
- ASTM (2009), Standard Test Method for Determination of Aromatic Content and Polynuclear Aromatic Content of Diesel Fuels and Aviation Turbine Fuels by Supercritical Fluid Chromatography, in *Annual Book of ASTM Standards*, method D5186-03(2009), ASTM International, West Conshohocken, Pennsylvania, 2003, reapproved without change, 2009.
- ASTM (2007), Standard Test Method for Determination of Benzene, Toluene, Ethylbenzene, p/m Xylene, o Xylene, C₉ and Heavier Aromatics, and Total Aromatics in Finished Gasoline by Gas Chromatography, in *Annual Book of ASTM Standards*, method D5580-02(2007), ASTM International, West Conshohocken, Pennsylvania, 2002, reapproved without change, 2007.
- ASTM (2010), Standard Test Method for Determination of Olefin Content of Gasolines by Supercritical Fluid Chromatography, in *Annual Book of ASTM Standards*, method D6550-10, ASTM International, West Conshohocken, Pennsylvania, 2010.
- ASTM (2007), Standard Test Method for Determination of Olefin Content in Denatured Ethanol by Supercritical Fluid Chromatography, in *Annual Book of ASTM Standards*, method D7347-07e1, ASTM International, West Conshohocken, Pennsylvania, 2007.
- ASTM (2010), Standard Test Method for Determination of Benzene and Total Aromatics in Denatured Fuel Ethanol by Gas Chromatography, in *Annual Book of ASTM Standards*, method D7576-10, ASTM International, West Conshohocken, Pennsylvania, 2010.
- ASTM (2011), Standard Test Method for Determination of Trace Oxygenates in Automotive Spark Ignition Engine Fuel by Multidimensional Gas

Chromatography, in *Annual Book of ASTM Standards*, method D7754-11, ASTM International, West Conshohocken, Pennsylvania, 2011.
as set forth in Attachment A thereto, with modifications set forth in Attachment B thereto;

WHEREAS, Resolution 13-4, directed the Executive Officer to determine if additional conforming modifications to the regulation were appropriate and take final action to adopt the modified regulation after making the modified regulatory language and any additional supporting documents and information available to the public for a period of 15 days, consider such written comments as may be submitted during this period, make such further modifications as may be appropriate in light of the comments received, or return the regulatory amendments to the Board for further consideration if warranted;

WHEREAS, on April 23, 2013, the approved regulations, with the changes to the originally proposed text clearly indicated, have been made available for public comment for a period of 15 days in accordance with the provisions of Title 1, California Code of Regulations, section 44;

WHEREAS, No comments were received during the supplemental 15-day comment period;

WHEREAS, Resolution 13-4 further directed the Executive Officer to consider and approve the written responses to any comments raising environmental issues in accordance with CCR, title 17, section 60007 prior to taking final action to adopt the regulatory amendments; and

WHEREAS, four written comments were received during the initial 45-day comment period and those comments have been considered by the Executive Officer.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 13-4 are incorporated herein.

IT IS FURTHER ORDERED, the written responses prepared for comments received are hereby approved, including the written responses to any environmental issues raised as required by CCR, title 17, section 60007.

IT IS FURTHER ORDERED that 13, California Code of Regulations, sections 2262.9, 2263, and 2282, and the documents incorporated by reference therein 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 nonsubstantial or grammatical changes, which will be added to the rulemaking record and indicated as such.

Executed this 4th day of November 2013, at Sacramento, California.


Richard W. Corey
Executive Officer

FILED

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Attachment

Resources Agency of California