WHEREAS, on October 25, 2018, the California Air Resources Board (CARB or Board) conducted a public hearing to consider the proposed Amendments to California Specifications For Fill Pipes and Openings of Motor Vehicle Fuel Tanks, as set forth in Appendices A and B to the Initial Statement of Reasons (ISOR) released to the public on September 4, 2018;

WHEREAS, the environmental analysis prepared under CARB's regulatory program certified under Public Resources Code section 21080.5 of the California Environmental Quality Act (CEQA; California Code of Regulations, title 14, section 15251(d)) in the ISOR concluded that the amendments are exempt from CEQA under California Code of Regulations, title 14, section 15308 ("Class 8" exemption: Actions Taken by Regulatory Agencies for Protection of the Environment) because the record evidence shows that the amendments will enhance the environment by better protecting the public from health impacts associated with exposure to ozone and benzene, the regulatory process involves procedures for protection of the environment, and the amendments will not result in any significant adverse environmental impacts as described in Chapter VI of the ISOR;

WHEREAS, following the public hearing, the Board adopted Resolution 18-47 in which the Board approved for adoption amendments to section 2235, title 13 California Code of Regulations, as set forth in Attachment A and the incorporated document as set forth in Attachment B of that resolution:

- Specifications for Fill Pipes and Openings of 2015 and Subsequent Model Motor Vehicle Fuel Tanks

WHEREAS, Resolution 18-47, directed the Executive Officer to make any additional conforming modifications deemed appropriate available for public comment, with any additional supporting documents and information, for a period of at least 15 days. The Executive Officer was directed to consider written comments submitted during the public review period and make any additional appropriate conforming modifications available for public comment for at least 15 days, and to take final action to adopt the regulation after addressing all appropriate modifications or present the regulation to the Board for further consideration if warranted;

WHEREAS, modified regulatory language and supporting documentation were circulated for 15-day public comment periods, with the changes to the originally proposed text clearly indicated, according to provisions of California Code of
Regulations, title 1, section 44 and Government Code section 11340.85, from April 5, 2019, through April 22, 2019, for the first comment period and from April 24, 2019, through May 9, 2019, for the second comment period; and

WHEREAS, a number of written comments were received during the initial 45-day comment period and supplemental 15-day comment periods, and those comments were considered by the Executive Officer;

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 18-47 are incorporated herein.

IT IS FURTHER ORDERED that section 2235, Title 13 California Code of Regulations, which incorporate by reference the following document:

- Specifications for Fill Pipes and Openings of 2015 and Subsequent Model Motor Vehicle Fuel Tanks

are adopted as set forth in Attachment 1 and 2 to this Order.

IT IS FURTHER ORDERED that the adopted regulatory text may be further revised with non-substantial or grammatical changes, which will be added to the rulemaking record and indicated as such.

Executed this 7th day of May, 2019 at Sacramento, California.

Richard W. Corey
Executive Officer

Attachments:
