REGULATION ORDER WITH 15-DAY MODIFICATIONS

Note: As originally proposed, text in ~~strikeout~~ indicates deleted text; text in underline indicates inserted text. The modifications to the originally proposed amendments are shown in double underline for additions and in ~~double strikeout~~ for deletions.

Amend Sections 94010 and 94011, Article 1, Subchapter 8, Chapter 1, Division 3, Title 17, California Code of Regulations to read as follows:

§ 94010. Definitions.

The definitions of common terms and acronyms used in the certification and test procedures specified in Sections 94011, 94012, 94013, 94014, ~~and~~ 94015, and 94016 are listed in D-200, "Definitions for Vapor Recovery Procedures", adopted April 12, 1996, as last amended ~~May 25, 2006~~ [insert date of last amendment], which are incorporated herein by reference.

NOTE: Authority cited: Sections 39600, 39601, 39607 and 41954, Health and Safety Code. Reference: Sections 25290.1.2, 39515, 41954, 41959, 41960 and 41960.2, Health and Safety Code.

§ 94011. Certification of Vapor Recovery Systems of Dispensing Facilities.

The certification of gasoline vapor recovery systems at dispensing facilities (service stations) shall be accomplished in accordance with the Air Resources Board's CP-201, "Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities" which is herein incorporated by reference. (Adopted: December 9, 1975, as last amended May 25, 2006).

The following test procedures (TP) cited in CP-201 are also incorporated by reference.

TP-201.1 – "Volumetric Efficiency for Phase I Systems" (Adopted: April 12, 1996, as last amended October 8, 2003)

TP-201.1A – "Emission Factor For Phase I Systems at Dispensing Facilities" (Adopted: April 12, 1996, as last amended February 1, 2001)

TP-201.1B – "Static Torque of Rotatable Phase I Adaptors" (Adopted: July 3, 2002, as last amended October 8, 2003)

TP-201.1C – "Leak Rate of Drop Tube/Drain Valve Assembly" (Adopted: July 3, 2002, as last amended October 8, 2003)

TP-201.1D – “Leak Rate of Drop Tube Overfill Prevention Devices” (Adopted: February 1, 2001, as last amended October 8, 2003)

TP-201.1E – “Leak Rate and Cracking Pressure of Pressure/Vacuum Vent Valves” (Adopted: October 8, 2003)

TP-201.1E CERT – “Leak Rate and Cracking Pressure of Pressure/Vacuum Vent Valves” (Adopted: May 25, 2006)

TP-201.2 – “Efficiency and Emission Factor for Phase II Systems” (Adopted: April 12, 1996, as last amended ~~October 8, 2003~~ [insert date of last amendment])

TP-201.2A – “Determination of Vehicle Matrix for Phase II Systems” (Adopted: April 12, 1996, as last amended February 1, 2001)

TP-201.2B – “Flow and Pressure Measurement of Vapor Recovery Equipment” (Adopted: April 12, 1996, as last amended October 8, 2003)

TP-201.2C – “Spillage from Phase II Systems” (Adopted: April 12, 1996, as last amended February 1, 2001)

TP-201.2D – “Post-Fueling Drips from Nozzle Spouts” (Adopted: February 1, 2001, as last amended October 8, 2003)

TP-201.2E – “Gasoline Liquid Retention in Nozzles and Hoses” (Adopted: February 1, 2001)

TP-201.2F – “Pressure-Related Fugitive Emissions” (Adopted: February 1, 2001, as last amended October 8, 2003)

TP-201.2G – “Bend Radius Determination for Underground Storage Tank Vapor Recovery Components” (Adopted: October 8, 2003, as last amended May 25, 2006)

TP-201.2H – “Determination of Hazardous Air Pollutants from Vapor Recovery Processors” (Adopted: February 1, 2001)

TP-201.2I – “Test Procedure for In-Station Diagnostic Systems” (Adopted: October 8, 2003, as last amended May 25, 2006)

TP-201.2J – “Pressure Drop Bench Testing of Vapor Recovery Components” (Adopted: October 8, 2003)

TP-201.3 – “Determination of 2 Inch WC Static Pressure Performance of Vapor Recovery Systems of Dispensing Facilities” (Adopted: April 12, 1996, as last amended March 17, 1999)

TP-201.3A – “Determination of 5 Inch WC Static Pressure Performance of Vapor Recovery Systems of Dispensing Facilities” (Adopted: April 12, 1996)

TP-201.3B – "Determination of Static Pressure Performance of Vapor Recovery Systems of Dispensing Facilities with Above-Ground Storage Tanks" (Adopted: April 12, 1996)

TP-201.3C – “Determination of Vapor Piping Connections to Underground Gasoline Storage Tanks (Tie-Tank Test)” (Adopted: March 17, 1999)

TP-201.4 – “Dynamic Back Pressure” (Adopted: April 12, 1996, as last amended July 3, 2002)

TP-201.5 – “Air to Liquid Volume Ratio” (Adopted: April 12, 1996, as last amended February 1, 2001)

TP-201.6 – “Determination of Liquid Removal of Phase II Vapor Recovery Systems of Dispensing Facilities” (Adopted: April 12, 1996, as last amended April 28, 2000)

TP-201.6C – "Compliance Determination of Liquid Removal Rate" (Adopted: July 3, 2002)

TP-201.7 – “Continuous Pressure Monitoring” (Adopted: October 8, 2003)

NOTE: Authority cited: Sections 25290.1.2, 39600, 39601, 39607 and 41954, Health and Safety Code. Reference: Sections 25290.1.2, 39515, 41952, 41954, 41956.1, 41959, 41960 and 41960.2, Health and Safety Code.

Adopt new Section 94016, Article 1, Subchapter 8, Chapter 1, Division 3, Title 17, California Code of Regulations to read as follows:

§ 94016. Certification of Vapor Recovery Systems at Gasoline Dispensing Facilities Using Aboveground Storage Tanks

The certification of gasoline vapor recovery systems at dispensing facilities using aboveground storage tanks shall be accomplished in accordance with the Air Resources Board’s CP-206, “Certification Procedure for Vapor Recovery Systems at Gasoline Dispensing Facilities Using Aboveground Storage Tanks,” adopted [insert adoption date], which is herein incorporated by reference.

The following test procedures (TP) cited in CP-206 are also incorporated by reference.

TP-206.1 – “Determination of Emission Factor for Standing Loss Control Vapor Recovery Systems using Temperature Attenuation Factor at Gasoline Dispensing Facilities with Aboveground Storage Tanks” (Adopted: [insert adoption date])

TP-206.2 – “Determination of Emission Factor for Standing Loss Control Vapor Recovery Systems using Processors at Gasoline Dispensing Facilities with Aboveground Storage Tanks” (Adopted: [insert adoption date])

TP-206.3 – "Determination of Static Pressure Performance of Vapor Recovery Systems at Gasoline Dispensing Facilities with Aboveground Storage Tanks" (Adopted: [insert adoption date]).

The following certification and test procedures cited in certification procedure CP-206 and adopted in section 94011 by incorporation by reference are also incorporated by reference herein: CP-201, TP-201.1, TP-201.1A, TP-201.1B, TP-201.1C, TP-201.1D, TP-201.1E, TP-201.1E CERT, TP-201.2, TP-201.2A, TP-201.2B, TP-201.2C, TP-201.2D, TP-201.2E, TP-201.2G, TP-201.2H, TP-201.2I, TP-201.2J, TP-201.4, TP-201.5, TP-201.6, and TP-201.7.

Note: Authority cited: Sections 39600, 39601, 39607, and 41954, Health and Safety Code. Reference: Sections 39515, 39605, 41954, 41956.1, 41959, 41960 and 41960.2, Health and Safety Code.

Adopt new Section 94168, Article 2, Subchapter 8, Chapter 1, Division 3, Title 17, California Code of Regulations to read as follows:

§ 94168. Test Method for Determining the Static Pressure Performance of Phase II Vapor Recovery Systems at Gasoline Dispensing Facilities with Aboveground Storage Tanks

The test method for determining the static pressure performance of Phase II vapor recovery systems of dispensing facilities at gasoline dispensing facilities with aboveground storage tanks is adopted in Section 94016 by incorporation by reference and is set forth in the Air Resources Board’s TP-206.3 “Determination of Static Pressure Performance of Vapor Recovery Systems at Gasoline Dispensing Facilities with Aboveground Storage Tanks,” which are incorporated herein by reference.

Note: Authority cited: Sections 39600, 39601, 39607, and 41954, Health and Safety Code. Reference: Section 39515, 39605, 41954, 41956.1, 41959, 41960 and 41960.2, Health and Safety Code.