

MEMORANDUM

From: Rebecca Fancher, Staff Air Pollution Specialist, California Air Resources Board
Date: July 11, 2022
Subject: Administrative Record Commencement for the Off-Road Diesel New Engine Emissions Standards (Tier 5 Rulemaking)

The California Air Resources Board (CARB) is in the early stages of developing concepts for the Off-Road Diesel New Engine Emissions Standards (Tier 5 rulemaking). Consistent with CARB's Certified Regulatory Program (17 CCR sections 60000-60005), CARB analyzes the environmental impacts of its proposed projects to comply with the California Environmental Quality Act (CEQA).

CARB has preliminarily determined that the Tier 5 rulemaking will be a "project" subject to CEQA. CARB made this determination on May 10, 2022, when the first internal CEQA meeting was held to communicate concepts for the Tier 5 rulemaking and their potential environmental implications. CARB has not yet determined the necessary level of CEQA review at this early stage of the planning process. However, CARB has determined that the CEQA administrative record for the Tier 5 rulemaking commenced on June 1, 2021, when CARB staff initiated stakeholder meetings to discuss rulemaking concepts and the possible environmental impacts, as they were understood at that early stage in the process.

CARB has prepared this memorandum to formally document the administrative record commencement dates described above. This memorandum also serves to inform stakeholders that written materials submitted to CARB concerning the Tier 5 rulemaking may be included in the administrative record for this item.