

*California Air Resources Board
Enforcement Division*

**Update on ARB's
Enforcement Program**

*Presented to the Air Resources Board during the
January 28, 2010
Public Meeting*

Response to Comments from the New Industry Coalition

Coalition Comment #1

**ARB should loosen existing laws
for strict liability for violations of
air quality requirements.**

Coalition Comment #2
**ARB should require mandatory
administrative hearings.**

Coalition Comment #3
**ARB should adopt the
U.S. EPA policy for
determining mobile source
penalties.**

Coalition Comment #4

ARB should concentrate on “emissions” violations and ignore other violations or impose nominal penalties.

Coalition Comment #5

ARB should stop enforcing allegedly underground regulations.

Coalition Comment #6

Compliance assistance and training activities should be transferred away from the Enforcement Division.

The Sand Car Investigation

Summary of additional comments and outreach efforts

October 12, 2009 Workshop

Summary of comments received

Response to comments

ARB will prepare an enforcement penalty guidance and will place it on the Enforcement Division web page.

Public Information to Ensure Transparency

- 1. A plain language explanation of ARB penalty statutes**
- 2. Cal/EPA guidances on Supplemental Environmental Projects and Self-Disclosure Policies**
- 3. A plain language explanation of these Cal/EPA guidances**
- 4. An explanation of where ARB penalty monies are deposited and how they are processed**
- 5. A list of potential Supplemental Environmental Projects including instructions for requesting that a project be added to the list**

Summary

- **Continue dialogue to improve enforcement**
- **Goals: foster compliance, deter violations and ensure level playing field for all**

Visit the Enforcement Division on line at: <http://www.arb.ca.gov/enf/enf.htm>