

NOTICE OF CONTINUATION

TITLE 13. CALIFORNIA AIR RESOURCES BOARD

NOTICE OF PUBLIC HEARING TO CONSIDER PLUG-IN HYBRID ELECTRIC VEHICLE TEST PROCEDURE AMENDMENTS AND AFTERMARKET PARTS CERTIFICATION REQUIREMENTS ADOPTION

The Air Resources Board (the Board or ARB) will conduct a continuation of a public hearing at the time and place noted below to consider amendments to motor vehicle test procedures for exhaust emissions, evaporative emissions, and refueling emissions, and new requirements for certification of aftermarket conversion systems for plug-in hybrid electric vehicles.

This item was considered by the Board at its January 22-23, 2009 hearing at which time the Board received all timely written comments and heard oral testimony from all witnesses. At the January hearing, the Board approved the test procedures for the exhaust, evaporative, and refueling emissions with the modifications proposed by staff, subject to a 15-day supplemental comment period. The Board also directed staff to engage in additional review of the new requirements for certification of aftermarket conversion systems for plug-in hybrid electric vehicles (conversion regulation) and to report back to the Board at a future hearing. Although the public comment period was closed at the end of the January hearing, the record will be reopened and the Board will accept written comments and public testimony on the conversion regulation. After considering the staff's supplemental report and presentation, and public testimony and written comments, the Board plans to take appropriate action on the conversion regulation. The Board's continued hearing will be conducted at the date, time, and place listed below.

DATE: May 28, 2009

TIME: 9:00 a.m.

PLACE: California Environmental Protection Agency
Air Resources Board
Byron Sher Auditorium, Second Floor
1001 I Street
Sacramento, California 95814

This item will be considered at a two-day meeting of the Board, which will commence at 9:00 a.m. on Thursday, May 28, 2009, and may continue at 8:30 a.m., May 29, 2009. This item may not be considered until May 29, 2009. Please consult the agenda for the meeting, which will be available at least 10 days before May 28, 2009, to determine the day on which this item will be considered.

If you require special accommodations or language needs, please contact the Clerk of the Board at (916) 322-5594 or by FAX at (916) 322-3928 as soon as possible, but no later than 10 business days before the scheduled Board hearing. TTY/TDD/Speech-to-Speech users may dial 711 for the California Relay Service.

THE CONTINUED HEARING

The continued hearing will be conducted as described in the original notice, California Regulatory Notice Register, Volume No. 49-2, Notice File No. Z2008-1125-06 (December 5, 2008), except that the public comment period will be reopened on May 12, 2009 for written comments on the staff's supplemental report. To be considered by the Board, written submissions not physically submitted at the meeting must be received **no later than 12:00 noon, May 27, 2009**, and addressed to the following:

Postal mail: Clerk of the Board, Air Resources Board
1001 I Street, Sacramento, California 95814

Electronic submittal: <http://www.arb.ca.gov/lispub/comm/bclist.php>

Facsimile submittal: (916) 322-3928

Please note that under the California Public Records Act (Government Code section 6250 et seq.), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request. Additionally, this information may become available via Google, Yahoo, and any other search engines.

All comments submitted for the hearing on January 22-23, 2009, will remain part of the rulemaking record. The original notice, the ISOR, the supplemental report, and all subsequent regulatory documents, including the FSOR, when completed, are available on the ARB Internet site for this rulemaking at <http://www.arb.ca.gov/regact/2008/phev09/phev09.htm>. If the Board decides to approve the originally noticed conversion regulation with modifications, staff will prepare the modified regulatory text and a supplemental comment period of at least 15 days will be opened during which the public will have the opportunity to submit written comments on the modifications to the Executive Officer before final action.

The public may request a copy of the supplemental report and the modified regulatory text when released from the ARB's Public Information Office, Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, 1st Floor, Sacramento, CA 95814, (916) 322-2990.

Inquiries concerning the substance of the proposed regulation may be directed to the designated agency contact persons, Ms. Lesley Crowell, Air Resources Engineer, by email to lcrowell@arb.ca.gov or by phone at (916) 323-2913, or to Ms. Elise Keddie,

Manager, ZEV Implementation Section, by email to ekeddie@arb.ca.gov or by phone at (916) 323-8974.

Further, the agency representative and designated back-up contact persons to whom nonsubstantive inquiries concerning the proposed administrative action may be directed are Ms. Lori Andreoni, Manager, Board Administration & Regulatory Coordination Unit, (916) 322-4011, or Ms. Amy Whiting, Regulations Coordinator, (916) 322-6533. The Board has compiled a record for this rulemaking action, which includes all the information upon which the proposal is based. This material is available for inspection upon request to the contact persons.

CALIFORNIA AIR RESOURCES BOARD

/s/

James N. Goldstene
Executive Officer

Date: April 17, 2009