

State of California
AIR RESOURCES BOARD

Executive Order R-12-010

Relating to the Amendments to California Cap on Greenhouse Gas Emissions and Market-Based Compliance Mechanisms

WHEREAS, on June 28, 2012, the Air Resources Board (ARB or Board) conducted a public hearing to consider for approval the proposed amendments California Cap on Greenhouse Gas Emissions and Market-Based Compliance Mechanisms released to the public on May 9, 2012;

WHEREAS, the environmental analysis included in the Initial Statement of Reasons, prepared in accordance with ARB's certified regulatory program and the policy and substantive requirements of CEQA, concluded that the amendments will not result in any significant adverse impacts on the environment;

WHEREAS, following the public hearing, the Board adopted Resolution 12-27 in which the Board approved for adoption the proposed amendments to sections 95802, 95812, 95814, 95830, 95831, 95832, 95833, 95834, 95856, 95870, 95892, 95910, 95911, 95912, 95913, 95914, 95920, and 95921, title 17, California Code of Regulations (CCR), as set forth in Attachment A thereto;

WHEREAS, Resolution 12-27 directed the Executive Officer to determine if additional conforming modifications to the regulation were appropriate and take final action to adopt the modified regulation after making the modified regulatory language and any additional supporting documents and information available to the public for a period of 15 days, consider such written comments as may be submitted during this period, make such further modifications as may be appropriate in light of the comments received, or return the regulatory amendments to the Board for further consideration if warranted.

WHEREAS, Resolution 12-27 further directed the Executive Officer to consider and approve the written responses to any comments raising environmental issues in accordance with CCR, title 17, section 60007 prior to taking final action to adopt the regulatory amendments;

WHEREAS, a number of written comments were received the initial 45-day comment period and those comments have been considered by the Executive Officer;

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 12-27 are incorporated herein.

IT IS FURTHER ORDERED that sections 95802, 95812, 95814, 95830, 95831, 95832, 95833, 95834, 95856, 95870, 95892, 95910, 95911, 95912, 95913, 95914, 95920, and 95921, title 17, CCR, are adopted as set forth in Attachment 1 to this Order.

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

Executed this 31st day of July 2012, at Sacramento, California.

/s/

James N. Goldstene
Executive Officer

Attachment