

State of California
AIR RESOURCES BOARD

FINAL STATEMENT OF REASONS

**AMENDMENTS TO CALIFORNIA EVALUATION PROCEDURES FOR
NEW AFTERMARKET CATALYTIC CONVERTERS**

August 2018

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State of California
AIR RESOURCES BOARD

**Final Statement of Reasons for Rulemaking,
Including Summary of Comments and Agency Response**

**PUBLIC HEARING TO CONSIDER THE PROPOSED AMENDMENTS TO CALIFORNIA
EVALUATION PROCEDURES FOR NEW AFTERMARKET CATALYTIC CONVERTERS**

Public Hearing Date: September 28, 2017
Agenda Item No.: 17-9-2

I. GENERAL

**A. UPDATE OF THE INFORMATION CONTAINED IN THE INITIAL STATEMENT
OF REASONS**

The Staff Report: Initial Statement of Reasons for Rulemaking (staff report), entitled "Public Hearing to Consider the Proposed Amendments to California Evaluation Procedures for New Aftermarket Catalytic Converters," released August 8, 2017, is incorporated by reference herein. The staff report, which is incorporated by reference herein, contained a description of the rationale for the proposed amendments. On August 8, 2017, all references relied upon and identified in the staff report were made available to the public.

On September 28, 2017, the California Air Resources Board (CARB or Board) conducted a public hearing to consider the proposed amendments to the California Evaluation Procedure for New Aftermarket Catalytic Converters. The Board did not receive any oral or written comments at this hearing. At the conclusion of the hearing, the Board approved Resolution 17-26, in which it approved the proposed amendments to the regulation and evaluation procedure for adoption, and directed the Executive Officer to finalize the proposed amendments as specified in the resolution.

**B. MANDATES AND FISCAL IMPACTS TO LOCAL GOVERNMENTS AND
SCHOOL DISTRICTS**

The Board has determined that this regulatory action will not result in a mandate to any local agency or school district the costs of which are reimbursable by the state pursuant to Part 7 (commencing with section 17500), Division 4, Title 2 of the Government Code.

C. CONSIDERATION OF ALTERNATIVES

For the reasons set forth in the Staff Report, the Board determined that no alternative considered by the agency would be more effective in carrying out the purpose for which the regulatory action was proposed, or would be as effective and less burdensome to affected private persons, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provisions of law than the action taken by the Board.

II. MODIFICATIONS MADE TO THE ORIGINAL PROPOSAL

No modifications were made to the original proposal.

III. DOCUMENTS INCORPORATED BY REFERENCE

The regulation and the incorporated evaluation procedure adopted by the Executive Officer do not incorporate by reference any additional documents.

IV. SUMMARY OF COMMENTS AND AGENCY RESPONSE

No written comments were received during the 45-day comment period in response to the September 28, 2017 public hearing notice, and no written or oral comments were presented at the Board Hearing. Therefore, no objections or recommendations were made regarding the proposed amendments.

V. PEER REVIEW

Health and Safety Code Section 57004 sets forth requirements for peer review of identified portions of rulemakings proposed by entities within the California Environmental Protection Agency, including CARB. Specifically, the scientific basis or scientific portion of a proposed rule may be subject to this peer review process. Here, CARB determined that the rulemaking at issue does not contain a scientific basis or scientific portion subject to peer review, and thus no peer review as set forth in Section 57004 was or needed to be performed.