

REQUEST FOR EARLY EFFECTIVE DATE

Pursuant to Government Code section 11343.4(b)(3), the California Air Resources Board (CARB or Board) requests that the Office of Administrative Law (OAL) prescribe an "earlier effective date" for the Proposed Guidelines For The Clean Cars 4 All And Enhanced Fleet Modernization Programs that were approved for adoption by the Board at the July 26, 2018, public hearing and are submitted to OAL for review and approval on April 25, 2019. The following demonstrates "good cause" for OAL to allow the amendments to be effective upon filing with the Secretary of State.

DEMONSTRATION OF GOOD CAUSE

In this rulemaking, the Board is adopting regulatory guidelines for the Clean Cars 4 All Program, and adopting amendments to the regulatory guidelines for the Enhanced Fleet Modernization Program (EFMP). This rulemaking is in response to legislation signed into law on October 10, 2017, that requires CARB to update the guidelines for EFMP and Clean Cars 4 All. Specifically, AB 630 (Cooper, Chapter 636, Statutes of 2017) requires CARB to: (1) Update the guidelines to an existing voluntary incentive program, EFMP; (2) Create guidelines for Clean Cars 4 All; and (3) update the EFMP guidelines to provide increased flexibility for light-duty pick-up truck replacement vehicles. The current Programs are popular and effective. Thus, only minor technical changes are required by this legislation to update the EFMP program and codify EFMP Plus-up as the Clean Cars 4 All program.

AB 630 also requires CARB to coordinate EFMP and Clean Cars 4 All with similar light-duty incentives programs, including those which are part of the Low Carbon Transportation (LCT) Investments and Air Quality Improvement Program (AQIP) Funding Plan (Funding Plan) established by the California Alternative and Renewable Fuel, Vehicle Technology, Clean Air, and Carbon Reduction Act of 2007 (AB 118, Statutes of 2007, Chapter 750). During the course of this rulemaking, CARB also received public comments supporting the need for such coordination. The Fiscal Year 2019-20 Funding Plan expected to be released to the public on or about September 20, 2019, and submitted to the Board for approval at its October 2019 Board Meeting. This request for an early effective date is necessary for CARB to finalize the proposed guidelines in time to incorporate them into the Fiscal Year 2019-20 Funding Plan, and thus meet the requirements of AB 630. The early effective would also accelerate the timeline for implementing Clean Cars 4 All and the changes to EFMP. The accelerated timeline is expected to remove additional dirty vehicles and replace them with cleaner advanced technology vehicles, ultimately resulting in greater emissions benefits.



DATE: *June 7, 2019*

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