

Notice of Decision

Project Title: Advanced Clean Trucks Regulation (SCH# 2018052041)

Project Location: Statewide

Project Description: The Advanced Clean Trucks Regulation is a requirement for truck manufacturers to sell zero-emission trucks in California and a one-time requirement for large entities to report about their facilities, types of truck services used, and fleet of vehicles.

This notice is to advise that the California Air Resources Board (CARB or Board), as the lead agency, submitted the Advanced Clean Trucks Regulation and associated rulemaking records to the Office of Administrative Law (OAL) on January 29, 2021 and has made the following determinations.

On June 25, 2020, CARB certified an environmental analysis (EA) for the project in accordance with the requirements of CEQA and its certified regulatory program. (CEQA Guidelines, §15251, subd, (d).) The EA, included as an appendix to the Staff Report prepared for the project, concluded the project may result in significant adverse environmental impacts. But, a mitigation reporting or monitoring plan was not adopted for this project because CARB lacks the jurisdiction to implement the suggested mitigation measures and made findings in the EA to that effect, consistent with CEQA Guidelines section 15091(a)(2). The Board made CEQA findings pursuant to section 15091 of the CEQA Guidelines and adopted a statement of overriding considerations for this project pursuant to section 15093 of the CEQA Guidelines.

CARB staff prepared written responses to comments to the Draft EA that raised significant environmental impacts pertaining to this project and that were received during the noticed public comment period. The written responses to these comments are included in the *Response to Comments on the Draft Environmental Analysis for the Advanced Clean Truck Regulation*. Before taking final action on the project, the Board considered written responses to these comments as required by CARB's certified regulations. (Cal. Code Regs., tit. 17 § 60004.2(c)(2).)

The Board delegated to the Executive Officer authority to approve the final rulemaking package for submittal to the OAL. Through this delegation and in preparation of submittal of the rulemaking package to OAL, the Executive Officer, on January 29, 2021, approved the project's Final Statement of Reasons (FSOR) and the addition of documents to the record through the publication of a Second Notice of Public Availability of Documents and Information (15-day notice). The Executive Officer's approval of the FSOR and 15-day notice documents and information does not affect the findings for the Board-certified EA for this project because they do not alter the regulation approved by the Board on June 25, 2020. Because there are no changes to the regulatory language, there are no changes to the compliance responses identified in the EA and the associated environmental analysis for those responses. Therefore, no additional environmental review is warranted for the Executive Officer's approval of the FSOR and 15-day notice in preparation of his submittal of the rulemaking package to OAL. (CEQA Guidelines §§ 15162, 15164.)

Notice of Decision

February 2, 2021

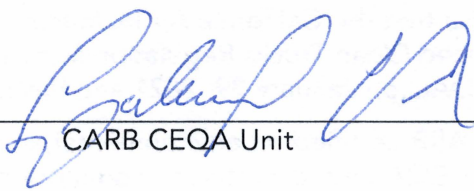
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This is to certify that the FSOR, 15-day notice, final EA (including comments and responses to comments), and the record of project approval are available to the General Public at the following locations:

<https://ww2.arb.ca.gov/rulemaking/2019/advancedcleantrucks>

California Air Resources Board
Attn: Board Administration and Regulatory Coordination Unit
1001 I Street
Sacramento, CA 95814

Certified: _____



CARB CEQA Unit

Date: _____

02/02/21

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