

Notice of Decision

- Project Title:** Advanced Clean Fleets Regulation (SCH# 2021030340)
- Project Location:** Statewide
- Approval Date:** August 28, 2023
- Project Description:** The Advanced Clean Fleets (ACF) Regulation, presented to the Board on April 27, 2023, would primarily require certain fleets to deploy medium- and heavy-duty zero-emission vehicles starting in 2024, and would establish a clear end date to new medium- and heavy-duty internal combustion engine vehicle sales in 2036. Following the Board hearing, CARB proposed further modifications to the ACF Regulation, as well as additional documents and reference material for the Administrative Procedure Act (APA) record. The proposed modifications consist primarily of minor revisions to the "five-day pass" provision and removing language that sunsetted provisions of the Advanced Clean Trucks (ACT) Regulation at the end of the 2035 model year (the latter of which did not need to be undertaken in this rulemaking action for ACF). The proposed modifications also include minor clarifications to various reporting, recordkeeping, and compliance requirements, and nonsubstantial corrections to grammar and punctuation.

This notice is to advise that the California Air Resources Board (CARB), as the lead agency, approved the above regulatory action on August 28, 2023.

CARB prepared and certified an environmental analysis (EA) that included potential mitigation measures, in accordance with the requirements of its certified regulatory program under CEQA on April 27, 2023. (Cal. Code Regs., tit. 14, §15251, subd. (d).) CARB also adopted CEQA findings and a statement of overriding considerations at that time. CARB has determined that the subsequent modifications to the ACF Regulation described above are covered by the prior EA prepared for the ACF Regulation which was certified by the Board on April 27, 2023. The current modifications do not involve any changes that result in new or substantially increased significant adverse impacts and there are no changes in circumstances or new information that would otherwise warrant any subsequent environmental review. An explanation of CARB's decision not

to prepare a subsequent or supplemental EA for the modifications is included in Attachment 1 to Executive Order R-23-003.

The Executive Order (including Attachment 1), the EA included in the Staff Report, and all other record documents, including the *Response to Comments on the Draft Environmental Analysis prepared for the Advanced Clean Fleets Regulation* are available for public inspection on the CARB rulemaking webpage at: *Advanced Clean Fleets / California Air Resources Board*.

These documents may also be examined at:

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

Certified: Rebecca Fancher

CARB CEQA Unit

Date: August 30, 2023