

Notice of Decision

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Project Title:	In-Use Locomotive Regulation (SCH# 2022090408)
Project Location:	Statewide
Public Meeting Date:	April 27, 2023, Agenda Item # 23-4-1
Project Description:	The In-Use Locomotive Regulation (Regulation) will reduce toxic air contaminants, criteria pollutants, and greenhouse gas emissions from in-use locomotives. The Regulation would apply to all switch, passenger, industrial, and freight line haul locomotives operated in California. To address locomotive pollution, the Regulation would: Require locomotive operators to set aside money for cleaner locomotives and technology development; Incentivize early ZE operation in disadvantaged communities; Starting in 2030, require locomotives operating in California to be less than 23 years old to phase out the oldest and dirtiest locomotives; Establish ZE operational requirements for locomotives operating in 2030 and later; Require a 30-minute idling limit; and Require air district-specific reporting of California locomotive activity.

This notice is to advise that the California Air Resources Board (CARB or Board), as the lead agency, approved the above regulatory action on April 27, 2023.

CARB prepared and certified an environmental analysis (EA) in accordance with the requirements of its certified regulatory program under CEQA. (Cal. Code Regs., tit. 14, §15251, subd, (d).). The EA, included as an appendix to the Staff Report: Initial Statement of Reasons (Staff Report) prepared for the project pursuant to the Administrative Procedure Act, concluded implementation of the project may result in significant adverse environmental impacts. Mitigation measures were made a condition of approval and CARB did not adopt a mitigation monitoring program. The Board made CEQA findings pursuant to Section 15091 of the CEQA Guidelines and adopted a statement of overriding considerations for this project.

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 In-Use Locomotive Regulation*

are available for public inspection on the CARB rulemaking webpage at: [In-Use Locomotive Regulation | 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: September 18, 2023