

# California Air Resources Board

## Notice of Public Meeting to Consider Proposed 2024 State Implementation Plan Adoption and Submittal of Five California Air Resources Board Regulations

The California Air Resources Board (CARB or Board) will conduct a public meeting at the date and time noted below to consider adopting a revision to the California State Implementation Plan (SIP) to include five previously adopted or amended CARB regulations into California's SIP via submission to the U.S. Environmental Protection Agency (U.S. EPA). The proposed action is exclusive to submitting the regulations into the California SIP and has no impact on the regulatory language or other aspects of the already completed rulemakings for these regulations.

Date: May 23, 2024

Time: 9:00 A.M.

In-Person Location:

California Air Resources Board  
Byron Sher Auditorium  
1001 I Street, Sacramento, California 95814

Remote Option:

Zoom

This public meeting may continue at 9:00 a.m., on May 24, 2024. Please consult the public agenda, which will be posted ten days before the May 23, 2024, Board Meeting, for important details, including the day on which this item will be considered and how the public can participate via Zoom if they choose to be remote.

## Background

CARB develops the State Strategy for the State Implementation Plan (SIP) to identify the proposed control measure and emissions reductions necessary from State regulated source to support attainment for the National Ambient Air Quality Standards (standards) for all nonattainment areas in California. As required under the federal Clean Air Act (Act), after a new standard is set, local air districts must develop SIPs for the nonattainment areas to demonstrate attainment of the standard that identify both the magnitude of emission reductions needed by the required attainment deadline, and the actions necessary to achieve those reductions. As part of the suite of regulatory commitments included in the 2016 and 2022 State SIP Strategies, CARB committed to bring to the Board for consideration various measures, including the:

- Regulation to Provide Certification Flexibility for Innovative Heavy-Duty Engines and California Certification and Installation Procedures for Medium- and Heavy-Duty Vehicle Hybrid Conversion Systems (Innovative Technology Regulation);

- Last Mile Delivery measure;
- Clean Miles Standard;
- California Greenhouse Gas Emissions Standards for Medium- and Heavy-Duty Engines and Vehicles and Proposed Amendments to the Tractor-Trailer GHG Regulation (Phase 2 Tractor-Trailer Amendments Regulation); and
- Amendments to the Antiperspirants and Deodorants Regulation, the Consumer Products Regulation, the Aerosol Coating Products Regulation, the Alternative Control Plan Regulation, the Tables of Maximum Incremental Reactivity Values, and Test Method 310 (Consumer Products Amendments).

CARB satisfied those commitments, and now brings this item to satisfy the procedural requirements for adoption and submission of the related regulations into California's SIP.

Procedurally, section 110(I)<sup>1</sup> of the Act and Title 40 of the Code of Federal Regulations, section 51.102, require that one or more public hearings, preceded by at least 30 days' notice and opportunity for public review, must be conducted if requested prior to adopting and submitting to any SIP revision to U.S. EPA. The hearing notices for the aforementioned five CARB regulations did not include the necessary language noticing the adoption and submittal of these regulations to U.S. EPA as a revision to the SIP. This action provides the required notice and opportunities for public comment and a hearing. A brief description of each of the regulations to be considered for submission into the SIP follows.

The Innovative Technology Regulation was adopted by CARB on October 20, 2016. The Innovative Technology Regulation provides a flexible short-term certification pathway for innovative heavy-duty engine and bus technologies.

To fulfill CARB's commitment for a Last Mile Delivery measure, the Advanced Clean Trucks Regulation was developed and adopted by CARB on June 25, 2020. The Advanced Clean Trucks Regulation was submitted to U.S. EPA as a revision to the California SIP on August 8, 2023. To support the emissions reductions and goals of other CARB regulations including the Advanced Clean Trucks Regulation, CARB developed the Alternative Certification Requirements and Test Procedures for Heavy-Duty Electric and Fuel-Cell Vehicles and Proposed Standards and Test Procedures for Zero Emission Powertrains (Zero-Emission Powertrain Certification Regulation) was adopted by CARB on June 27, 2019. Therefore, the Zero-Emission Powertrain Certification Regulation supports the Advanced Clean Trucks Regulation formerly referred to as Last Mile Delivery.

The Clean Miles Standard was adopted by CARB on May 20, 2021, and reduces emissions from passenger ride-hailing services operated by transportation network companies (TNC) by establishing an annual increase in the percent of zero-emission passenger miles traveled and greenhouse gas emission reductions targets that TNCs are required to meet.

The Phase 2 Tractor-Trailer Amendments Regulation was adopted by CARB on September 27, 2018. The Phase 2 Tractor-Trailer Amendments Regulation set new, more stringent California Phase 2 greenhouse gas emission standards that largely harmonize with the federal Phase 2 standards and harmonize California's Tractor-Trailer GHG regulation with Phase 2 trailer standards.

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<sup>1</sup> 42 U.S.C. § 4701(I).

The Consumer Products Amendments was adopted on March 25, 2021. The Consumer Products Amendments lowered volatile organic compounds (VOC) standards for existing categories of consumer products and added VOC standards for some new categories of products and clarified a number of definitions. On April 3, 2023, CARB submitted the Consumer Products Amendments to U.S. EPA as a revision to the California SIP. During U.S. EPA's review, U.S. EPA determined a specific section, California Code of Regulations (CCR) section 94512, Administrative Requirements, was needed to support the April 3, 2023, Consumer Products Amendments SIP submittal. CCR section 94512 was not included in the April 3, 2023, submittal because it was not included in the original 30-day notice for the March 25, 2021, amendments. This action would rectify that.

The hearing notices for the Innovative Technology Regulation, Zero-Emission Powertrain Certification Regulation, Clean Miles Standard, Phase 2 Tractor-Trailer Amendments Regulation, and Consumer Products Amendments did not include language noticing the adoption and submittal of these regulations to U.S. EPA as a revision to the SIP.

CARB is utilizing the Board meeting process to meet federal procedural requirements with the intention of submitting these regulations to U.S. EPA as a revision to the California SIP. This proposed action is exclusive to revision of the SIP and has no impact on the regulatory language or other aspects of the associated rulemakings already adopted by the Board.

## Proposed Action

CARB staff recommends that the Board adopt a revision to the California SIP to include the Innovative Technology Regulation, Zero-Emission Powertrain Certification Regulation, Clean Miles Standard, Phase 2 Tractor-Trailer Amendments Regulation, and Consumer Products Amendments, and direct staff to submit these regulations and relevant documents to U.S. EPA as a revision to the California SIP.

CARB staff will present a written summary of the Staff Report at the meeting. Copies of the Staff Report may be obtained from CARB's website at <https://ww2.arb.ca.gov/resources/documents/submittal-statewide-regulations-california-sip>, April 12, 2024. Please contact Chris Hopkins, Regulations Coordinator, at [Chris.Hopkins@arb.ca.gov](mailto:Chris.Hopkins@arb.ca.gov) or (279) 208-7347 if you need physical copies of the documents.

Interested members of the public may present comments orally or in writing during the meeting and may provide comments by postal mail or by electronic submittal before the meeting. To be considered by the Board, written comments not submitted during the meeting, must be received **no later May 13, 2024**, and addressed to the following:

Postal mail: Clerks' Office, California Air Resources Board  
1001 I Street, Sacramento, California 95814

*Electronic submittal:* <http://ww2.arb.ca.gov/lispub/comm/bclist.php>

Please note that under the California Public Records Act (Government Code section 7920.000 et seq.), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request.

Further inquiries regarding this matter should be directed to Austin Hicks, Air Pollution Specialist, South Coast Air Quality Planning Section, at (279) 208-7240 or Ariel Fidely, Manager, South Coast Air Quality Planning Section, at (279) 208-7225.

## Special Accommodation Request

Consistent with California Government Code section 7296.2, special accommodation or language needs may be provided for any of the following:

- An interpreter to be available at the hearing;
- Documents made available in an alternate format or another language; and
- A disability-related reasonable accommodation.

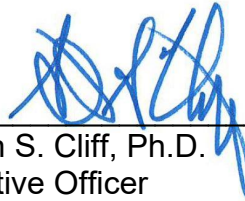
To request these special accommodations or language needs, please contact the Clerks' Office at [cotb@arb.ca.gov](mailto:cotb@arb.ca.gov) or (916) 322-5594 as soon as possible, but no later than ten business days before the scheduled Board hearing. TTY/TDD/Speech to Speech users may dial 711 for the California Relay Service.

Consecuente con la sección 7296.2 del Código de Gobierno de California, una acomodación especial o necesidades lingüísticas pueden ser suministradas para cualquiera de los siguientes:

- Un intérprete que esté disponible en la audiencia;
- Documentos disponibles en un formato alterno u otro idioma; y
- Una acomodación razonable relacionados con una incapacidad.

Para solicitar estas comodidades especiales o necesidades de otro idioma, por favor llame a la oficina del Consejo al [cotb@arb.ca.gov](mailto:cotb@arb.ca.gov) o (916) 322-5594 lo m?s pronto posible, pero no menos de 10 días de trabajo antes del día programado para la audiencia del Consejo. TTY/TDD/Personas que necesiten este servicio pueden marcar el 711 para el Servicio de Retransmisión de Mensajes de California.

California Air Resources Board



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Steven S. Cliff, Ph.D.  
Executive Officer

Date: April 12, 2024

*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see CARB's website ([ww2.arb.ca.gov](http://ww2.arb.ca.gov)).*