

**EXECUTIVE ORDER G-98-003**

WHEREAS, on November 13, 1997, the Air Resources Board ("Board") conducted a public hearing to consider amendments to the Air Toxics "Hot Spots" Program Fee Regulation for Fiscal Year 1997-98, set forth in sections 90700-90705, and Appendix A, Title 17, California Code of Regulations (CCR);

WHEREAS, following the public hearing the Board adopted Resolution 97-41, in which the Board approved amendment of sections 90700-90705, and Appendix A, Title 17, CCR, as set forth in Attachments A and B thereto;

WHEREAS, Resolution 97-41 directed the Executive Officer to adopt the regulations, after making them available to the public for a period of 15 days, provided that the Executive Officer shall consider such written comments as may be submitted during this period, shall make modifications as may be appropriate in light of the comments received, and shall present the regulations to the Board for further consideration if he determines that this is warranted;

WHEREAS, the approved regulations were available for public comment for one 15-day period, with the changes to the originally proposed text clearly indicated, in accordance with the provisions of Title 1, CCR, section 44;

WHEREAS, the Executive Officer has considered all written comments received during the 15-day period and has determined that these comments do not require the Board to reconsider or modify the approved regulations;

WHEREAS, the reporting requirements of the approved regulations that apply to small business are necessary for the health, safety, and welfare of the people of the state.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 97-41 are incorporated herein.

IT IS FURTHER ORDERED that sections 90700 through 90705, and Appendix A, Title 17, CCR, are amended as set forth in Attachment 1 hereto.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 1998, at Sacramento, California.

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Michael P. Kenny  
Executive Officer

Attachments