

APPENDIX D

PROPOSED CLARIFICATION OF THE REGULATORY TEXT

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Proposed Clarification to the Regulatory Text

| Subsection | Description of Change | Rationale for Change |
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| (d)(36)(A) | Remove the word <i>initial</i> and <i>new</i> . | Clarifies that initial start-up testing could apply to an existing engine as well as a new engine. |
| (e)(3) | Change the phrase <i>owner or operator</i> to <i>person</i> . | Clarifies that the requirements of this subsection also apply to engine dealers, distributors, and manufacturers. |
| (e)(3) Table 6 | Removes the phrase <i>model year and . . .</i> | Makes the language in the regulation consistent with the language in the table. |
| (e)(4)(D)1. and 2. | Adds a reference to subsection (e)(2)(F)1.c. | Clarifies that new engines in a demand response program must provide data to the District consistent with the requirement for engines not in these programs. |
| (e)(4)(E) | Adds a reference to subsection (e)(1). | Clarifies that notification of non-compliance applies to fuel requirements as well as engine emissions requirements. |
| (f)(1) and (g)(1) | Removes the phrase, . . . <i>by no later than. . .</i> and replaces it with, . . . <i>with the annual hours of operation limits beginning . . .</i> | Clarifies that compliance with the operating hour limits starts January 1, 2006. |
| (h)(1) | Adds the phrase, . . . or the <i>Executive Officer . . .</i> Changes the subsection reference from (e)(2)(D) to (e)(2)(F) | Clarifies that the ARB as well as the District can approve emission data used to show compliance with the ATCM and clarifies a referencing error. |
| (h)(2) | Changes the subsection reference from (e)(2)(E) to (e)(2)(F) | Clarifies a referencing error. |